

**ADJOURNED SESSION  
WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING  
TUESDAY, SEPTEMBER 19, 2023**

**A. CALL TO ORDER**

Chairman Thomas Egan called the meeting of the Winnebago County Board of Supervisors to order at 6:00 P.M. from the Winnebago County Courthouse, 415 Jackson Street, Oshkosh, Wisconsin and virtually by ZOOM.

**B. ROLL CALL**

The following Supervisors were present: 34 – Dowling, Nichols, Borchart, Eisen, Horan, Defferding, Ellenberger, Wise, Nussbaum, Stafford, Albrecht, Gabert, Binder, Swan, Floam, Gordon, Ponzer, Belville, Ernst, Hinz, Zellmer, Schellenger, Powers, Hanson, Cox, Gustafson, Youngquist, Farrey, Harrison, Zastera, Egan, Beem, Nelson and Miller; Excused: 1 – Robinson; Vacant – 1.

**C. PLEDGE OF ALLEGIANCE**

The meeting was opened with the Pledge of Allegiance.

**D. INVOCATION**

Invocation by Supervisor Karen Powers

**E. ADOPT AGENDA**

Motion by Supervisor Albrecht, seconded by Supervisor Gustafson, to adopt the agenda for tonight's meeting. CARRIED BY VOICE VOTE.

**F. PUBLIC COMMENTS**

Sidney Opperman, Oshkosh, voiced his concerns regarding a drainage issue on his property located on County Rd E in the Town of Algoma. He politely requests the situation be addressed.

Shanah Zastera, Oshkosh, voiced her concerns and spoke regarding the importance of the Supervisors to be aware of the situation going on around us with the constitutional rights being eroded or being threatened. She would recommend, if anyone is interested and willing, to start listening to information radio on 89.9 FM or 690 AM. This is VCY America Radio out of Milwaukee and they will let you know what is going on beyond what is heard on main-stream media.

**G. COMMUNICATIONS. PETITIONS. MEMORIALS. ACCOUNTS. COMMENDATIONS. ETC.**

Julie Barthels, Winnebago County Clerk, presented the following communications:

1. Resolution from Other County:
  - Polk County – Resolution No. 27-23 – "Resolution Supporting a Restitution Court Program for Polk County"
2. Petition for Zoning Amendment:
  - 001 – Ellen St. Pierre, Town of Neenah, rezone from A-2 (General Agriculture District) to R-1 (Rural Residential District) for tax parcel no. 010-0315-02
3. Commendations for Peggy Heise and Diane Mulder

**H. REPORTS FROM COMMITTEES, COMMISSIONS & BOARDS**

Supervisor Powers reminded everyone that September is Hispanic Heritage month and October is Breast Cancer awareness month.

Supervisor Binder attended the 2023 Annual WCA Conference that was held September 17-19, 2023, in the Wisconsin Dells. One of the programs he attended was on the Solar Farms. There isn't many regulations on the solar farms and landowners should really read contracts if leasing out their land. These contracts favor and benefit the utility companies.

Supervisor Nelson commented on the Winneconne shooting that took place recently. He acknowledged, praised and thanked the Winnebago County Sheriff's Department for their quick response to the Winneconne shooting.

Supervisor Horan attended the 2023 Annual WCA Conference that was held September 17-19, 2023, in the Wisconsin Dells. She stated the programs were terrific and very beneficial. She attended a session where James M. Olson who was the former Chief, retired from the CIA (CounterIntelligence Agency), gave his story and wrote a book, "To Catch A Spy: The Art of CounterIntelligence". That truly was a fascinating story.

Supervisor Floam attended the 2023 Annual WCA Conference that was held September 17-19, 2023, in the Wisconsin Dells. He thanked the County Board for sending him to the conference. One thing he was really interested in was the progress and implementation of the NextGen 911.

Supervisor Zastera attended and reported on several different sessions that was presented at the 2023 Annual WCA Conference. She reiterated to everyone that as Supervisors they really need to represent their constituents as there is a lot of pressure out there for their attention.

Supervisor Nussbaum stated that a year ago the price for the Railroad Consortium was going up \$5000 and it turns out the money the county sent in was \$5000 short. Supervisor Nussbaum wasn't sure how we go about getting that money to them.

Supervisor Defferding attended the Annual WCA Conference as well and stated it was very educational. He will be meeting with Judge Gibbs, Heather Faust from Behavioral Health, and someone from the Public Defender's office for Winnebago County on Wednesday, September 20, 2023. They will be discussing what they can do for those involved in the criminal justice system that have mental health conditions.

Supervisor Hinz informed everyone that at the last Planning & Zoning Committee meeting, the Sawyer Creek Flood Plain Map Amendment was put to bed permanently by a 4-1 vote. The committee did stress that they would like to see them come back with something more recent because members had issues with how long ago they did the mapping. This will not be coming back to this County Board body. It was declined by the committee and we will see what happens going forward.

## **I. COUNTY EXECUTIVE'S REPORT**

Executive Doemel reported on the following topics:

- Executive Doemel focused primarily on the 2024 budget. The Executive budget is still currently being worked on and is scheduled to be completed by September 22, 2023. He discussed the challenges and changes made this year to the budget process. The intent is to improve clarity and reduce confusion. The Priority Based Budgeting tool will help to create a comprehensive look into what is happening in the county budget. The County Executive is available to answer any questions that may arise.

After further discussion and questions, Executive Doemel provided updates on the boathouse, ARPA Commission, 980 Housing and other miscellaneous projects happening within the county.

## **J. COUNTY EXECUTIVES APPOINTMENTS**

Executive Doemel asked for the board's approval of his appointments of Dale Walker - Director of Business & Industry Services, Fox Valley Technical College; and Josh Kilgas, - Vice President of Resource Development, United Way Fox Cities; to the Fox Valley Workforce Development Board. Both terms will expire in 2026.

Motion by Supervisor Farrey, seconded by Supervisor Stafford to accept. CARRIED BY VOICE VOTE.

## **K. COUNTY BOARD CHAIRMAN'S REPORT**

Chairman Egan reported that Supervisor Robinson is excused from tonight's meeting.

Chairman Egan mentioned if anyone was interested in attending the Wisconsin Airport Conference, please get a hold of the Airport Director, Jim Schell. The event will take place September 20-22, 2023, in Appleton, Wisconsin.

Chairman Egan informed the board that Supervisor Youngquist, District 29, has resigned from the Board effective September 15, 2023.

Chairman Egan announced that the process of filling the vacancy for District 29 will begin immediately.

## **L. CONSENT CALENDAR**

**Consent Calendar Items are those items of a Routine Administrative Nature that are Voted on by the Winnebago County Board of Supervisors in a Single Roll Call Vote. Staff Recommends Approval of all Items. Any Winnebago County Board of Supervisor may Request that an Item be Removed from the Consent Calendar for Discussion. Questions relating to items on the Consent Calendar do not require the item be removed from the Consent Calendar if a satisfactory answer is provided.**

1. Approval of Proceedings from the August 15, 2023, Adjourned Session of the Winnebago County Board of Supervisors.
2. County Executive Appointments: Fox Valley Workforce Development Board - Dale Walker and Josh Kilgas

### **RESOLUTIONS & ORDINANCES**

3. **Resolution No. 261-092023: Commendation for Peggy Heise**

WHEREAS, Peggy Heise has been employed with Planning and Zoning for the past twenty-three years, and during that time, has been a most conscientious and devoted County employee; and

WHEREAS, Peggy Heise has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service; and

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation is extended to Peggy Heise for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the County Clerk send a copy of this Resolution to Peggy Heise.

Submitted by: PERSONNEL & FINANCE COMMITTEE

**4. Resolution No. 262-092023: Commendation for Diane Mulder**

WHEREAS, Diane Mulder has been employed with Park View Health Center for the past thirty-one years, and during that time, has been a most conscientious and devoted County employee; and

WHEREAS, Diane Mulder has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service; and

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation is extended to Diane Mulder for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the County Clerk send a copy of this Resolution to Diane Mulder.

Submitted by: PERSONNEL & FINANCE COMMITTEE

**5. Resolution No. 263-092023: Authorizing the Winnebago County Parks Department to Enter into a Memorandum of Understanding with NorthEast Wisconsin Trails for the Purpose of Maintaining and Operating the Waukau Dam Mountain Bike Trails System**

WHEREAS, the Winnebago County Parks Department is responsible for maintaining and programming the Waukau Dam Nature Area; and

WHEREAS, NorthEast Wisconsin Trails is a non-profit organization in the Fox Valley Area that voluntarily helps maintain and operate eight mountain bike trails in the Fox Valley region; and

WHEREAS, the Winnebago County Parks Department wishes to enter into a formal Memorandum of Understanding with NorthEast Wisconsin Trails to continue to maintain and operate the single track mountain bike trail located at the Waukau Dam Nature Area located within the Town of Rushford.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it authorizes the Winnebago County Executive and Winnebago County Clerk to enter into an agreement with NorthEast Wisconsin Trails for the purpose of maintaining and operating the Waukau Dam Mountain Bike Trail system at the Waukau Dam Nature Area.

Submitted by: PARKS & RECREATION COMMITTEE

**6. Resolution No. 264-092023: Request Authority to Apply for and Accept a Department of Agriculture, Trade and Consumer Protection (DATCP) Producer-Led Watershed Protection Grant**

WHEREAS, Winnebago County Land & Water Conservation Department is interested in acquiring a Producer-Led Watershed Protection Grant from the DATCP for the purpose of providing funding to producer-led groups that focus on nonpoint source pollution abatement activities; and

WHEREAS, the project implementation, for which the grant is being applied, will provide support to groups to deliver cost share programs on-farm demonstration and research projects and education and outreach efforts on conservation systems; and

WHEREAS, the grant will support innovative practices that improve water quality to farmers and other community members within their local watersheds; and

WHEREAS, Winnebago County Land & Water Conservation Department is identified as the collaborator and the fiscal agent accepting the grant funds on behalf of the producer-led watershed group; and

WHEREAS, Winnebago County Land and Water Conservation Department shall comply with all state laws and regulations pertaining to implementation of this project and fulfillment of the grant document provisions.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby gives authority to the Land and Water Conservation Department to apply for and accept a Department of Agriculture, Trade and Consumer Protection Producer-led (DATCP) Watershed Protection Grant.

Submitted by: LAND CONSERVATION COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

**7. Resolution No. 265-092023: Approve Ground Lease between ODL Investments, LLC and Winnebago County for Aircraft Storage**

WHEREAS, ODL Investments, LLC desires to enter into a ground lease with Winnebago County for aircraft storage; and

WHEREAS, Lee Beverage has been a long-time tenant at Wittman Regional Airport.; and

WHEREAS, ODL Investments, LLC intends to purchase the hangar currently owned by Lee Beverage at Wittman Regional Airport; and

WHEREAS, the ground lease shall run for a period of twenty (20) years, from October 1, 2023 to September 30, 2043; and

WHEREAS, ODL Investments, LLC agrees to pay Winnebago County \$1,140.00 per year for the ODL Investments, LLC Hangar and with an increase adjusted by the percentage change in CPI-U on the anniversary of the agreement at each three (3) year interval.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves execution by the Winnebago County Executive and Winnebago County Clerk of a Ground Lease between ODL Investments, LLC and Winnebago County for aircraft storage.

Submitted by: AVIATION COMMITTEE

Motion by Supervisor Horan and seconded by Supervisor Floam, to adopt. CARRIED BY VOICE VOTE.

Notation: Consent calendar agenda item no. 2 – County Executive Appointments were also voted on during the County Executive's Appointment segment.

## M. RESOLUTIONS & ORDINANCES

**1. Resolution No. 174-012023: Authorizing a Capital Improvements Project to Provide Automated Pay Stations for Boat Landings, to Be Funded by a Transfer of \$120,000 from the Spirit Fund**

WHEREAS, the 7 public boat landings operated by the Winnebago County Parks Department currently have cash boxes to receive daily payments of launch fees;

WHEREAS, replacing these cash boxes with automated pay stations will provide greater convenience to the public, allowing for use of credit cards or cash, and will provide the county with a savings in staff time and more consistent collection of launch fees while being consistent with similar systems in place for the City of Oshkosh as well as Brown County; and

WHEREAS, the \$120,000 in funding for a capital improvements project to provide automated pay stations for boat landings is an appropriate use of dollars from the Spirit Fund.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it authorizes a capital improvements project to provide automated pay stations for boat landings, to be funded with \$120,000 from the Spirit Fund.

Submitted by: ARPA STRATEGY & OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Gordon, to adopt.

Vote on resolution: AYES: 33; NAYES: 1 – Defferding; ABSTAIN: 0; ABSENT: 1 – Robinson; VACANT – 1. MOTION PASSED.

**2. Resolution No. 229-052023: Amend Section 0.0 (Role of the County Board Supervisor) of the Rules of the Winnebago County Board of Supervisors to Add Section 0.4 Addressing the Use of Winnebago County Owned Electronic Devices by Winnebago County Board Supervisors and Outlining Consequences for Misuse of Such Electronic Devices**

WHEREAS, Winnebago County Board Supervisors have the privilege of being elected and trusted officials; and

WHEREAS, Winnebago County encourages the use of electronic devices by Winnebago County Board Supervisors and Winnebago County Board Supervisors normally vote electronically. To that end, Winnebago County loans Winnebago County Board Supervisors' electronic devices; and

WHEREAS, Winnebago County owned electronic devices can be used to read and review meeting material and access information pertinent to meeting discussions; and

WHEREAS, Winnebago County Board Supervisors are required to sign a Winnebago County Computer Use Policy at the beginning of their tenure; and

WHEREAS, every user of the Winnebago County network, including but not limited to elected officials, is not assigned credentials for access until the Winnebago County Computer Use Policy is signed and received by Winnebago County; and

WHEREAS, one express mandate of the Winnebago County Computer Use Policy is that "the computer system belonging to Winnebago County is to be used for business purposes only"; and

WHEREAS, Winnebago County Board Supervisors, per Winnebago County Information Technology department discretion, are allowed repairs and support during the lifecycle of the device.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it adds Section 0.4 to the Rules of the Winnebago County Board of Supervisors to read as follows:

0.4 Each supervisor will be issued a county-owned electronic device for use during their term on the County Board. Supervisors are to be responsible for the care and safety of the electronic device. If an electronic device is damaged and requires replacement, Winnebago County will provide a replacement for one such occurrence. Any further purchase of replacement electronic device during the life cycle of the device will be the financial responsibility of the supervisor.

Winnebago County Board Supervisors may only use Winnebago County owned electronic devices for Winnebago County Business. Winnebago County Supervisors shall not use such electronic devices to communicate with other Winnebago County Board Supervisors during any Winnebago County meeting to discuss, collaborate, or influence a vote.

Winnebago County Board Supervisors use of electronic devices must adhere to all Winnebago County Use Policies, the Winnebago County General Code, the Winnebago County Board of Supervisors Ethics Handbook and Wisconsin State Statute.

Winnebago County reserves the right to disconnect Winnebago County owned devices and disable services without notice or repossess the electronic device if used by a Winnebago County Board Supervisor in any unauthorized manner.

Winnebago County Board of Supervisors shall take such action as allowed by state statute including but not limited to a Resolution of Censure against a recalcitrant Winnebago County Board Supervisor who ignores the rules of Winnebago County Use Policies, the Winnebago County General Code, the Winnebago County Board of Supervisors Ethics Handbook, Wisconsin State Statute, and this Resolution and uses Winnebago County owned electronic devices in any unauthorized manner.

Winnebago County Board Supervisors shall be required to return their Winnebago County electronic devices if violating the rule and pay all costs associated with damages to or loss of the Winnebago County electronic devices.

The Winnebago County Board Supervisors will return their electronic devices within five business days of the end of their tenure to the Winnebago County Clerk. In the event an electronic device is not returned in a timely manner Winnebago County will bill the Supervisor for the current value of the electronic device.

Submitted by: KAY HORAN, Supervisor District 5  
INFORMATION TECHNOLOGY COMMITTEE  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Horan, seconded by Supervisor Hanson, to adopt.

Vote on resolution: AYES: 26; NAYES: 7 – Nichols, Binder, Gordon, Ponzer, Buck, Powers and Cox; ABSTAIN: 1 – Farrey; ABSENT: 1 – Robinson; VACANT – 1. MOTION PASSED.

**3. Resolution No. 266-092023: Resolution Authorizing the Borrowing of Not to Exceed \$9,900,000; and Authorizing the Issuance and Sale of General Obligation Promissory Notes Therefor**

WHEREAS, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") hereby finds and determines that it is necessary, desirable and in the best interest of the County to raise funds for the public purpose of paying the cost of constructing, remodeling, demolishing and improving roads, highways, buildings, parks and sites including projects at the University of Wisconsin Oshkosh-Fox Cities campus and acquiring land, furnishings, fixtures and equipment (collectively, the "Project"), and there are insufficient funds on hand to pay said costs; and

WHEREAS, the County Board of Supervisors hereby finds and determines that the Project is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes; and

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for such public purposes; and

WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation promissory notes in the aggregate amount of not to exceed \$9,900,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that:

Section 1. Authorization of the Notes. For the purpose of paying costs of the Project, there shall be borrowed pursuant to Section 67.12(12) of the Wisconsin Statutes, a principal sum of not to exceed NINE MILLION NINE HUNDRED THOUSAND DOLLARS (\$9,900,000).

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell, on behalf of and in the name of the County, general obligation promissory notes aggregating a principal amount not to exceed NINE MILLION NINE HUNDRED THOUSAND DOLLARS (\$9,900,000) (the "Notes"). The sale of the Notes shall be negotiated with Robert W. Baird & Co. Incorporated ("Baird"), and the terms of the Notes, including the dating, interest rates, maturity schedule and other details with respect to the Notes, shall be subject to approval by subsequent resolution of the County Board of Supervisors. There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on the Notes.

Section 3. Official Statement. The County Clerk shall cause an Official Statement concerning the Notes to be prepared by Baird. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Official Statement under this Resolution.

Section 4. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by: PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Cox, seconded by Supervisor Nussbaum, to adopt.

Vote on resolution: AYES: 30; NAYES: 4 – Dowling, Defferding, Hanson, and Zastera; ABSTAIN: 0; ABSENT: 1 – Robinson; VACANT – 1. MOTION PASSED.

**4. Resolution No. 267-092023: Approve the Land & Water Conservation Department Spirit Fund Program Policy Plan**

WHEREAS, the County Board has appropriated Funds in the Amount of \$3,030,300 for Land and Water Conservation Projects administered by the Land and Water Conservation Department (LWCD) through Resolution No. 202-032023; and

WHEREAS, Resolution Number 202-032023 required that a Spirit Fund Program (SFP) Policy Plan be established by the Land Conservation Committee (LCC) with guidance and expertise together with administrative responsibilities assigned to the LWCD; and

WHEREAS, the LCC with the guidance and expertise of the LWCD, completed the SFP Policy Plan as required under County Board Rule 24.11, Wis Stats. 92.06 and 92.07 and Resolution No. 202-032023; and

WHEREAS, the funds are to be used to support Best Management Practices (BMPs) and specific LCC approved programs that protect surface water and groundwater, reduce soil erosion, and educate or demonstrate the importance of resource protection; and

WHEREAS, the LCC may amend the SFP Policy Plan specific to conservation practices if needed; cost-share percentages **utilizing Spirit Funds** may only be amended by the County Board; and

WHEREAS, the SFP Policy Plan does not replace any of the existing cost-share programs in the LWCD; and

WHEREAS, the timeline to expend the SFP Funds on conservation projects in the LWCD will be no greater than 15 years.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it approves the Land & Water Conservation Department Spirit Fund Program Policy Plan.

Submitted by: LAND CONSERVATION COMMITTEE

Motion by Supervisor Farrey, seconded by Supervisor Gordon, to adopt.

Motion by Supervisor Farrey, seconded by Supervisor Gabert, to make an amendment to the resolution. On Line 17, add the verbiage "utilizing Spirit Funds" after "share percentages". It should read, "share percentages utilizing Spirit Funds may only be amended by the County Board; and"

Vote on amendment to the resolution: CARRIED BY VOICE VOTE.

Vote on resolution as amended: CARRIED BY VOICE VOTE.

**5. Ordinance No. 268-092023: Amend Winnebago County General Code Section 1.12 to Adopt a Compensation Package to Pay Winnebago County Board Supervisors a Monthly Salary**

WHEREAS, organizational reform for the Winnebago County Board of Supervisors has been discussed a number of times over the years; and

WHEREAS, the Judiciary and Public Safety Committee has an opportunity to examine how it can better serve the people of Winnebago County in an efficient and effective manner; and

WHEREAS, an ad-hoc task force of Winnebago County Board Supervisors has investigated many types of compensation packages of surrounding counties over a population of 100,000; and

WHEREAS, this ad-hoc task force has reached out to 16 other counties to compare its current proposed compensation package; and

WHEREAS, the finding of this ad-hoc task force is that Winnebago County Board supervisors would be best served with being paid a monthly salary; and

WHEREAS, mileage reimbursement would remain as is.

NOW, THEREFORE, THE WINNEBAGO COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1.12 is replaced in its entirety with the following language amended as follows:

(1) AUTHORITY. This section of the Code is adopted under the authority granted by Wis. Stats. § 59.10(3)(f) through (h)(i) and Wis. Stats. § 59.13(2).

(2) DEFINITIONS.

(a) ~~COMMITTEE~~ AUTHORIZED MEETING shall mean:

(1) The convening of a standing select or special committee of the county board or subcommittee thereof for duly authorized purposes pursuant to Wis. Stats. §§ 19.81—19.98 (open meetings of governmental bodies) and the rules of the county board wherein an agenda is published, quorum is present, and regular business is conducted; or

(b)(2) The attendance by a supervisor at any school, institute, conference, meeting, or event which the chairperson of the county board, or the vice chairperson in the chairperson's absence, directs him or her to attend; or

~~(c) The attendance by a supervisor at any school, institute, conference, or meeting which the county board or the chairperson of the county board, or the vice chairperson in the chairperson's absence, directs him or her to attend; or~~

~~(3) The attendance by a supervisor at any school, institute, conference, or meeting which the county board or the chairperson of the county board, or the vice chairperson in the chairperson's absence, directs him or her to attend; or~~

(4)(3) Claims for expense or for per diem reimbursement not submitted to the office of the county board chairperson ~~clerk~~ before the first Monday of each month shall not be processed for payment in that month.

(5)(4) The county's finance department shall develop an expense and per diem reimbursement sheet, subject to the approval of the personnel and finance committee, which shall be used by all supervisors to submit **All supervisors shall submit** claims for compensation and/or expenses pursuant to this article. Subject to the approval of the county board chairperson, or the vice chairperson if the chairperson is unavailable, claims for expense and per diem reimbursement shall be paid by the county, except those claims which are in excess of sums permitted by the Winnebago County General Code or state law. No claim shall be made by any supervisor for expense or per diem reimbursement which the supervisor has not actually incurred or earned.

~~(6)(5) Supervisors shall be eligible for per diem and expense reimbursement for attending the following:~~

(a) Regular **Authorized** meetings of the county board of supervisors;

(b) Regular **Authorized meetings of any committee of jurisdiction of the county board in addition to any board, commission, task force, or consortium to which the supervisor has been duly appointed;**

(c) Attendance of any "committee meeting" **Any "authorized meeting"** as that term is defined within this article, or requested presence by the county board chairperson, to represent the county;

~~(d) Attendance at a conference **A meeting** with the county executive at the specific request of the county executive.~~

(7)(6) **Per diem A monthly salary shall be paid** and expenses shall be reimbursed **to a Supervisor while attending authorized meetings described in (5) for the county board of supervisors** as follows:

(a) **Per diem Monthly Salary**

~~1/2 day meeting (One or more meetings totaling 4 hours or less)~~

Full day meeting ..... \$ 75.00

Monthly county board meeting ..... \$ 75.00

Maximum allowable per diem per day ..... \$ 75.00

**County Board Supervisor's Monthly Salary..... \$500**

**Committee Chairperson.....additional \$75 per month per committee**

**County Board Chairperson Monthly Salary.....\$1400**

**County Board Vice-Chairperson Monthly Salary.....\$700**

(b) Mileage, Lodging, and Meals..... Section 3.05 of the Winnebago County General Code.

(8) No county board supervisor may claim more than one per diem for each day of service as a county board supervisor.

(9) In addition to the per diem eligibility set forth above, the county board chairman shall receive an annual salary of \$5,000.00 and the vice chairman shall receive an annual salary of \$1,500.00 for performing duties required by those positions.

~~(10)(7) Non-supervisors who are duly appointed to serve on the following committees, boards, and commissions who are not acting within the scope of their employment or office in so doing, shall be eligible for the same per diem payments and expense reimbursements as supervisors:~~ **Non-supervisors who are duly appointed to serve on committees, boards, commissions, who are not acting within the scope of their employment or office in so doing, shall be eligible for the same a \$50 payment for a half day meeting (4 hours or less) but not more than \$75 per day and expense reimbursements as supervisors.**

- a. Board of adjustment
- b. Land conservation committee
- c. Solid waste management board
- d. Committee on aging
- e. Health board
- f. Public safety building board—members at large
- g. Information systems technology committee
- h. Grievance review board
- i. Veterans service commission
- j. Housing authority Human Services Board

~~(11) EFFECTIVE DATE. This article shall be effective as of September 1, 2001.~~  
(Code 1974, § 1.12; Ord. of 11-13-2007; Ord. of 11-21-2017)

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that said amendments to the General Code of Winnebago County shall become effective for the County Board Supervisors elected and/or re-elected in 2024.

Submitted by: JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Wise, seconded by Supervisor Gustafson, to adopt.

Motion by Supervisor Wise, seconded by Stafford, to make an amendment to the resolution. On Line 20, remove the verbiage "replaced in its entirety with the following language" and replace it with "amended as follows".

Vote on amendment to the resolution: CARRIED BY VOICE VOTE.

Vote on resolution as amended: AYES: 28; NAYES: 5 – Gordon, Ernst, Zellmer, Cox and Beem; ABSTAIN: 0; ABSENT: 2 – Robinson and Zastera; VACANT – 1. MOTION PASSED.

**6. Resolution No. 269-092023: Amend Section 8.0 "Written Agenda" of the Rules of the Winnebago County Board of Supervisors by Amending Rule 8.5**

WHEREAS, transparency in government affairs is critical to a well-functioning organization; and WHEREAS, Wis. Stat. §19.81 states that " the public is entitled to the fullest and most complete information regarding the affairs of government as is compatible with the conduct of governmental business."; and

WHEREAS, providing attachments for agenda items for each Committee, Commission, Board, Panel and Task Force meeting furthers transparency; and

WHEREAS, Rule 8.5 provides:

"This agenda and attachments shall be furnished to any person so requesting it from the County Clerk."

WHEREAS, Rule 8.7 provides:

"All items not appearing on the written Agenda or not delivered with the Agenda shall be out of order and shall not be considered by the Board at the particular meeting."

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it amends Section 8.0 "Written Agenda" of the Rules of the Winnebago County Board of Supervisors by amending Rule 8.5:

Rule 8.5

This Agenda and attachments shall be furnished to any person so requesting it from the County Clerk. **Written Agenda rules set forth in Rule 8.3 and Rule 8.7 shall apply to all Committees, Commissions, Boards, Panels, and Task Forces and the public for all regularly scheduled meetings.**

Submitted by: CONLEY HANSON, Supervisor District 26  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Hanson, seconded by Supervisor Gustafson, to adopt.

Motion by Supervisor Floam, seconded by Supervisor Swan, to call the question.

Vote on call the question: CARRIED BY VOICE VOTE.

Vote on resolution: AYES: 17; NAYES: 17 – Nichols, Borchart, Eisen, Ellenberger, Wise, Nussbaum, Gabert, Binder, Gordon, Ponzer, Ernst, Zellmer, Schellenger, Powers, Cox, Egan, and Nelson; ABSTAIN: 0; ABSENT: 1 – Robinson; VACANT: 1. MOTION FAILED. (Required two-thirds of members present to pass.)

**N. ADJOURNMENT**

Motion by Supervisor Albrecht, seconded by Supervisor Schellenger, to adjourn until the Board's next meeting on Tuesday, October 17, 2023, at 6:00 p.m. The meeting was adjourned at 9:01 p.m.

Submitted by:  
Cassie J. Smith-Gregor  
Winnebago County Deputy Clerk

State of Wisconsin)  
County of Winnebago) ss

I, Cassie J. Smith-Gregor do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their regular meeting held September 19, 2023.

Cassie J. Smith-Gregor  
Winnebago County Deputy Clerk