

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, JULY 16, 2019**

Vice Chairman Thomas Egan called the meeting to order at 6:00 p.m. in the County Board Room, Fourth Floor, Courthouse, 415 Jackson Street, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an invocation by Supervisor Locke.

The following Supervisors were present: 29 - Konetzke, Brunn, Borchart, Eisen, Defferding, Lenz, Smith, Nussbaum, Albrecht, Gabert, Binder, Konrad, Schorse, Wojciechowski, Gordon, Wingren, Warnke, Singstock, Buck, Powers, Locke, Wise, Finch, Farrey, Rasmussen, Keller, Egan, Ellis and Joas.

Excused: 7 – Ramos, Spellman, Lautenschlager, Norton, Robl, Youngquist and Snider.

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

PUBLIC HEARING

The following persons spoke in support and concern on Resolution No. 179-072019: Create Section 7.16 of the General Code of Winnebago County: All-Terrain Vehicle/Utility Terrain Vehicle Routes and Regulations.

- Gene Goode, Waupaca County – President of the Northeast Wisconsin ATV-UTV Association
- Donald Hans, Neenah, Wisconsin
- Tom Yancy, Berlin, Wisconsin
- Steve Wulgaert, Town of Wolf River, Wisconsin

COMMUNICATIONS AND PETITIONS

The following correspondence was presented to the board by Susan Ertmer, County Clerk:

Zoning Petitions:

- No. 1 – Petition for zoning change from Craig Norlin; Town of Winneconne; for tax parcel no. 030-0625; rezone from B2 Community Business District to R-2 Suburban Residential District was referred to the Planning and Zoning Committee.
- No. 2 – Petition from Cary Rowe, Winnebago County Zoning Administrator; for a text amendment to Chapter 16.05 (holding tanks), Winnebago County Sanitary Ordinance, of the Winnebago County General Code was referred to the Planning and Zoning Committee.
- No. 3 – Petition from Cary Rowe, Winnebago County Zoning Administrator; for a text amendment to Winnebago County Floodplain Zoning Code – Text and Map (Chapter 26) of the Winnebago County General Code for the following parcels was referred to the Planning and Zoning Committee.

	OWNER 1	OWNER 2	PARCEL	OWNER 1	OWNER 2
0120059	ABRAHAM, ROBERT C		01201130206	HILL, DAVID F	HILL, MARY V
0120084	ACDMS LLC		012012303	LAUS REV TST, ROBERT C	LAUS REV TST, DONNA R
012009801	AMERICAN TRANSMISSION COMP LLC		012011506	PANSIEWOOD FARMS	
0120712	BEACH, RYAN M	NETZER, DANIELLE E	0120082	PHILLIPS, BRITTNEY L	
0160797	BRADLEY, MICHAEL A		02400030101	POTRATZ LLC, MAREK R	
0120080	COWAN, PATSY A	AKINS, ZANE V, et al.	012011701	RAAB, TIMOTHY M	CHRISTIAN, NANCY L
0120150	CRAM, KEITH A	CRAM, MARY A	0120103	RADLOFF, DENNIS	
0120098	DELI, RICK L	DELI, MARY L	0020386	RADLOFF, WESLEY A	RADLOFF, SHIRLEY A
0240007	DODD, ROBERT E	DODD, CONNIE F	012008202	RHYNER TST	
012015115	DODGE, IAN C	DODGE, ANGELA M	0120117	RIECKMAN, ROBERT J	
012011302	FOLSKE, RICK A	FOLSKE, JENNIFER E	0120151	ROGGE REV TST, JEFFREY S	
0120057	GABERT, RICHARD L	RUSCH, THOMAS N	0120056	RUSCH, THOMAS N	GABERT, RICHARD L
01201130207	GELHAR, MICHAEL E		01201511402	SCHAFFER, DENNIS L	SCHAFFER, JILL K
0240023	GRANGER, THERESA	RANK, MIKE, et al.	024002301	SOBOJINSKI, THOMAS E	SOBOJINSKI, KELLY A
012015114	GROSKREUTZ TST, RONALD E	GROSKREUTZ TST, KATHLEEN K	012015102	STADLER, JIMMY L	STADLER, CORINNE A
01201511401	GROSKREUTZ, PAUL G, SR	GROSKREUTZ, JUDY M			

- Notice of Claim from Bernie Sorenson for damage to his vehicle caused by debris falling off the back of a Winnebago County Highway flatbed truck was referred to the Personnel and Finance Committee.
- Notice of Claim from Jason Davis for damage to his vehicle's windshield caused by debris falling out of the back of a Winnebago County truck was referred to the Personnel and Finance Committee.
- Resolution from Door County – Resolution #2019-41: Urging the Legislature to Revise the Statutes for Court Fees and Costs in Probate and Juvenile Cases was referred to the Legislative Committee.
- Resolution from Kenosha County – Resolution #20: Resolution asking Governor Evers and the Wisconsin State Legislature to apply for a waiver from Federal rules excluding institutional stays from Medicaid coverage was referred to the Legislative Committee.
- Resolution from Portage County – Resolution #134-2018-2020: Supporting Local Control for Livestock Siting was referred to the Legislative Committee.

- Thank you notes from 2019 Winnebago County Scholarship Recipients – Natalie Miller, Lucas Pinkerton, Brandon Robak, Megan Schulte and Emmeline Liske.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Gabert extended a “Thank You” to the Winnebago County Highway Department workers for their hard work and long hours to prepare the county for the Experimental Aircraft Association Adventure. She noted that EAA starts on Monday, July 22, 2019. EAA is offering four free tickets per household to citizens of the City of Oshkosh on that day.

Supervisor Smith reported on his attendance to the East Central Wisconsin Railroad Consortium annual meeting held on Wednesday, July 10, 2019. They discussed the 2020 budget, the WI DOT Freight Rail Preservation program and the by-laws for this committee. The 2020 dues will be \$25,000 per county.

Supervisor Finch asked for the board’s support for Resolution No. 174-072019 regarding a “Meet Me at the Park” Grant for \$30,000.00.

Supervisor Farrey reported that the Winnebago County Land Conservation Committee has approved a new contractual agreement with the Weigh in on the Waters group. This agreement is between Winnebago, Fond du Lac and Outagamie Counties.

Supervisor Schorse attended the reading of the Declaration of Independence and the City of Oshkosh 4th of July parade. She noted that these events would be a good opportunity to show your constituents who their representatives are in Winnebago County.

Motion by Supervisor Finch and seconded by Supervisor Ellis to approve the proceedings from the June 18, 2019 county board meeting. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE’S REPORT

Executive Mark Harris spoke in support of the following resolutions:

- Resolution No. 172-072019: Amend the Table of Organization for the Winnebago County Corporation Counsel’s Office to Add One Full-Time Assistant Corporation Counsel Position and one Full-Time Paralegal Position, and Authorize the Transfer of \$53,057 from the Winnebago County Reserve Contingency Account and \$25,000 from the Winnebago County Reserve Salary Contingency Account to Cover Labor and Operating Expenses for the Additional Staff.
- Resolution No. 176-072019: Authorize the Transfer of \$39,500 from the Winnebago County Reserve Contingency Account to the Winnebago County UW-Extension’s Maintenance Grounds Account to Build New Community Gardens on the Winnebago County Parks Department’s Land Located at 770 East County Road Y.
- Resolution No. 179-072019: Create Section 7.16 of the General Code of Winnebago County: All-Terrain Vehicle/Utility Terrain Vehicle Routes and Regulations. Executive Harris supports this resolution, but would like to see it referred back to the committee to address some concerns.

COUNTY BOARD VICE-CHAIRMAN’S REPORT

Vice-Chairman Egan reported that the following Supervisors are excused from tonight’s meeting: Supervisors Ramos, Spellman, Lautenschlager, Norton, Robl, Youngquist and Snider.

Vice-Chairman Egan talked to Supervisor Robl. He is doing much better and would appreciate a call from fellow Supervisors.

Vice-Chairman Egan reported that the Wisconsin Towns Association had a picnic and invited Winnebago County Supervisors to attend. Representing Winnebago County was: Supervisors Egan, Borchart, Defferding, Keller and Konetzke; and County Executive Mark Harris and Sheriff John Matz.

ZONING REPORTS & ORDINANCES

- Report No. 001 – A report from the Planning & Zoning Committee regarding a requested zoning change from Judy and Richard L. Christianson; Town of Clayton, for tax parcel nos. 006-0527 and 006-0528. Motion by Supervisor Farrey and seconded by Supervisor Finch to approve. CARRIED BY VOICE VOTE.
 - Amendatory Ordinance No. 07/01/19 – A requested zoning change from B-3 Regional Business, A-2 General Agriculture to R-2 Suburban Low Density Residential, M-1 Mixed Use, B-3 Regional Business for tax parcel nos. 006-0527 and 006-0528. Motion by Supervisor Farrey and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE. (Effective Date: July 19, 2019)
- Report No. 002 – A report from the Planning & Zoning Committee regarding a requested zoning change from Marilyn K. & Robert J. Potratz, Rev. Trust; Town of Omro, for tax parcel no. 016-0819. Motion by Supervisor Gabert and seconded by Supervisor Konetzke to approve. CARRIED BY VOICE VOTE.

- Amendatory Ordinance No. 07/02/19 – A requested zoning change from R-1 Rural Residential, A-2 General Agriculture to A2 General Agriculture for tax parcel no. 016-0819. Motion by Supervisor Gabert and seconded by Supervisor Schorse to adopt. CARRIED BY VOICE VOTE. (Effective Date: July 19, 2019)
- Amendatory Ordinance No. 07/03/19 – A requested zoning change from the Town of Clayton to amend the Zoning Code of Ordinances Chapter 9, Short-Term Rentals Code. Motion by Supervisor Gabert and seconded by Supervisor Konetzke to adopt. CARRIED BY VOICE VOTE. (Effective Date: July 19, 2019)
- Amendatory Ordinance No. 07/04/19 – A requested zoning change from the Town of Clayton on behalf of the Town of Clayton for parcel no. 006-0348-01 to rezone from R-1 Rural Residential to R-2 Suburban Residential District. Motion by Supervisor Gabert and seconded by Supervisor Konetzke to adopt. CARRIED BY VOICE VOTE. (Effective Date: July 19, 2019)
- Amendatory Ordinance No. 07/05/19 – A requested zoning change from the Town of Clayton on behalf of Rick Christianson to rezone tax parcel nos. 006-0527 & 006-0528 from A-2 General Agricultural District and B-3 General Business District to R-2 Suburban Residential District, B-3 General Business District and M-1 Mixed Use District. Motion by Supervisor Farrey and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE. (Effective Date: July 19, 2019)
- Amendatory Ordinance No. 07/06/2019 – A requested zoning change from the Town of Utica on behalf of Kenneth Schmick to rezone tax parcel nos. 024-0472-01-02 & 024-0472-01-01 from A-2 Agricultural District to R-R Rural Residential Recreational Mixed Use. Motion by Supervisor Gabert and seconded by Supervisor Joas to adopt. CARRIED BY VOICE VOTE. (Effective Date: July 19, 2019)

RESOLUTIONS & ORDINANCES

RESOLUTION NO. 165-072019: Commendation for Dianna Jordan

WHEREAS, Dianna Jordan has been employed with Park View Health Center for the past thirty-eight (38) years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Dianna Jordan.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 166-072019: Commendation for Coral Schrauth

WHEREAS, Coral Schrauth has been employed with Park View Health Center for the past thirty-seven (37) years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Coral Schrauth.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 167-072019: Commendation for Lisa Saft

WHEREAS, Lisa Saft has been employed with the Winnebago County Department of Human Services for the past thirty-two (32) years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Lisa Saft.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 168-072019: Commendation for Mark Weisensel

WHEREAS, Mark Weisensel has been employed with the Winnebago County Department of Human Services for the past thirty-five (35) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Mark Weisensel has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge his years of service.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation be and is hereby extended to Mark Weisensel for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Mark Weisensel.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 169-072019: Disallow Claim of YRC Worldwide Inc on behalf of Alan Canfield

WHEREAS, your Personnel and Finance Committee has had the claim of YRC Worldwide Inc on behalf of Alan Canfield referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of YRC Worldwide Inc on behalf of Alan Canfield, filed with the County Clerk on May 16, 2019, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 170-072019: Disallow Claim of Wisconsin Public Service Corporation (Date of Loss: 01/28/2019)

WHEREAS, your Personnel and Finance Committee has had the claim of Wisconsin Public Service Corporation (Date of Loss: 01/28/2019) referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Wisconsin Public Service Corporation (Date of Loss: 01/28/2019), filed with the County Clerk on May 30, 2019, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 171-072019: Disallow Claim of Wisconsin Public Service Corporation (Date of Loss: 01/18/2019)

WHEREAS, your Personnel and Finance Committee has had the claim of Wisconsin Public Service Corporation (Date of Loss: 01/18/2019) referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Wisconsin Public Service Corporation (Date of Loss: 01/18/2019), filed with the County Clerk on May 30, 2019, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 172-072019: Amend the Table of Organization for the Winnebago County Corporation Counsel's Office to Add One Full-Time Assistant Corporation Counsel Position and one Full-Time Paralegal Position, and Authorize the Transfer of \$53,057 from the Winnebago County Reserve Contingency Account and \$25,000 from the Winnebago County Reserve Salary Contingency Account to Cover Labor and Operating Expenses for the Additional Staff

WHEREAS, the Winnebago County Corporation Counsel is, under state law, responsible for handling legal proceedings involving mental health commitments; and such representation has been provided for many years through the use of an outside attorney, who has prosecuted an average of approximately 700+ cases per year; and

WHEREAS, the outside attorney who has been prosecuting these cases has indicated he is retiring effective July 31, 2019; and

WHEREAS, the Corporation Counsel has surveyed available legal services in the community and has determined that it will be more efficient and cost effective to bring this work in-house, which will require additional staff; and

WHEREAS, adding one full-time attorney and one full-time paralegal to the Corporation Counsel's Office staff will enable the Office to provide representation in mental health commitment matters without relying on outside counsel, as well as reducing overtime costs and enhancing current workflow components; and

WHEREAS, adding additional staff will require budget transfers totaling \$78,057, as detailed below, to cover the remainder of the 2019 calendar year, with amounts for future years to be included in the Corporation Counsel's future budgets.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization for the Winnebago County Corporation Counsel's Office by adding one full-time Assistant Corporation Counsel position and one full-time Paralegal position; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$53,057 from the Winnebago County Reserve Contingency Account and \$25,000 from the Winnebago County Reserve Salary Contingency Account to cover 2019 labor and operating expenses for the additional staff.

Submitted by:
JUDICIARY AND PUBLIC SAFETY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Wingren and seconded by Supervisor Finch to adopt. Vote of Resolution: AYES – 29; NAYES – 0; ABSTAIN – 0; ABSENT – 7 Ramos, Spellman, Lautenschlager, Norton, Robl, Youngquist and Snider. CARRIED.

RESOLUTION NO. 173-072019: Authorize Contract Between AT&T Corporation and Winnebago County (Telephone Line Service)

WHEREAS, the telephone line service contract between Winnebago County and AT&T Corporation is currently primary rate interface (PRI) in the Integrated Services Digital Network; and

WHEREAS, AT&T Corporation is working extensively to convert customers to session initiation protocol (SIP) as they phase out PRI technology; and

WHEREAS, Winnebago County needs to test existing phone-related applications as we convert; and

WHEREAS, AT&T Corporation offers competitive state contract pricing for the provision of telephone line service; and

WHEREAS, as Winnebago County proceeds to convert from PRI to SIP, each SIP line will result in a monthly cost savings compared to PRI line; and

WHEREAS, after careful review, the undersigned Committees have recommended the approval of a contract between Winnebago County and AT&T Corporation for the provision of telephone line services, for a period of five (5) years, effective upon the installation of the final SIP line.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the execution of a five (5)-year contract between Winnebago County and AT&T Corporation for the provision

of telephone line services to all of Winnebago County's buildings, effective upon the installation of the final SIP line, pursuant to those terms outlined in the attached contract, which is made a part of this Resolution and incorporated herein by reference.

Submitted by:
INFORMATION SYSTEMS COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Lenz and seconded by Supervisor Schorse to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 174-072019: Authorize the Parks Department to Accept a "Meet Me at the Park" Grant from the National Recreation and Park Association / Walt Disney Company in the Amount of \$30,000, and Appropriate the Funds to Purchase and Install Recreation-Based Equipment

WHEREAS, the addition of several pieces of inclusive play equipment are included in the Winnebago County Parks Department's long range plans for improving the amenities offered at the Community Park's Shelter #2; and
WHEREAS, given that there is a large amount of flat open space available on the northeast side of Shelter #2, with only one swing set and a slide, it is appropriate to install inclusive play equipment at this site; and
WHEREAS, inclusive play equipment installed at this site will also allow the equipment to be serviced by the same accessible path being used for the nearby outdoor fitness equipment; and
WHEREAS, having inclusive play equipment centrally located at the Shelter #2 site will complement the area and will be of genuine value as it will incorporate the attributes of Universal Design standards; and
WHEREAS, by having inclusive play equipment built under Universal Design standards, Winnebago County will have in place a facility capable of providing recreational opportunities to all ages and abilities for the foreseeable future and provide a valuable resource for those with both physical and cognitive disabilities; and
WHEREAS, the Winnebago County Parks Department received a 'Meet Me at the Park' grant from the National Recreation and Park Association / Walt Disney Company that can be used to purchase and install recreation-based equipment within the confines of the Community Parks' The Natural Way; and
WHEREAS, accepting the additional funding and purchasing this equipment would be beneficial to the residents of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Parks Department to accept a 'Meet Me at the Park' grant from the National Recreation and Park Association / Walt Disney Company in the amount of \$30,000, and appropriate the funds to purchase and install recreation-based equipment.

Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Finch and seconded by Supervisor Gordon to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 175-072019: Authorize the Winnebago County Facilities and Property Management Department to Demolish the Williams Building at a Cost of \$100,000 to be Funded by the Undesignated General Fund Balance

WHEREAS, the Winnebago County Facilities and Property Management Department has identified the structure located at 504 Algoma Boulevard, commonly referred to as the "Williams Building," to be surplus space and not needed for current County space needs; and
WHEREAS, the Williams Building would require over \$250,000 in repairs, including masonry work, a new roof, and new windows; and
WHEREAS, alternatives for selling or relocating the building were investigated and are not viable; and
WHEREAS, the Winnebago County Courthouse parking lot is not in compliance with green buffer space and storm water requirements, and with the demolition of the Williams Building together with the reconstruction of the parking lot, these non-compliances can be remedied to conform with current Zoning Ordinances and provide needed additional parking spaces; and
WHEREAS, the remaining option is to raze the building.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Facilities and Property Management Department to demolish the property known as the Williams Building, located at 504 Algoma Boulevard, at a cost of \$100,000 to be funded by the Undesignated General Fund balance.

Submitted by:
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Keller and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.
NAYES: 1 – Warnke

RESOLUTION NO. 176-072019: Authorize the Transfer of \$39,500 from the Winnebago County Reserve Contingency Account to the Winnebago County UW-Extension's Maintenance Grounds Account to Build New Community Gardens on the Winnebago County Parks Department's Land Located at 770 East County Road Y

WHEREAS, the Winnebago County UW-Extension has been operating a community garden on Sherman Road for the past 11 years; and

WHEREAS, the Sherman Road property is leased from the Wisconsin Department of Natural Resources, which is discontinuing the lease at the end of the 2019 growing season; and

WHEREAS, in April 2019 the Winnebago County Parks Department purchased a 20-acre parcel of land located at 770 East County Road Y and has agreed to allocate a field that is approximately 3 acres in size for development of a new community garden site; and

WHEREAS, the Winnebago County UW-Extension is working with the Winnebago County Highway Department to implement improvements to the site for the new community gardens to open in Spring 2020.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$39,500 from the Winnebago County Reserve Contingency Account to the Winnebago County UW-Extension's Maintenance Grounds Account to develop a new community garden on the Winnebago County Parks Department's land located at 770 East County Road Y.

Submitted by:

UW EDUCATION, EXTENSION, AND AGRICULTURE COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Binder and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 177-072019: Advocate the State Legislature to Expand Medicaid in Wisconsin

WHEREAS, Medicaid Expansion would increase the Medicaid-eligible income level up to 138% of the federal poverty rate; and

WHEREAS, for newly-eligible individuals (individuals who did not qualify for full Medicaid coverage prior to December 1, 2009), the federal government funds 90% of benefit costs in the calendar year 2020 and subsequent years; and

WHEREAS, between 2010 and 2015, the Affordable Care Act resulted in health insurance being provided to 212,000 additional individuals in Wisconsin; and

WHEREAS, according to the Wisconsin Department of Health Services, 1,182,681 Wisconsin residents are enrolled in Medicaid, including 25,995 Winnebago County residents; and

WHEREAS, according to previous Wisconsin County budgets, many budget increases in county departments were the result of rising health care costs; and

WHEREAS, Governor Tony Evers has included expanding Medicaid in his biennial budget; and

WHEREAS, expanding Medicaid could lead to approximately \$104 million in new investments in Winnebago County; and

WHEREAS, these investments could lead to new initiatives to improve health care access and quality for all Winnebago County residents; and

WHEREAS, the State Legislature has voted against expanding Medicaid.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby advocates expanding Medicaid in Wisconsin and investing those federal funds in Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to forward a copy of this Resolution to the Office of the Governor for the State of Wisconsin, Wisconsin Counties Association, and all state senators and assembly members representing Winnebago County constituents.

Submitted by:

LEGISLATIVE COMMITTEE

Motion by Supervisor Finch and seconded by Supervisor Ellis to adopt. Vote on Resolution: AYES – 18; NAYES - 9 Brunn, Defferding, Smith, Nussbaum, Gabert, Konrad, Schorse, Singstock and Farrey; ABSTAIN – 2 Albrecht and Rasmussen; ABSENT – 7 Ramos, Spellman, Lautenschlager, Norton, Robl, Youngquist and Snider. FAILED. (This resolution required three-fourths of those members present to pass.)

RESOLUTION NO. 178-072019: Authorize the Dissolution of Lakeland Care District Pursuant to §46.2895(13), Wis. Stats

WHEREAS, Lakeland Care District (LCD) is a long-term care district formed by Fond du Lac, Manitowoc, and Winnebago Counties by resolution pursuant to §46.2895, Wis Stats, for the purposes of delivering family care services as a managed care organization (MCO) under the State of Wisconsin's Family Care Program; and

WHEREAS, 2015 Wisconsin Act 215 amended §46.2895, Wis Stats, to allow a long-term care district such as LCD to organize a nonstock corporation under §181, Wis Stats, and transfer all assets, liabilities, contracts, permits, and certifications that are currently held by a long-term care district to a newly-formed nonstock corporation subject to the approval of the Department of Health Services (DHS) and Office of Commissioner of Insurance (OCI); and

WHEREAS, in July 2016, LCD's Board of Directors adopted a resolution indicating its intent to organize a nonstock corporation and transfer all assets, liabilities, contracts, permits, and certifications that were currently held by LCD to a newly-formed nonstock corporation; and

WHEREAS, the nonstock corporation, Lakeland Care Inc (LCI) was created in August 2016 to succeed LCD following approval from DHS and OCI; and

WHEREAS, in November 2016, DHS and OCI approved the transfer of all assets, liabilities, contracts, permits, and certifications of LCD to LCI and certified the corporation as an MCO effective January 1, 2017; and

WHEREAS, as of January 1, 2017, LCD has no continuing business operations and undertakes no activities related to the purpose for which it was formed, which was to contract with DHS for the provision of family care services; and

WHEREAS, the final step of winding down LCD's operations is the dissolution of the district, which requires joint action by LCD's Board and the county boards that formed the district pursuant to §46.2895(13), Wis Stats; and

WHEREAS, this Resolution is intended to act as Winnebago County's official action authorizing the dissolution of LCD; and

WHEREAS, the dissolution of LCD will have no impact on the operations of LCI and will not otherwise impact, financially or otherwise, the operations of Winnebago County; and

WHEREAS, the Secretary of DHS may rely on this Resolution as action on the part of Winnebago County authorizing dissolution of LCD.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the dissolution of Lakeland Care District pursuant to §46.2895(13), Wis Stats.

Submitted by:

LARRY LAUTENSCHLAGER, District 19

Motion by Supervisor Singstock and seconded by Supervisor Konrad to adopt.

Motion by Supervisor Wingren and seconded by Supervisor Schorse to postpone indefinitely. Vote to Postpone Indefinitely: AYES – 5 Smith, Albrecht, Gabert, Wingren and Rasmussen; NAYES – 24; ABSTAIN - 0; ABSENT – 7 Ramos, Spellman, Lautenschlager, Norton, Robl, Youngquist and Snider. FAILED.

Motion by Supervisor Finch and seconded by Supervisor Gabert to postpone for one month. Vote to Postpone for One Month: AYES – 8 Konetzke, Defferding, Gabert, Wingren, Warnke, Singstock, Locke and Finch; NAYES – 21; ABSTAIN – 0; ABSENT – 7 Ramos, Spellman, Lautenschlager, Norton, Robl, Youngquist and Snider. FAILED.

Vote on Resolution as Presented: AYES – 29; NAYES – 0; ABSTAIN – 0; ABSENT – 7 Ramos, Spellman, Lautenschlager, Norton, Robl, Youngquist and Snider. CARRIED.

ORDINANCE NO. 179-072019: Create Section 7.16 of the General Code of Winnebago County: All-Terrain Vehicle/Utility Terrain Vehicle Routes and Regulations

WHEREAS, the Winnebago County Highway Committee has determined that the public interest is best served by allowing ATV/UTV use to utilize the County Highway system from 6:00 a.m. to 10:00 p.m. beginning May 1 and ending October 31 of the calendar year; and

WHEREAS, the Winnebago County Board supports recreational opportunities in Winnebago County; and

WHEREAS, §23.33, Wis Stats, authorizes Winnebago County to adopt an ordinance allowing ATV/UTV use on the county highway system.

NOW, THEREFORE, THE WINNEBAGO COUNTY BOARD OF SUPERVISORES DOES ORDAIN AS FOLLOWS: Section 7.16 of the General Code of Winnebago County is hereby adopted and shall read as follows:

7.16 ALL-TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE ROUTES AND REGULATIONS

(1) The Winnebago County Board of Supervisors adopts the following All-Terrain Vehicle/Utility Terrain Vehicle ("ATV/UTV") Routes and Regulations Ordinance for the operation of all-terrain vehicle/utility terrain vehicles upon Winnebago County roadways as listed in Section 4, below.

(2) PURPOSE & INTENT: Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved and traffic density, these routes have been created.

(3) **AUTHORITY:** The provisions of this Ordinance are adopted by the Winnebago County Board of Supervisors pursuant to the authority granted in §23.33(8)(b), Wis Stats. The applicable provisions of §23.33, Wis Stats, regulating ATV/UTV operations pursuant to routes are adopted.

(4) **ROUTES:** The following roads are designated as routes:

- (a) **Butler Avenue**
- (b) CTH A
- (c) **CTH AA**
- (d) CTH AH
- (e) CTH AP
- (f) CTH B
- (g) CTH BB (Border Highway w/Outagamie County)
- (h) CTH C
- (i) CTH CB
- (j) CTH D
- (k) CTH E
- (l) CTH F
- (m) CTH FF (Portion is border highway with Fond du Lac County)
- (n) CTH G
- (o) CTH GG
- (p) CTH H
- (q) CTH HH
- (r) CTH I
- (s) CTH II
- ~~(t) CTH J~~
- (t) CTH JJ
- (u) CTH K
- (v) CTH M
- (w) CTH MM
- (x) CTH N
- (y) CTH N
- (z) CTH O
- (aa) CTH P
- (bb) CTH R
- (cc) CTH S
- (dd) CTH T
- (ee) CTH V
- (ff) **Waukau Avenue**
- (gg) **CTH Y**
- (hh) CTH Z

(5) **CONDITIONS:** As a condition for the use of this route, the following conditions shall apply to all operators (and passengers where applicable):

- (a) All ATV/UTV operators shall observe posted roadway speed limits.
- (b) All ATV/UTV operators shall ride single file.
- (c) All ATV/UTV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a dwelling.
- (d) Routes must be signed in accordance with NR 64.12 and NR 64.12(7)c, Wisconsin Administrative Code.

(6) **ENFORCEMENT:** This Ordinance shall be enforced by any law enforcement officer authorized to enforce the laws of the State of Wisconsin.

(7) **PENALTIES:** All-Terrain Vehicle / Utility Terrain Vehicle penalties for the State of Wisconsin, as found in §23.33(13)(a), Wis Stats, are adopted and incorporated herein by reference.

(8) **SEVERABILITY:** The provision of this Ordinance shall be deemed severable and it is expressly declared that Winnebago County would have passed the other provisions of this Ordinance regardless of whether or not one or more provisions may be declared invalid. If any provision of this Ordinance or the application to any individual or circumstance is held invalid, the remainder of the Ordinance and the application of such provisions to other individual circumstances shall not be deemed affected.

(9) **EFFECTIVE DATE:** This Ordinance becomes effective as of the date following the date of its publication.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Albrecht and seconded by Supervisor Farrey to adopt. Motion by Supervisor Rasmussen and seconded by Supervisor Albrecht to refer this ordinance back to the Highway Committee. Vote to Refer Back: CARRIED BY VOICE VOTE.

Motion by Supervisor Albrecht and seconded by Supervisor Finch to adjourn until the August 20, 2019 business meeting at 6:00 p.m. The meeting was adjourned at 7:34 p.m.

Submitted by:
Julie A. Barthels
Winnebago County Deputy Clerk

State of Wisconsin)
County of Winnebago) ss

I, Julie A. Barthels, 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 July 16, 2019.

Julie A. Barthels
Winnebago County Deputy Clerk