

**ADJOURNED SESSION
WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING
TUESDAY, OCTOBER 19, 2021**

Chairman Shiloh Ramos called the meeting of the Winnebago County Board of Supervisors to order at 6:00 P.M. from the Winnebago County Sunnyview Exposition Center, 500 East County Road Y, Oshkosh, Wisconsin and by Virtual ZOOM.

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

The following Supervisors were present: 32 - Konetzke, Brunn, Borchart, Eisen, Ramos, Defferding, Lenz, Nussbaum, Stafford, Albrecht, Gabert, Binder, Konrad, Schorse, Gordon, Wingren, Lautenschlager, Norton, Zellmer, Schellenger, Buck, Powers, Cox, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Joas;
ABSENT: 1 –Locke; VACANCIES: 3

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

PUBLIC HEARING

The following person voiced concerns with how the County Board affects how County Departments operate today compared to years ago:

- Sidney Oppermann – Town of Algoma

COMMUNICATIONS & PETITIONS

Susan Ertmer, County Clerk, presented the following communications:

- Petition for Zoning Amendment:
 - 001 – April Thoney, Town of Omro, rezone from A-2/R-1 General Agriculture District/Suburban Residential District to A-2 General Agriculture District for parcel no. 016-0416-01 was referred to the Planning & Zoning Committee.
- Door County Resolution No. 2021-72, "Requesting Elimination of Badger Care Eligibility Cliff" was referred to the Legislative Committee.
- Notice of Claim – Wisconsin Public Service Corporation for \$1,908.35--WITHDRAWN

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Defferding reported on his attendance at a Wisconsin Counties Association Judiciary and Public Safety Steering Committee meeting held on Thursday, October 14, 2021 in Stevens Point. The topic of discussion was "Evidence Based Practices for Prisoner Re-entry to the Communities".

Supervisor Finch reported that the new Winnebago County dog park in the northern part of the county is open. There will be a grand opening in April or May, 2022.

Supervisor Ellis commented on the Park View Health Center newsletter. He encouraged everyone to take time to read it.

Supervisor Snider reported on his NACo Veterans meeting, Thursday, October 14, 2021. It was announced that the CVSO (County Veterans Service Officer) bill may get a hearing this week. Supervisor Snider will be doing a massive outreach for CVSO's on Veterans Day.

Motion by Supervisor Albrecht, seconded by Supervisor Ellis to approve the proceedings from the September 14, 2021 Special Orders meeting and the September 21, 2021 Winnebago County Board meeting. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

County Executive Jon Doemel reported on Standardized Memos. This will be a new practice to help keep county board members, department heads and citizens of Winnebago County aware of what is happening in the County. It will provide a high-level overview of committees, uniform agendas and should make it easier to make policy decisions. Chairpersons of the Committees will still have a major input regarding items on the agenda.

COUNTY EXECUTIVE'S APPOINTMENTS

Aging & Disability Resource Center Committee

Executive Jon Doemel asked for the Board's approval of his re-appointment of Elizabeth Jones, Neenah; to the Aging & Disability Resource Center Committee. This is a three-year term that will expire on August 31, 2024. Motion by Supervisor Lautenschlager, seconded by Supervisor Norton to accept. CARRIED BY VOICE VOTE.

Aging & Disability Resource Center Committee

Executive Jon Doemel asked for the Board's approval of his re-appointment of Rob Paterson, Oshkosh; to the Aging & Disability Resource Center Committee. This is a three-year term that will expire on August 31, 2024. Motion by Supervisor Lautenschlager, seconded by Supervisor Norton to accept. CARRIED BY VOICE VOTE.

Aging & Disability Resource Center Committee

Executive Jon Doemel asked for the Board's approval of his re-appointment of Jan Olson, Winneconne; to the Aging & Disability Resource Center Committee. This is a three-year term that will expire on August 31, 2024. Motion by Supervisor Norton, seconded by Supervisor Lautenschlager to accept. CARRIED BY VOICE VOTE.

Board of Adjustment

Executive Jon Doemel asked for the Board's approval of his re-appointment of Jerry Braasch, Town of Nekimi; to the Board of Adjustment as a 1st Alternate. This term expires on June 30, 2024. Motion by Supervisor Ellis, seconded by Supervisor Albrecht to accept. CARRIED BY VOICE VOTE.

Board of Adjustment

Executive Jon Doemel asked for the Board's approval of his re-appointment of Tom Versteegen; Town of Black Wolf; to the Board of Adjustment as a 2nd Alternate. This term expires on June 30, 2024. Motion by Supervisor Gabert, seconded by Supervisor Albrecht to accept. CARRIED BY VOICE VOTE.

Industrial Development Board

Executive Jon Doemel asked for the Board's approval of his appointment of Supervisor Andy Buck to the Industrial Development Board. Supervisor Buck will replace Supervisor Robert Warnke who passed away. This term expires on April 30, 2022. Motion by Supervisor Defferding, seconded by Supervisor Joas to accept. CARRIED BY VOICE VOTE. NAYES: 1

Veterans Service Commission

Executive Jon Doemel asked for the Board's approval of his appointment of Lt. Col. Timothy Paterson, Oshkosh; to the Veterans Service Commission. Lt. Col. Paterson will replace Supervisor Robert Warnke who passed away. This term expires on December 31, 2021. Motion by Supervisor Snider, seconded by Supervisor Konetzke to accept. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Ramos updated the Supervisors on the vacancies of the County Board. District 8 and District 21 are vacant. Chairman Ramos has received resumés from three candidates for each district. He plans on asking for the board's approval at the November 16, 2021 meeting.

Chairman Ramos reported that Supervisor Alyssa Bolante, District 16, has resigned her position on the Winnebago County Board. She has moved out of her district. This position will be advertised.

Chairman Ramos reminded the board of the budget meeting dates and times.

Chairman Ramos noted that the November 16, 2021 County Board meeting will be in-person and virtual by ZOOM.

Chairman Ramos noted that the presentation by Reach Counseling will not occur tonight.

COUNTY EXECUTIVE'S APPOINTMENTS

Aviation Committee

Chairman Ramos asked for the Board's approval of his appointment of Supervisor Bryan Stafford to the Aviation Committee. Supervisor Stafford will replace Supervisor Robert Warnke who passed away. Motion by Supervisor Lautenschlager, seconded by Supervisor Joas to accept. CARRIED BY VOICE VOTE.

Highway Committee

Chairman Ramos asked for the Board's approval of his appointment of Supervisor Ben Joas to the Highway Committee. Supervisor Joas will replace Supervisor Robert Warnke. Motion by Supervisor Egan, seconded by Supervisor Cox to accept. CARRIED BY VOICE VOTE.

SHERIFF'S OFFICE EMPLOYEE CRISIS

John Matz, Winnebago County Sheriff, presented to the Winnebago County Board of Supervisors his employee crisis situation. Sheriff Matz touched on items that are causing this crisis. He feels workers are looking for flexible schedules, flexible deadlines, to be able to work from home, better pay, input on company direction, fulfillment and appreciation. Sheriff Matz reported on the current vacancies within the department.

In early September, Sheriff Matz made budgetary changes to the Sheriff's Office's table of organization. Sheriff Matz provided numbers for budgetary changes and how it will affect his budget.

Sheriff Matz reported on the cost to train dispatchers, correction officers, booking clerks and patrol deputies. What will it take to fix this problem? Competitive wages and fringes, schedule options, lateral transfer policies, recruitment and retention bonuses, opportunity for advancements, regionalization and reduced services. He provided comparison wages from others agencies for patrol officers, dispatch, jail and detectives.

Sheriff Matz then took questions from the Board. A copy of this presentation is available in the County Clerk's office located at 112 Otter Avenue, Oshkosh, WI.

ZONING REPORTS AND ORDINANCES

- Report No. 001 – A report from the Planning & Zoning Committee regarding a requested zoning change from Ann M. Luker, Revocable Trust; Leon C. Luker, Revocable Trust; Town of Black Wolf; for a zoning change from A-2 General Agriculture to R-1 Rural Residential. Motion by Supervisor Keller, seconded by Supervisor Ellis to accept. CARRIED BY VOICE VOTE.
 - Amending Ordinance No. 10/001/21 – A request to rezone from A-2 General Agriculture to R-1 Rural Residential for tax parcel nos. 004-0503 and 004-0503-06. Motion by Supervisor Keller, seconded by Supervisor Lautenschlager to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)
- Report No. 002 – A report from the Planning & Zoning Committee regarding a requested zoning change from Linda M. Hammer and Kathryn H. Liner; Town of Omro; for a zoning change from R-1 Rural Residential to A-2 General Agriculture. Motion by Supervisor Egan, seconded by Supervisor Ellis to accept. CARRIED BY VOICE VOTE.
 - Amending Ordinance No. 10/002/21 – A request to rezone from R-1 Rural Residential to A-2 General Agriculture for tax parcel nos. 016-0647 and 016-0646. Motion by Supervisor Egan, seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)
- Report No. 003 – A report from the Planning & Zoning Committee regarding a requested zoning change for Roch Wentzel; Town of Wolf River; for a zoning change from R-8/A-2 Manufactured/Mobile Home Park/ General Agriculture to A-2 General Agriculture. Motion by Supervisor Joas, seconded by Supervisor Gabert to accept. CARRIED BY VOICE VOTE.
 - Amending Ordinance No. 10/003/21 – A request to rezone from R-8/A-2 Manufactured/Mobile Home Park/General Agriculture to A-2 General Agriculture for tax parcel nos. 032-0609 and 032-0610. Motion by Supervisor Joas, seconded by Supervisor Lautenschlager to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)
- Report No. 004 – A request from the Planning & Zoning Committee regarding an amendment change for the Town of Nepeuskun; to request an amendment to the Winnebago County Comprehensive Future Land Use Plan in order to amend the Farmland Preservation Plan element. Motion by Supervisor Egan, seconded by Supervisor Ellis to accept. CARRIED BY VOICE VOTE.
 - Amending Ordinance No. 10/004/21 – A request for an amendment change; "...amendment to the Winnebago County Comprehensive Future Land Use Plan in order to amend Farmland Preservation Plan element." Motion by Supervisor Egan, seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)
- Amending Ordinance No. 10/005/21 – A request from the Town of Poygan on behalf of Gregory Jackson; to rezone from RR Rural Residential to A2 General Agriculture for tax parcel no. 020-0469-03. Motion by Supervisor Joas, seconded by Supervisor Lautenschlager to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)

- Amendatory Ordinance No. 10/06/21 – A request from the Town of Winchester on behalf of Mary Alice Eisch; rezoning from R-1/R-2 Rural Residential District/Suburban Residential District to R-2 Suburban Residential District for tax parcel nos. 028-0957, 028-0636, 028-0636-02-01, 028-0636-06 and 028-0636-08. Motion by Supervisor Joas, seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)
- Amendatory Ordinance No. 10/07/21 – A request from the Town of Winchester on behalf of Michael & Cindy Kronberg; to rezone from A-2 General Agricultural District to L-1 Light Industrial District for tax parcel no. 028-0661. Motion by Supervisor Joas, seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)
- Amendatory Ordinance No. 10/08/21 – A request from the Town of Vinland on behalf of Steven Liermann/Nik's Auto Parks, Inc.; to rezone from B2/B3 Highway Business Park District/General Business District to M2 Heavy Industrial District for tax parcel nos. 026-0050-01, 026-0051-01, 026-0051-02, 026-0051-03, 026-0050-01-01. Motion by Supervisor Farrey, seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)
- Amendatory Ordinance No. 10/09/21 – A request from the Town of Utica on behalf of Leonard & Teresa Schmick; to rezone from R-1 Rural Residential to RR Rural Residential Recreational for tax parcel no. 024-0164-02. Motion by Supervisor Egan, seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 21, 2021)

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 217-102021: Commendation for Elizabeth Kritz

WHEREAS, Elizabeth Kritz has been employed with the 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, Elizabeth Kritz 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 is hereby extended to Elizabeth Kritz 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 Elizabeth Kirtz.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 218-102021: Commendation for Vicky Redlin

WHEREAS, Vicky Redlin has been employed with the Winnebago County Parks Department for the past twenty-two years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Vicky Redlin 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 is hereby extended to Vicky Redlin 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 Vicky Redlin.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 219-102021: RESOLUTION AWARDING THE SALE OF A \$4,000,000 GENERAL OBLIGATION PROMISSORY NOTE

WHEREAS, on September 21, 2021, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted an initial resolution (the "Initial Resolution") authorizing the issuance of general obligation promissory

notes in an amount not to exceed \$4,000,000 for the purpose of paying the cost of constructing, remodeling, demolishing and improving parks, facilities, buildings and sites, and acquiring and installing furnishings, fixtures and equipment (the "Project");

WHEREAS, none of the proceeds of the general obligation promissory note shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes; and

WHEREAS, it is the finding of the County Board of Supervisors that it is necessary, desirable and in the best interest of the County to issue a general obligation promissory note to BMO Harris Bank, N.A. (the "Purchaser"), pursuant to the terms and conditions of the term sheet attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").

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

Section 1. Sale of the Note. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes and the Initial Resolution, the principal sum of FOUR MILLION DOLLARS (\$4,000,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted and the Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. To evidence the obligation of the County, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, a general obligation promissory note aggregating the principal amount of FOUR MILLION DOLLARS (\$4,000,000) (the "Note") for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Note. The Note shall be designated "General Obligation Promissory Note"; shall be issued in the principal amount of \$4,000,000; shall be dated November 10, 2021; shall be in the denomination of \$100,000 or any integral multiple of \$1,000 in excess thereof; shall be numbered R-1; and shall bear interest at the rate per annum and mature on April 1, 2022 as set forth on the Debt Service Schedule (the "Schedule") attached hereto as Exhibit B and incorporated herein by this reference. Interest shall be payable at maturity. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board.

Section 3. Redemption Provisions. The Note is not subject to optional redemption.

Section 4. Form of the Note. The Note shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Note as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the year 2021 for the payments due in the year 2022 in the amount set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Note remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Note, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Note when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for General Obligation Promissory Note, dated November 10, 2021" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Note is fully paid or otherwise extinguished. There shall be deposited into the Debt Service Fund Account (i) all accrued interest received by the County

at the time of delivery of and payment for the Note; (ii) any premium which may be received by the County above the par value of the Note and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Note when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Note when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Note until all such principal and interest has been paid in full and the Note canceled; provided (i) the funds to provide for each payment of principal of and interest on the Note prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Note may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Note as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When the Note has been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Note; Segregated Borrowed Money Fund. The proceeds of the Note (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Note into the Debt Service Fund Account created above) shall be deposited into a special fund (the "Borrowed Money Fund") separate and distinct from all other funds of the County and disbursed solely for the purpose or purposes for which borrowed. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose or purposes for which the Note has been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Note to be an "arbitrage bond" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Note, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Note to the Purchaser which will permit the conclusion that the Note is not an "arbitrage bond," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Note and the ownership, management and use of the projects will not cause the Note to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Note including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Note) if taking, permitting or omitting to take such action would cause any of the Note to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Note to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Note shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Note provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Note and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Designation as Qualified Tax-Exempt Obligations. The Note is hereby designated as a "qualified tax-exempt obligation" for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct

from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Execution of the Note; Closing; Professional Services. The Note shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Note may be imprinted on the Note in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Note, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Note shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Note and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Note, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Note is hereby ratified and approved in all respects.

Section 12. Payment of the Note; Fiscal Agent. The principal of and interest on the Note shall be paid by the County Clerk or the County Treasurer (the "Fiscal Agent").

Section 13. Persons Treated as Owners; Transfer of Note. The County shall cause books for the registration and for the transfer of the Note to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 14. Record Date. The 15th day of the calendar month next preceding the interest payment date shall be the record date for the Note (the "Record Date"). Payment of interest on the Note on any interest payment date shall be made to the registered owners of the Note as they appear on the registration book of the County at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. If requested by the Purchaser, in order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations, which the County Clerk or other authorized representative of the County is authorized and directed to execute and deliver to DTC on behalf of the County to the extent an effective Blanket Issuer Letter of Representations is not presently on file in the County Clerk's office, and appropriate changes shall be made to the form of Note attached hereto as Exhibit C.

Section 16. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Note in the Record Book.

Section 17. 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.

Adopted and recorded this 19th day of October, 2021.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

ORDINANCE NO. 220-102021: Create Section 8.06 of the Winnebago County General Code: Winnebago County Highway Commissioner

WHEREAS, WIS STAT. § 83.01(2)(a) provides: "Unless the county board establishes a different term of service by ordinance, the county highway commissioner shall serve for a term of 2 years except as provided in par. (b); and

WHEREAS, WIS STAT. § 83.01(2)(b) provides: "Unless the county board establishes different term of service under par. (a), upon his or her first election or appointment the county highway commissioner shall serve until the first Monday in January of the 2nd year succeeding the year of election or appointment; and

WHEREAS, Highway Commissioner Robert Doemel's first term will expire the first Monday in January 2023 as Winnebago County does not have an ordinance waiving WIS STAT. § 83.01(2); and

WHEREAS, Commissioner Doemel's two immediate predecessors served terms beyond the statutory expiration date prescribed in WIS STAT. § 83.01. Highway Commissioner Winter's term would have expired in January 2014 and Highway Commissioner Palonen's term would have expired in January 2019 but both commissioners served beyond the statutory expiration date at the pleasure of the County Executive. Waiving the statutory requirement of WIS STAT. § 83.01(2)(b) will allow for consistency in appointments and operations; and

NOW, THEREFORE, BE IT RESOLVED BY THE WINNEBAGO COUNTY BOARD OF SUPERVISORS THAT IT HEREBY ACKNOWLEDGES AND ACCEPTS the provisions as outlined in WIS STAT. § 83.01.

BE IT FURTHER RESOLVED BY THE WINNEBAGO COUNTY BOARD OF SUPERVISORS THAT IT HEREBY ORDAINS that Section 8.06, Winnebago County Highway Commissioner, is created and shall read as follows:

8.06 WINNEBAGO COUNTY HIGHWAY COMMISSIONER

- (1) Purpose: The purpose of this subchapter is to outline the procedures for appointment of the Winnebago County Highway Commissioner.
- (2) Authority: The authority for this subchapter is WIS STAT. Chapter 83.
- (3) Appointment
 - (a) Pursuant to WIS STAT. 83.01(1)(c), in any county with a County Executive, the County Executive shall appoint and supervise the County Highway Commissioner.
The appointment is subject to confirmation by the County Board unless the County Board, by ordinance, elects to waive confirmation.
 - (b) Upon appointment by the Winnebago County Executive and confirmation by the Winnebago County Board of Supervisors, the Winnebago County Highway Commissioner shall serve at the pleasure of the Winnebago County Executive.
- (4) Severability: Should any portion of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be effected.
- (5) Effective date: This Ordinance shall become effective as of the date following the date of its publication.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 221-102021: Authorize the Winnebago County Sheriff's Department to Enter Into a 5-Year Contract with Word Systems Inc

WHEREAS, the Winnebago County Sheriff's Department uses Word Systems, LLC to record all 911 calls, deputy radio transmissions, and phone calls coming into dispatch. The system ensures that these interactions are securely recorded for immediate or future retrieval; and

WHEREAS, the current 5-year Technical Service Agreement with Word Systems, Inc is due to expire in February, 2022; and

WHEREAS, it is in the best interest of Winnebago County to enter into a new Technical Service Agreement with Word Systems, Inc, running from January 1, 2022 through December 21, 2026; and

WHEREAS, the vendor will be responsible for maintenance and repair service to include support on software and equipment, twenty-four-hour telephone and/or modem support, equipment repairs or replacement, installation, field engineering, and training; and

WHEREAS, the vendor will include hardware and software technology upgrades throughout the term of the agreement, according to a predetermined schedule; and

WHEREAS, no additional funding is needed as the cost to operate and maintain Word Systems, Inc6 Remote Technical Service Agreement is a budgeted expense by the Sheriff's Department.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Sheriff's Department to enter into a new 5-year contract with Word Systems, LLC to provide support on software and equipment.

Submitted by:
JUDICIARY & PUBLIC COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Wingren, seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 222-102021: Authorize a Five (5)-Year Extension of the Inmate Telephone Services Agreement Between Winnebago County and Inmate Calling Solutions LLC

WHEREAS, the Winnebago County Sheriffs Department desires to extend the agreement with Inmate Calling Solutions LLC for an additional five (5) years for the purpose of providing telephone services to inmates at the Winnebago County Jail; and

WHEREAS, Schedule A of the Agreement provides that Winnebago County shall be paid a commission of 92% of the gross revenue for all call types generated from the County's service locations. Additionally, Winnebago County shall be paid a commission of 25% on any service fees collected with respect to Tablet usage and 50% of any services fees collected with respect to Inmate Voicemail services; and

WHEREAS, your undersigned Committee recommends the approval of a five-year extension to the Agreement.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to execute the Inmate Telephone Services Agreement between Winnebago County and Inmate Calling Solutions LLC for the provision of telephone services to inmates at the Winnebago County Jail, pursuant to these terms contained within the Agreement (see attached).

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said Agreement shall run from the date when the Agreement is executed through October 31, 2026.

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

Motion by Supervisor Wingren, seconded by Supervisor Ellis to adopt. After discussion, Supervisor Eisen called for a recorded vote. VOTE ON RESOLUTION: AYES: 24; NAYES: 8 – Defferding, Lenz, Gordon, Wingren, Schellenger, Buck, Powers, and Farrey; ABSENT: 1 – Locke; VACANCIES: 3. CARRIED.

RESOLUTION NO. 223-102021: Authorize Winnebago County to Enter into a Two (2) Year Contract with Unifirst for the Purpose of Mat and Uniform Rental and Cleaning Services

WHEREAS, Winnebago County is nearing the end of its current agreement for mat and uniform rental and cleaning services; and

WHEREAS, various quotations were received from companies able to provide these rental and cleaning services; and

WHEREAS, Unifirst was selected as the most favorable vendor to provide these rental and cleaning services.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to enter into a 2-year contract with Unifirst to provide mat and uniform rental and cleaning services.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 224-102021: Approve the Transfer of \$21,470 from the Winnebago County Contingency Reserve Account and Accept a \$15,534 Insurance Settlement to go to the Winnebago County Facilities Department Capital Outlay Account to Replace a Van Substantially Damaged in an Accident

WHEREAS, one of the Winnebago County Facilities Department vans was involved in an accident; and
WHEREAS, the van sustained extensive damage requiring its replacement; and
WHEREAS, the at fault driver driver's insurance reimbursed the County \$15,534; and
WHEREAS, a replacement vehicle will cost \$37,004.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the transfer of \$21,470 from the Winnebago County Contingency Reserve Account and accepts a \$15,534 insurance settlement to go to the Winnebago County Facilities Departments Capital Outlay account to replace a van substantially damaged in an accident.

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

Motion by Supervisor Keller, seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 225-102021: Approve a Transfer of \$11,437 from the Winnebago County Salary Contingency Reserve Account to the County Executive Office's Labor Account to Cover Vacation Payout of Wages and Fringe Benefits for a Retired Employee

WHEREAS, a retirement within the Winnebago County Executive's office required vacation payout of wages and fringe benefits; and

WHEREAS, vacation payout is not accounted for in a department's budget as it is an unknown factor.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a transfer of \$11,437 from the Winnebago County Salary Contingency Reserve Account to the Winnebago County Executive Office's Labor Account to cover vacation payout for a retired employee.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 226-102021: Amending the Table of Organization for the Winnebago County Public Health Department by Adding one Full-Time WIC Program Nutritionist - Lead Position

WHEREAS, the Winnebago County WIC Program Manager retired in October 2020; and

WHEREAS; the WIC Program Manager position was not re-filled by Winnebago County, even though it was included in the 2021 County budget, because the WIC programs operated by Winnebago and Outagamie Counties were being merged, with Outagamie County employing a manager responsible for the combined program; and

WHEREAS, the Winnebago County WIC Program Manager position has been removed from the Table of Organization pursuant to Winnebago County policy due to the length of time it has remained unfilled; and

WHEREAS, a WIC Program Nutritionist – Lead position is needed to provide administrative coordination and oversight over the WIC program staff who remain employed by Winnebago County; and

WHEREAS, no budget transfer is needed for this new position, which is also included in the 2022 Executive Budget, while the replacement of a manager-level position with a lower level position combined with a reduction of 0.4 FTE in hours worked by a regular part-time WIC Program Nutritionist will result in a significant cost savings to the combined WIC program;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Table of Organization for the Winnebago County Public Health Department is amended, effective immediately, by adding one full-time WIC Program Nutritionist – Lead position.

Submitted by:
PERSONNEL & FINANCE COMMITTEE
WINNEBAGO COUNTY BOARD OF HEALTH

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

RESOLUTION NO. 227-102021: Authorize the Winnebago County Parks Department to Accept a Donation in the Amount of \$3,460 to Purchase and Install Two (2) Memorial Benches

WHEREAS, in following with the Parks Department's Memorial Bench Donation program, two (2) local families have expressed interest in donating \$3,460 (\$1,730 each) towards the purchase and installation of two (2) memorial benches; one will be placed on the WIOUWASH Trail and the other within the Community Park along the trail system; and

WHEREAS, per standard practice, a short statement provided by the families will be engraved into a bronze plaque that is to be inset into the backrest of the benches.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Parks Department to accept a donation in the amount of \$3,460 to purchase and install two (2) memorial benches.

Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Konetzke, seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

Chairman Ramos thanked Lighthouse Productions, the Facilities Department, the Sheriff's Department, the Park's Department, Dia Yang of the Information Systems Department and the County Clerk's office for their part in organizing the County Board to have their meeting both in-person and virtually.

Motion by Supervisor Albrecht, seconded by Supervisor Konetzke to adjourn until the November 1, 2021 Budget Hearing at 6:00 p.m. The meeting was adjourned at 8:13 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 October 19, 2021.

Julie A. Barthels
Winnebago County Deputy Clerk