

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, MAY 17, 2016**

Chairman David Albrecht 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: Konetzke, Barker, Harpt, Eisen, Ramos, Blank, Roh, Smith, Long, Scherck, Albrecht, Gabert, Binder, Thompson, Olson, Wojciechowski, Gordon, Wingren, Norton, Singstock, Brooks, Powers, Locke, Hegg, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Kriescher. Excused: Robl, Warnke and Lautenschlager.

Motion by Supervisor Konetzke and seconded by Supervisor Finch to adopt the agenda as amended.
CARRIED BY VOICE VOTE.

PUBLIC HEARING

Carol Joubert, 1530 Jefferson Street, Oshkosh spoke in support of Resolution No. 013-52016, "Appropriate \$100,000 to Install Traffic Signals at the Intersection of County Road CB and Oakridge Road in the Town of Neenah."

COMMUNICATIONS AND PETITIONS

The following correspondence was presented to the Board by Sue Ertmer, County Clerk:

- Zoning Petitions:
 - No. 001 – A zoning request from Charles H. Nelson, Town of Nekimi, tax parcel no. 012-0086-02 for zoning change from I-1 to I-2 for employee parking, storage of equipment and possible expansion of the business was referred to the Planning and Zoning Committee.
 - No. 002 – A zoning request from Egan Bros., Inc. and John Egan, Trustee, Town of Omro, for tax parcel nos. 016-0718, 016-0719 and 016-0698-01 for zoning change from I-2, R-1 & A-2 to A-2 & R-1 for general agriculture and single family residence was referred to the Planning and Zoning Committee.
 - No. 003 – A zoning request from Tim Noffke, Town of Poygan, for tax parcel no. 020-0091 for zoning change from R-1 to B-2 to remain agriculture cultivated was referred to the Planning and Zoning Committee.
 - No. 004 – A zoning request from Jeffrey D. Ogden, Town of Neenah, for tax parcel no. 010-0217 for zoning change from A-2 to I-1 for contractor's storage was referred to the Planning and Zoning Committee.
- Resolutions from other Counties:
 - Oconto County – Resolution #17-16 – Resolution Opposing the UW- Extension Reorganization Plan was referred to the Legislative Committee.
 - Oconto County – Resolution #23-2016 – Resolution Opposing AB90/SB82 to address the criminal code of procedure was referred to the Legislative Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Wingren reminded everyone that the Legislative Committee will be meeting on Monday, May 23, 2016.

Supervisor Hegg commended the Facilities Department on how nice the courthouse is looking. He also reported that he handed out scholarship certificates to the graduates at Oshkosh West High School and St. Mary's High School who are the recipients of this year's Winnebago County Scholarships.

Supervisor Eisen reported on his attendance at the WCA's Wisconsin County Officials Workshop in Green Bay on Friday, May 13. He touched on different topics that were discussed. If anyone is interested in more information about the workshop, they should contact him.

Supervisor Norton reported on his attendance at the Wisconsin County Human Services conference. He reported that East Central Wisconsin Regional Planning Commission and UW-Extension are hosting two meetings regarding rural transportation. They will be held at the Omro Community Center from 9:00 a.m. to 11:00 a.m. on June 7 and June 14.

Motion by Supervisor Konetzke and seconded by Supervisor Farrey to approve the April 19, 2016 and April 26, 2016 proceedings with one correction to the April 19th proceedings. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Mark Harris spoke about the intersection of County Highway CB and Oakridge Road. He appreciates the Board's urgency, but is concerned that they should wait for the traffic study that will be done in August.

Executive Harris reported that the City of Neenah is asking that a round-about be constructed at the intersection of JJ and County Highway CB.

COUNTY EXECUTIVE'S APPOINTMENTS

Advocap Board of Directors

Executive Harris asked for approval of his re-appointments of Supervisors Susan Locke, 3001 Chain Drive, Menasha; and Mike Norton, 1029B S. Main Street, Oshkosh; to the Advocap Board of Directors. These are two-year terms which will expire on April 17, 2018.

Motion by Supervisor Finch and seconded by Supervisor Farrey to approve. CARRIED BY VOICE VOTE.

East Central Wisconsin Regional Planning Commission

Executive Harris asked for approval of his re-appointments of Robert Schmeichel, 1600 Breezewood Lane, Neenah; and Kenneth Robl, 379 Foster Street, Oshkosh; to the East Central Wisconsin Regional Planning Commission. These are two-year terms which will expire on April 30, 2018.

Motion by Supervisor Finch and seconded by Supervisor Farrey to approve. CARRIED BY VOICE VOTE.

East Wisconsin Counties Railroad Consortium

Executive Harris asked for approval of his re-appointment of Joel Rasmussen, 3297 Creek Side Drive, Oshkosh, to the East Wisconsin Counties Railroad Consortium. This is a two-year term which will expire on April 17, 2018. Executive Harris stated that there is another opening on the Railroad Consortium and that it does require travel to attend the meetings.

Motion by Supervisor Finch and seconded by Supervisor Ellis to approve. CARRIED BY VOICE VOTE.

Industrial Development Board

Executive Harris asked for approval of his re-appointment of Kenneth Robl, 379 Foster Street, Oshkosh; George Scherck, 1146 W. Cecil Street, Neenah; and Robert Keller, 975 E. County Road Z, Oshkosh; to the Industrial Development Board. These are two-year terms which will expire on April 30, 2018.

Motion by Supervisor Finch and seconded by Supervisor Hegg to approve. CARRIED BY VOICE VOTE.

Human Services Board

Executive Harris asked for approval of his appointment of Karen Powers, 2510 Village Lane, Oshkosh, to the Human Services Board. Ms. Powers will replace Supervisor Widener. This term will expire on December 31, 2018.

Motion by Supervisor Scherck and seconded by Supervisor Thompson to approve. CARRIED BY VOICE VOTE.

Lakeland Long Term Care District Board

Executive Harris asked for approval of his re-appointment of Larry Lautenschlager, 1215 Carr Place, Oshkosh, to the Lakeland Long Term Care District Board. This is a three-year term which will expire on December 31, 2019.

Motion by Supervisor Finch and seconded by Supervisor Konetzke to approve. CARRIED BY VOICE VOTE.

Solid Waste Management Board

Executive Harris asked for approval of his re-appointments of Kenneth Robl, 379 Foster Street, Oshkosh; Doug Nelson, 214 N. 6th Avenue, Winneconne; and David Albrecht, 2356 Hamilton Street, Oshkosh; to the Solid Waste Management Board. These are three-year terms which will expire on December 31, 2019.

Motion by Supervisor Finch and seconded by Supervisor Konetzke to approve. CARRIED BY VOICE VOTE.

UW-Fox Valley Board of Trustees

Executive Harris asked for approval of his appointments of George Scherck, 1145 W. Cecil Street, Neenah; Tom Snider, 6450 Breeze Street, Winneconne; and Nancy Barker (Alternate), 506 Keyes Street, Menasha; to the UW-Fox Valley Board of Trustees. Mr. Scherck will replace Tom Widener. These are two-year terms which will expire April 17, 2018.

Motion by Supervisor Finch and seconded by Supervisor Konetzke to approve. CARRIED BY VOICE VOTE.
NAYES: 1 - Hegg

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht reported that Supervisors Warnke, Robl and Lautenschlager are excused from tonight's meeting.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS

Supervisory District No. 6

Chairman Albrecht asked for the Board's approval of his appointment of Michael Blank, 934 Grove Street, Neenah, to Winnebago County Supervisor District No. 6. He will fill the vacancy of this position resulting from Brady Kiel not seeking re-election. Mr. Blank's term will begin immediately and end on April 17, 2018.

Motion by Supervisor Finch and seconded by Supervisor Smith to approve. CARRIED BY VOICE VOTE.
Chairman Albrecht administered the oath of office to Supervisor Blank.

Land Conservation Committee

Chairman Albrecht asked for the Board's approval of his appointment of Roger Zentner, FSA Committee Chairman, to the Land Conservation Committee.

Motion by Supervisor Finch and seconded by Supervisor Hegg to approve. CARRIED BY VOICE VOTE.

ZONING REPORTS & ORDINANCES

Report No. 001 – A report from the Planning and Zoning Committee regarding a requested zoning amendment text change to Chapter 23 of the Winnebago County General Code from Cary Rowe, Winnebago County Zoning Administrator. Motion by Supervisor Egan and seconded by Supervisor Gabert to accept. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 001 – A requested zoning amendment text change to Chapter 23 of the Winnebago County General Code. Motion by Supervisor Egan and seconded by Supervisor Finch to adopt.

Motion by Supervisor Eisen to postpone. No second to the motion. Motion by Supervisor Eisen to refer back to the committee. No second to the motion. Vote on motion to adopt - CARRIED BY VOICE VOTE. (Supervisor Eisen abstained.)

Amendatory Ordinance 2 – A requested zoning change from the Town of Poygan on behalf of Ricky Kallas to change from A-2 Agriculture to RR Rural Residential for tax parcel no. 020-0224(p). Motion by Supervisor Kreisler and seconded by Supervisor Hegg to adopt. CARRIED BY VOICE VOTE.

Amendatory Ordinance 3 – A requested zoning change from the Town of Poygan on behalf of Jason Waters to change from RR Rural Residential to A-2 Agriculture for tax parcel no. 020-0366-02. Motion by Supervisor Kreisler and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.

Amendatory Ordinance 4 – A requested zoning change from the Town of Utica on behalf of MS Real Estate Holdings, LLC to change from A-2 Agriculture to RR Rural Residential for parcel no. 024-0497. Motion by Supervisor Egan and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.

Amendatory Ordinance 5 – A requested zoning amendment change for the Town of Wolf River Zoning Ordinance. Motion by Supervisor Kreisler and seconded by Supervisor Farrey to adopt. CARRIED BY VOICE VOTE.

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 008-52016: Disallow Claim of Kreilkamp Trucking Company (Date of Loss: 2/26/2016)

WHEREAS, your Personnel and Finance Committee has had the claim of Kreilkamp Trucking Company (Date of Loss: 2/26/2016) 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 Kreilkamp Trucking Company (Date of Loss: 2/26/2016, filed with the County Clerk on April 11, 2016, 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 approve. CARRIED BY VOICE VOTE.

ORDINANCE NO. 009-52016: Amend Section 3.14(2)(b) of the General Code of Winnebago County to Increase the Fee for Issuing a Declaration of Domestic Partnership Less Than Five (5) Days After Application from \$10 to \$25 as Allowed by 2015 Wisconsin Act 162

WHEREAS, 2015 Wisconsin Act 162 allows county clerks through the State of Wisconsin to charge a fee of not more than \$25 to issue a Declaration of Domestic Partnership Less Than Five (5) Days After Application; and

WHEREAS, Section 3.11 of the General Code of Winnebago County allows the Winnebago County Clerk to charge a \$25 fee to issue a Marriage License Less Than Five (5) Days After Application.

NOW, THEREFORE, BE IT ORDAINED by the Winnebago County Board of Supervisors that it is appropriate that the fees for issuing a Declaration of Domestic Partnership Less Than Five (5) Days After Application and a Marriage License Less Than Five (5) Days After Application both be set at \$25.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that it hereby amends Section 3.14(2)(b) of the General Code of Winnebago County as follows:

3.14 DOMESTIC PARTNERSHIP FEES

(2) Fees in relationship to domestic partnerships in Winnebago County shall be as follows:

- (b) Should an applicant request that a Declaration of Domestic Partnership be issued less than five (5) days after application, the County Clerk may charge an additional license fee ~~\$ 10.00~~ \$ 25.00

(3) EFFECTIVE DATE: This *amended* Ordinance shall take effect as of ~~August 1, 2009~~ July 1, 2016.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Wingren and seconded by Supervisor Finch to approve. CARRIED BY VOICE VOTE.

RESOLUTION NO. 010-52016: Appropriate an Additional \$50,000 to the Facilities Building Roof Replacement Project and Transfer the Funds from the General Contingency Fund to Cover the Cost

WHEREAS, the Facilities Building Roof Replacement Project was originally budgeted to cost \$247,000; and
WHEREAS, eight contractors submitted bids for the project; and
WHEREAS, the proposal from the lowest qualified bidder came in \$47,000 higher than the original projected cost; and

WHEREAS, considering that eight contractors bid on the project, it is not likely that re-bidding the project would result in lower costs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates an additional \$50,000 to the Facilities Building Roof Replacement project.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to cover the additional cost will be transferred from the General Contingency Fund of Winnebago County to the Capital Project Fund established to account for the costs of this project.

Submitted by:

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Roh and seconded by Supervisor Ellis to approve. CARRIED BY VOICE VOTE.

RESOLUTION NO. 011-52016: Authorize a Capital Project to Replace the Card Access System to Winnebago County Buildings at a Cost of \$150,000 and Fund the Project with a Bond Issue to Take Place Later in 2016

WHEREAS, the equipment and software used that runs the current card access system to Winnebago County buildings was originally purchased in the 1990's and has become obsolete; and

WHEREAS, replacement parts for many of the components are no longer readily available; and

WHEREAS, the current system communicates with computer controllers using dial-up modems which are very slow and have become obsolete; and

WHEREAS, this project will upgrade the system and increase the capabilities, making the system a network system and no longer a telephone-based system.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$150,000 to a capital project to replace the current Winnebago County building card access system.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for this project be transferred from the General Fund with such Fund being reimbursed from a subsequent bond issue.

Submitted by:

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Roh and seconded by Supervisor Finch to approve. CARRIED BY VOICE VOTE.

RESOLUTION NO. 012-52016: Approve Receipt of up to \$68,000 from Group Health Trust and Appropriate said Funds to Pay Employee Health Care Claims Incurred in 2015

WHEREAS, in prior years, Winnebago County's health insurance program included a health reimbursement account component whereby the County paid a certain portion of employee claims from health reimbursement accounts established for employees and their families; and

WHEREAS, this component of the health insurance program ended on January 1, 2016, and does not apply to any claims incurred since that date; and

WHEREAS, at the close of 2015, there were still outstanding claims that were covered under the health insurance program that was in place during 2015; and

WHEREAS, it was not possible to estimate the amount of claims that were incurred in 2015, but which would be paid in 2016; and

WHEREAS, most claims employees incurred in 2015 have now been paid and Winnebago County has been reimbursed for these claims by the Group Health Trust; and

WHEREAS, it is necessary to formally recognize the payments of said funds to Winnebago County by Group Health Trust and the expenditure of such monies to pay for health care claims incurred by employees in 2015.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the acceptance of payments to Winnebago County in an amount not to exceed \$68,000 from the Group Health Trust for expenses incurred by Winnebago County employees and their families for health care in the calendar year 2015.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes appropriation and expenditure of an amount not to exceed \$68,000 for the payment of claims for health care by employees and their families for the calendar year 2015.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Scherck to approve. CARRIED BY VOICE VOTE.

RESOLUTION NO. 013-52016: Appropriate \$100,000 to Install Traffic Signals at the Intersection of County Road CB and Oakridge Road in the Town of Neenah

WHEREAS, There have been too many vehicular accidents and near misses at the intersection of County Highway CB and Oakridge Road in the Town of Neenah.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appropriation and expenditure of \$100,000 to install traffic signals as early as humanly possible at the intersection of County Highway CB and Oakridge Road in the Town of Neenah.

Submitted by:

BILL ROH, District 7

Motion by Supervisor Roh and seconded by Supervisor Finch to approve.

Motion by Supervisor Roh and seconded by Supervisor Hegg that the resolution be amended so that the funds are taken from the general contingency fund. CARRIED BY VOICE VOTE.

Motion by Supervisor Ramos and seconded by Supervisor Brooks to amend the resolution by adding the word "temporary" before the word "traffic" on Line 11. Ayes: 22. Nays: 11 – Blank, Gabert, Thompson, Olson, Gordon, Youngquist, Rasmussen, Keller, Ellis, Snider and Kriescher. Excused: 3 – Lautenschlager, Warnke and Robl. CARRIED.

Vote on resolution as amended: Ayes: 21. Nays: 12 – Konetzke, Gabert, Thompson, Olson, Gordon, Norton, Youngquist, Rasmussen, Keller, Egan, Ellis and Snider. Excused: 3 - Lautenschlager, Warnke and Robl. LOST. (2/3rd vote required.)

RESOLUTION NO. 014-52016: Approve the Execution of a Deed Granting a Utility Easement on Property at the Maintenance Facility Building Site to the Wisconsin Public Service Corporation for the Purpose of Installing Utility Lines

WHEREAS, the Wisconsin Public Service Corporation has asked Winnebago County to grant an easement on property at the maintenance facility management building site for the purpose of installing utility lines; and

WHEREAS, Winnebago County believes that the installation of said utility lines and the granting of an easement to Wisconsin Public Service Corporation for that purpose serves the best interests of Winnebago County and its citizens.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the execution of a deed granting a utility easement to the Wisconsin Public Service Corporation across property located at maintenance facility management building site on Osborn Avenue in Oshkosh for consideration of One Dollar (\$1.00).

BE IT FURTHER RESOLVED BY THE Winnebago County Board of Supervisors that a copy of said utility easement is attached hereto and made a part of this Resolution by reference.

Submitted by:

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

Motion by Supervisor Roh and seconded by Supervisor Ellis to approve. CARRIED BY VOICE VOTE.

RESOLUTION NO. 015-52016: Request Sheriff to Read Declaration of Independence on Courthouse Steps on July 4, 2016

WHEREAS, the Continental Congress, by a Declaration of Independence, dated July 4, 1776, clearly declared the inhabitants of New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina and Georgia, were no longer colonial subjects to be exploited arbitrarily by servants of the King and Parliament of Great Britain, but now were free citizens of their own territories, and that free citizens should constitute the governments for those territories; and

WHEREAS, the Continental Congress provided that same day, by orders of their House, that their Declaration should be proclaimed aloud and published to the free citizens of the territories represented in their Congress; and

WHEREAS, the notification of the Declaration to responsible citizens was then done by sheriffs who proclaimed it at the courthouse steps, by clergymen who read it from their pulpits, and by printers who printed it in their gazettes; and

WHEREAS, the Continental Congress thus initiated a process that has created the Constitutions and state governments of our Union including the Constitution and government of the State of Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests Sheriff John Matz to read the Declaration of Independence from the steps of the Courthouse at 8:00 a.m. on the morning of July 4, 2016, as this was the custom in the early history of our country.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that we ask Sheriff to read the document without further comment or speech. This event is intended for those present to hear the words of the Declaration as we begin to celebrate our Day of Independence.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Wingren and seconded by Supervisor Ellis to approve. CARRIED BY VOICE VOTE.

RESOLUTION NO. 016-52016: Authorize the Hiring of Martin Riley Architects-Engineers to Perform the Architectural Engineering Work Related to the Design of the Airport Aviation Business Center Capital Project

WHEREAS, the current Airport Terminal and Administration Building have reached the end of their useful lives and are in need of a significant amount of capital improvements to remain in use; and

WHEREAS, the Winnebago County Board of Supervisors has previously approved the Capital Project and funding to hire an architect to accomplish a detailed design of a new Aviation Building Center; and

WHEREAS, several architectural firms have submitted proposals through the Request for Proposal process; and

WHEREAS, it is the recommendation of the Aviation Committee, the Facilities and Property Management Committee, and Winnebago County Executive Mark Harris that Martin Riley Architects-Engineers be hired to perform the architectural engineering work on the new Aviation Business Center; and

WHEREAS, Martin Riley Architects-Engineers shall be paid a fee not to exceed \$288,550 for its work.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the hiring of Martin Riley Architects-Engineers, to be funded from the previously-approved appropriation for the design of the Capital project.

Submitted by:

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

Motion by Supervisor Roh and seconded by Supervisor Egan to approve. Supervisor Snider asked that the word "few" on Line 17 be corrected to "fee".

Vote on Resolution as corrected - Ayes: 23. Nays: 10 – Barker, Blank, Binder, Thompson, Wingren, Powers, Hegg, Finch, Farrey and Ellis. Excused: 3 - Lautenschlager, Warnke and Robl. CARRIED.

Motion by Supervisor Konetzke and seconded to adjourn until the June 21, 2016 meeting at 6:00 p.m. The meeting was adjourned at 8:11 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 May 17, 2016.

Julie A. Barthels

Winnebago County Deputy Clerk