

AMENDED

REGULAR SESSION WINNEBAGO COUNTY BOARD OF SUPERVISORS TUESDAY, APRIL 16, 2019

There will be a Regular Session of the Winnebago County Board of Supervisors on Tuesday, April 16, 2019 at 6:00 p.m., in the Supervisors' Room, Fourth Floor, Winnebago County Courthouse, 415 Jackson Street, Oshkosh, Wisconsin. At this meeting, the following will be presented to the Board for its consideration:

- *Roll Call
- *Pledge of Allegiance
- *Invocation
- *Adopt agenda

Time will be allowed for persons present to express their opinion on any resolution or ordinance that appears on the agenda, as well as, any matter over which this body has jurisdiction.

- Correspondence
 - Zoning Petitions:
 - No. 1 – Donald Pansy, Town of Neenah; tax parcel no. 010-0302-02 to rezone to A-2
 - Notice of Claim:
 - Brian Runkle for damage to his mailbox caused by a county Highway Department snow plow
 - Resolution from Dodge County – Resolution No. 18-73: Advisory Resolution Supporting Legislation Addressing Illegal Activities Associated with Adult Entertainment Establishments
- Reports from Committees, Commissions & Boards
- Approval of the proceedings from the March 19, 2019 County Board meeting
- County Executive's Report
- County Executive's Appointment:
 - Human Services Board – Chris Kniep, 2391 Katy Court, Oshkosh
- County Board Chairman's Report
- **Presentation on New Diversion Program in regard to Criminal Offenders with Mental Illnesses, Disorders and Mental Wellness Issues by Christian Gossett, Winnebago County District Attorney**
- Capital Project Presentation – New Mobile Command Post Vehicle – Linda Kollmann, Winnebago County Emergency Management Director
- Presentation of Sunnyview Expo Economic Impact Study – Rob Way, Winnebago County Parks Director

ZONING REPORTS & ORDINANCES

- Report No. 001 – Tony Welnicke, Town of Winneconne
 - Amending Ordinance No. 04/01/19 – Rezoning to R-1/Rural Residential without floodplain for tax parcel no. 030-020104
- Report No. 002 – Winnebago County Planning & Zoning Committee
 - Amending Ordinance No. 04/02/19 – Amendment to the Sawyer Creek floodplain maps to include the Letter of Map Revision (LOMR) for the Sawyer Creek Floodplain Study effective March 27, 2019
- Amending Ordinance No. 04/03/19 – Town of Clayton on behalf of JJJ2 LLC for rezoning to I-1/Light Industrial District for tax parcel no. 006-0895-06
- Amending Ordinance No. 04/04/19 – Town of Utica on behalf of Terry Culver for rezoning to RR/Rural Residential Recreational Mixed Use District for tax parcel nos. 024-0274 and 024-0284
- Amending Ordinance No. 04/05/19 – Town of Winchester for amendments to Chapter 17 of the Town of Winchester Zoning Code

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 119-032019: Authorize \$6,900,000 for the Winnebago County Highway Department's 2019 Annual Infrastructure Capital Improvement Program and \$400,000.00 for Parking Lot Capital Improvements to be Funded with Bond Proceeds
Submitted by:
HIGHWAY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Three-Fourths of Membership

- RESOLUTION NO. 120-032019: Authorize a Capital Project for the Winnebago County Parks Department to Purchase a Replacement Dump/Plow Truck with Attachments at a Cost of \$225,000 to be Funded with Bond Proceeds
Submitted by:
PARKS AND RECREATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Three-Fourths of Membership
- RESOLUTION NO. 121-032019: Authorize a Capital Project for the Winnebago County Parks Department to Replace the Soccer Complex Roadway Lighting and Install New Parking Lot Lighting at a cost of \$269,000 to be Funded with Bond Proceeds
Submitted by:
PARKS AND RECREATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Three-Fourths of Membership
- RESOLUTION NO. 122-032019: Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Maintain and Repair the Masonry Surface of the Orrin King Building at a Cost of \$110,000 to be Funded with Bond Proceeds
Submitted by:
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Three-Fourths of Membership
- RESOLUTION NO. 123-032019: Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Replace the Roof of the J.P. Coughlin Center Building at a Cost of \$160,000 to be Funded with Bond Proceeds
Submitted by:
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Three-Fourths of Membership
- RESOLUTION NO. 124-032019: Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Demolish Four (4) Buildings that are in Disrepair, and No Longer Serve a Purpose or Use for Winnebago County, at a Cost of \$325,000 to be Funded with Bond Proceeds
Submitted by:
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Three-Fourths of Membership
- **Please note that Resolution No. 125-032019 was acted on at the Board's March 19, 2019 meeting.****
- RESOLUTION NO. 126-042019: Commendation for Aryln Hensel
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Majority of Those Present
- RESOLUTION NO. 127-042019: Disallow Claim of Mid-State Sign Service LLC
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Majority of Those Present
- RESOLUTION NO. 128-042019: Disallow Claim of Frank J. Kearny, III
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Majority of Those Present
- RESOLUTION NO. 129-042019: Disallow Claim of Mary Jo M. Schroeder
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Majority of Those Present

- RESOLUTION NO. 130-042019: Authorize Adoption of the Winnebago County Comprehensive Outdoor Recreation Plan (2019-2023)
Submitted by:
PARKS & RECREATION COMMITTEE
Vote Required: Majority of Those Present
- RESOLUTION NO. 131-042019: Appropriate \$310,000 from the Winnebago County Undesignated General Fund Account to the Winnebago County Park Capital Outlay Account for the Purchase of a 20-Acre Parcel of Land Bordering East County Road Y
Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership
- RESOLUTION NO. 132-042019: Support the National Association of Counties' (NACo) Project: "The National Collaborative for Infants and Toddlers Resolution to Promote Investments in Young Children and Families from Prenatal to Age Three"
Submitted by:
HUMAN SERVICES BOARD
Vote Required: Majority of Those Present
- RESOLUTION NO. 133-042019: Ratify 2019-2020 Agreement with the Winnebago County Deputies Association and Authorize a Transfer of \$73,584 from the Contingency Reserve Account to the Sheriff Department's Salaries and Fringe Accounts for the Increase Reflected in the Agreement
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership
- RESOLUTION NO. 134-042019: Amend the Table of Organization for the Winnebago County Human Services Department to Convert One Case Aide Position to a Social Work Specialist Position
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership
- RESOLUTION NO. 135-042019: Amend the Table of Organization for the Winnebago County Public Health Department to Convert One Public Health Nurse Position with a Community Health Strategist Position
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership
- ORDINANCE NO. 136-042019: Rescind Section 3.14 of the General Code of Winnebago County: Domestic Partnership Fees
Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE
Vote Required: Majority of Those Present

Respectfully submitted,
Susan T. Ertmer
Winnebago County Clerk
(920) 232-3432

Upon request, provisions will be made for people with disabilities.

(Times provided are estimates. Any item on the agenda may be taken up by the Board after 6:00 P.M.)

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, MARCH 19, 2019**

Chairman Shiloh Ramos 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: 27 - Konetzke, Brunn, Eisen, Ramos, Defferding, Spellman, Albrecht, Binder, Wojciechowski, Gordon, Wingren, Lautenschlager, Norton, Warnke, Singstock, Buck, Powers, Locke, Wise, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Joas.

Excused: 7 – Borchart, Lenz, Smith, Schorse, Robl, Finch and Farrey. Vacancies: 2

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

PUBLIC HEARING

No one addressed the board.

COMMUNICATIONS AND PETITIONS

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

1. Clerical corrections to Report No. 001 and Amendatory Ordinance No. 02/01/19, AFGROUP, LLC, Town of Algoma, regarding rezoning from R-2/R-3 for tax parcel nos. 002-0028-19-05 and 002-0030(p).
2. Zoning Petitions:
 - o No. 001 – Tony Welnicke, Town of Winneconne for tax parcel no 030-0201-04 to rezone from R-1 with floodplain to R-1 without floodplain was referred to the Planning and Zoning Committee.
 - o No. 002 – Cary Rowe, Winnebago County Zoning Administrator; for an amendment to the Winnebago County Floodplain Zoning Code (Chapter 26) which effects the parcels listed below on the Sawyer Creek Floodplain Maps was referred to the Planning and Zoning Committee.

| PARCEL | 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 | RHYNER TSTE, CHRIS C, et al. |
| 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 | SCHAFER, DENNIS L | SCHAFER, 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 | | | |

3. Notices of Claims:
 - o Mid-State Sign Service, LLC for damage to their service truck resulting from an accident with a county snow plow was referred to the Personnel and Finance Committee.
 - o Ryan Kallas for damage to his vehicle caused by an accident with a Solid Waste Department vehicle was referred to the Personnel and Finance Committee.
 - o Frank Kearny for damage to his mailbox after it was hit by a Winnebago County snowplow was referred to the Personnel and Finance Committee.
 - o Mary Jo M. Schroeder for injuries sustained from a fall outside the Winnebago County Sheriff's Department was referred to the Personnel and Finance Committee.
 - o Ethan Runkle for damage to his mailbox after it was hit by a Winnebago County snowplow was referred to the Personnel and Finance Committee.
4. Resolution from Door County – Resolution No. 2019-20: Supporting a National Estuarine Research Reserve (NERR) Designation for Northeast Wisconsin was referred to the Legislative Committee.
5. A "thank you" note from county retiree, Kathleen Buffington, for the Board's recognition of her years of service to Winnebago County.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Lautenschlager reported on his attendance to the NACo (National Association of Counties Organization) Legislative Conference in Washington D.C., March 3, 4 & 5, 2019. He commented on public and business meetings that he attended. He was able to meet with eight of nine Legislators from Wisconsin. Supervisor Lautenschlager felt this was an educational conference.

Supervisor Egan reported that there will be a Legislative meeting on Monday, March 25, 2019 at 8:30 a.m. at the JP Coughlin Building.

Supervisor Eisen reported on his attendance at the Spring Local Officials Conference regarding the Tri-County 441 Road Project. This will be completed in 2019.

Supervisor Eisen reported on his attendance at the Wisconsin Counties Association Regional Legislative meeting held in Appleton on Thursday, March 14. The 2019 executive budget was discussed.

Supervisor Snider reported on his attendance at the NACo Conference held in Washington D.C., March 3, 4 & 5, 2019. He was chosen to lead the Pledge of Allegiance for the Central Region Caucus meeting.

Supervisor Norton reported on his attendance at the NACo Conference held in Washington D.C., March 3, 4 & 5, 2019. He commented on a meeting regarding health care in county jails.

Motion by Supervisor Albrecht and seconded by Supervisor Brunn to approve the proceedings from the February 25, 2019 county board meeting. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Mark Harris commented on the number of resolutions regarding capital expenditures. The resolutions requires a three-fourths vote of the board's membership and with the number of supervisors absent, the vote would have to be unanimous.

Motion by Supervisor Albrecht and seconded by Supervisor Norton to suspend the rules for the requirement of three-fourths of membership to vote. After an explanation by Mary Anne Mueller, Corporation Counsel, that this voting requirement isn't "suspendible", this motion was withdrawn.

Executive Harris explained the process that is taken to bring capital expenditure items to the whole board.

Executive Harris commented on the USH 41 crash that occurred on Sunday, February 24, 2019. He commended everyone for their help with this crash, from the Sheriff's Department to Emergency Management, to firemen and first responders and ambulance drivers and to the hospitals that were able to accommodate the patients.

COUNTY EXECUTIVE'S APPOINTMENT

Director of Veterans' Services

Executive Harris asked for the Board's approval of his appointment of Jeffery R. Bucholtz as the Director of Veterans' Services.

Motion by Supervisor Snider and seconded by Supervisor Brunn to approve. CARRIED BY VOICE VOTE.

Winnebago County Housing Authority

Executive Harris asked for the Board's approval of his re-appointment of Supervisor Robert Keller to the Winnebago County Housing Authority. This is a five-year term that will expire April 16, 2024.

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

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Ramos excused Supervisors Borchart, Finch, Robl, Lenz, Smith, Schorse and Farrey from this evening's meeting.

Chairman Ramos reminded the board of the County Board Tour to be held on Monday, May 20, 2019.

Chairman Ramos updated the board on the vacancies of District 9 and 14. With approval from the board, the position for District 14 will be filled at this meeting. The position for District 9 will be posted again.

COUNTY BOARD CHAIRMAN'S APPOINTMENT

Appointment to Supervisor District No. 14

Chairman Ramos asked for the Board's approval of his appointment of Kevin Konrad, 1735 Graber Street, Oshkosh, to Supervisor District No. 14. Mr. Konrad will complete the unexpired term of Jesse Wallin who resigned from the Board. Mr. Konrad's term will begin immediately and end on April 21, 2020.

Motion by Supervisor Gabert and seconded by Supervisor Albrecht to approve. CARRIED BY VOICE VOTE.

Winnebago County Communication and Information System Advisory Committee (E911)

Chairman Ramos asked for the Board's approval of his appointment of Chief Mike Stanley, City of Oshkosh Fire Department; Chief Brian Harbison, Village of Fox Crossing Fire Department; and Chief Jeff Bernice, City of Neenah Police Department to the Winnebago County Communication and Information System Advisory Committee. Chief Stanley replaces Chief Tim Franz, Chief Harbison replaces Chief Keith Kiesow, and Chief Bernice replaces Captain Edgar Gonzalez.

Motion by Supervisor Gordon and seconded by Supervisor Albrecht to approve. CARRIED BY VOICE VOTE.

PRESENTATION ON THE PURCHASE OF NETZER PROPERTY

Rob Way, Winnebago County Parks Director, brought back to the board a proposal to purchase the Netzer property located on East County Road Y. This is a 20-acre parcel that is located adjacent to the Winnebago County Expo grounds. The Netzer's have accepted an offer to purchase for \$310,000 with no noteworthy stipulations attached.

Benefits for purchasing this property:

- Acquiring an ingress/egress route to provide improved accessibility for EMS and law enforcement agencies and the promoters of the events being held at the Expo grounds.
- Avoiding conflict that might arise from another party owning the property during an occasional disruptive nature of activities held on the Expo grounds.
- Establishing a permanent spot for relocation of the UW-Extension's Community Gardens program.
- Eliminating the need to utilize the Community Park for parking during major events.

Mr. Way explained what would be done with the property if the county purchases it. He then took questions from the board. A copy of this presentation is available in the County Clerk's office.

REVIEW OF THE FEBRUARY 24, 2019 USH 41 CRASH

Sheriff John Matz presented the County Board Supervisors with a video of the USH 41 crash that occurred on Sunday, February 24, 2019. Sheriff Matz commended the Town of Neenah Fire Chief, Ed King; Captain Lara Vendola and Chief Deputy Todd Christopherson, for the outstanding job of taking charge and handling the situation. There was a total of 119 vehicles involved in this accident with a total number of occupants of 232; 71 patients were seen at 6 hospitals; a total of 144 people with injuries. There was one fatality, Andrew Schefelker.

Sheriff Matz acknowledged all the parties that provided aid for this accident:

- 32 Winnebago County Sheriff Deputies plus an additional 8 deputies and administrators
- 6 dispatchers plus 2 more that came in to help
- 29 additional police officers from 5 law enforcement agencies
- 14 ambulances
- 13 fire apparatus
- 21 paramedics
- 8 EMTs
- 69 firefighters
- Hospitals that administered to patients
- The City of Neenah – Tullar Road Garage for storage of all the vehicles involved in the accident
- Wrecker service from five agencies
- Private Partner Agencies

Sheriff Matz thanked the board for allowing them to purchase the radio system that they have. It was beneficial for this accident.

Sheriff Matz then took questions from the board.

ZONING REPORTS & ORDINANCES

- Amendatory Ordinance No. 1 – A requested zoning change from the Town of Vinland on behalf of James Wollerman to rezone from P-1 Institutional and Recreational District to R-1 Rural Residential District for tax parcel no. 026-0159-01. Motion by Supervisor Egan and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: March 21, 2019)
- Amendatory Ordinance No. 2 – A requested zoning change from the Town of Vinland on behalf of Garvens, Inc. to rezone from B-3/B-2 Highway Business Park District to B-1 General Business District for tax parcel no. 026-0239-03. Motion by Supervisor Egan and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: March 21, 2019)

- Amendatory Ordinance No. 3 – A requested zoning change from the Town of Winchester on behalf of Steven Doehling to rezone from A-2 General Agriculture District to R-1 Rural Residential District for tax parcel no. 028-0839(Pt). Motion by Supervisor Egan and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: March 21, 2019)
- Amendatory Ordinance No. 4 – A requested zoning change from the Town of Winchester on behalf of Don and Peggy Elmer to rezone from R-2 Suburban Residential District to A-2 General Agriculture District for tax parcel nos. 028-0976, 028-0977 and 028-0723-08. Motion by Supervisor Egan and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: March 21, 2019)
- Amendatory Ordinance No. 5 – A requested zoning change from the Town of Clayton on behalf of the Town of Clayton for amendments to the town's Zoning Ordinance, Chapter 9, Article 7, Division 4 – Conditional Use Code. Motion by Supervisor Egan and seconded by Supervisor Snider to adopt. CARRIED BY VOICE VOTE. (Effective Date: March 21, 2019)

RESOLUTIONS & ORDINANCES

RESOLUTION NO. 112-032019: Commendation for Debbie Schneider

WHEREAS, Debbie Schneider has been employed with the Winnebago County Department of Human Services for the past forty (40) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Debbie Schneider 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 Debbie Schneider 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 Debbie Schneider.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 113-032019: Disallow Claim of Lueders Power System

WHEREAS, your Personnel and Finance Committee has had the claim of Lueders Power System 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 Lueders Power System, filed with the County Clerk on February 1, 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. 114-032019: Disallow Claim of CRW Insurance o/b/o Tim Lund

WHEREAS, your Personnel and Finance Committee has had the claim of CRW Insurance o/b/o Tim Lund 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 CRW Insurance o/b/o Tim Lund, filed with the County Clerk on January 11, 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.

ORDINANCE NO. 115-032019:**Amend Section 11.11 of the General Code of Winnebago County (Amend Appendix A: Winnebago County Public Health Department Permit Fee Schedule)**

WHEREAS, Section 11.11 of the General Code for Winnebago County specifically provides the Winnebago County Board of Supervisors with the authority to establish permit fees for the Winnebago County Public Health Department; and

WHEREAS, the Winnebago County Public Health Department annually reviews said Permit Fee Schedule and makes a recommendation to the Winnebago County Board of Health and to the Winnebago County Board of Supervisors regarding establishing fees for various Public Health Department permits so as to keep said fees reflective of the actual cost of issuing such permits; and

WHEREAS, the Winnebago County Board of Health is recommending that Appendix A of Chapter 11 of the General Code for Winnebago County, authorized specifically by Subsection 11.11(7), be amended as reflected in the attached proposed Permit Fee Schedule.

NOW, THEREFORE, BE IT ORDAINED by the Winnebago County Board of Supervisors that Appendix A of Chapter 11 of the General Code for Winnebago County, authorized specifically in Subsection 11.11(7), is hereby amended as is shown in the attached Winnebago County Public Health Department 2019-2020 Permit Fee Schedule.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that said amendment shall be effective as of July 1, 2019.

Submitted by:
BOARD OF HEALTH

Motion by Supervisor Norton and seconded by Supervisor Snider to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 116-032019:**Authorize Execution of a Five (5)-Year Agreement with the Oshkosh Area School District for Use of the Community Park Softball Diamonds**

WHEREAS, Winnebago County and the Oshkosh Area School District desire to have the Oshkosh Area School District Department of Recreation continue to provide for the programming for the two (2) Community Park softball diamonds; and

WHEREAS, it is in the best interests of the citizens of Winnebago County to allow the Oshkosh Area School District Department of Recreation to continue to apply its resources towards programming for the Community Park softball diamonds in the same manner as experienced during the three (3) previous multi-year Agreements.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Parks Department to enter into a new five (5)-year Agreement with the Oshkosh Area School District that will make possible the programming of the Community Park softball diamonds by the Oshkosh Area School District Department of Recreation.

Submitted by:
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 117-032019:**Approve Contract and Fee Structure for Bulk Image Sales of Real Estate Documents****DEFINITIONS:**

1. Bulk Images: Real estate documents recorded in the Office of the Register of Deeds and electronically delivered to third party subscribers.
2. Monarch Software: Data distribution software developed by Fidlar Technologies, which is used to transmit Bulk Images to subscribers.
3. Image: One (1) page of a recorded document.

WHEREAS, pursuant to §59.43, Wis Stats, the Register of Deeds is permitted to enter into contracts with private corporations for the distribution of real estate documents; and

WHEREAS, the Register of Deeds currently supplies bulk images to three existing customers under agreement; and

WHEREAS, the current rate for bulk images of a flat fee is \$500.00 per month; and

WHEREAS, this rate has not increased since at least the year 2000; and

WHEREAS, Monarch Software will enhance the security and efficiency of bulk image distribution to third party subscribers; and

WHEREAS, the Register of Deeds is required to change from a flat fee for bulk images to a per image fee structure; and

WHEREAS, the Register of Deeds is recommending a bulk image fee of \$.18 per image for day forward (non-historic) real estate documents; and

WHEREAS, of the \$.18 per image fee charged by the Register of Deeds, a \$.03 per image of the end-user fee is collected by Fidlar Technologies; and

WHEREAS, the Register of Deeds recommends that existing customers be phased in to the per-image fee structure over an 18-month period.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the Monarch Service Contract pursuant to those terms as are contained in the attached proposed contract, which is made part of the Resolution herein by reference.

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

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

RESOLUTION NO. 118-032019: Authorize the Winnebago County Highway Department to Accept \$1,100,000 for 2018 from the Wisconsin Department of Transportation to Build a Salt Storage Facility on Racine Street and US Highway 10 in the City of Menasha/ Village of Fox Crossing, and Appropriate the Funds to Other Operating Expenditure Category

WHEREAS, the Wisconsin Department of Transportation contracts with the Winnebago County Highway Department to fulfill maintenance and construction needs; and

WHEREAS, Wisconsin the Department of Transportation has entered into an agreement with the Winnebago County Highway Department to construct a salt storage facility on Racine Street and USH 10 in the ~~City of Menasha/~~ Village of Fox Crossing.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Highway Department to accept \$1,100,000 from the Wisconsin Department of Transportation to build a salt storage facility on Racine Street and USH 10 in the ~~City of Menasha/~~ Village of Fox Crossing, and appropriate the funds to Other Operating Expenditure category.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded by Supervisor Ellis to adopt. Supervisor Brunn asked for a correction to the resolution. City of Menasha has no involvement with this facility, so he would like it stricken from this resolution. Vote on resolution as corrected - CARRIED BY VOICE VOTE.

RESOLUTION NO. 119-032019: Authorize \$6,900,000 for the Winnebago County Highway Department's 2019 Annual Infrastructure Capital Improvement Program and \$400,000.00 for Parking Lot Capital Improvements to be Funded with Bond Proceeds

WHEREAS, a portion of Winnebago County's infrastructure is showing significant signs of deterioration, and the following roadways and parking lot are in need of improvements to extend their useful lives:

- Town of Vinland: CTH A (Indian Point Road to CTH GG) engineering and real estate acquisition;
- Town of Neenah: CTH CB and Oakridge Road Roundabout construction;
- Village of Fox Crossing: CTH CB (Shady Lane to CTH BB) construction;
- Village of Fox Crossing: CTH CB (Bridge Widening) construction;
- Town of Omro: CTH K (STH Clairville Road to STH 116) pulverizing and paving project;
- Town of Utica: CTH FF (STH 44 to STH 91) pulverizing and paving;
- Butler Avenue and Parking Lot: Parkview Health Center; and

WHEREAS, the Winnebago County Highway Department typically performs infrastructure improvements each year to the Winnebago County roadway system in order to extend the system's useful life and preserve Winnebago County's investment in the assets; and

WHEREAS, the above-identified projects on which to perform infrastructure improvements are needed projects and have been scheduled for 2019 in the Highway Department's 2019-2023 Capital Improvement Plan; and

WHEREAS, the Winnebago County Board of Supervisors recognizes the value of maintaining a high level of quality transportation system in Winnebago County and is committed to maintaining our highway investments.

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

approves the authorization of \$6,900,000 for the Winnebago County Highway Department's 2019 Annual Infrastructure Capital Improvement Program and \$400,000.00 for parking lot capital improvements to be funded with bond proceeds; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the funds to pay for these capital improvement projects will be advanced from the general fund balance and will be reimbursed from a subsequent bond issue.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded by Supervisor Konetzke to adopt. Motion by Supervisor Norton and seconded by Supervisor Defferding to suspend the rules as follows: three-fourths of those present instead of three-fourths of membership. This motion was withdrawn.

Motion by Supervisor Albrecht to lay over until the April meeting. This motion was withdrawn.

Motion by Supervisor Norton and seconded by Supervisor Gabert to postpone capital improvement resolutions on this agenda starting with 119-32019 thru 124-32019 until the April 16, 2019 meeting. Vote on Postponement: AYES: 27; NAYES: 1 - Egan; ABSTAIN: 0; ABSENT: 7 - Borchart, Finch, Robl, Lenz, Smith, Schorse and Farrey; VACANCIES: 1. CARRIED. This resolution will be postponed until the April 16, 2019 meeting.

RESOLUTION NO. 120-032019: Authorize a Capital Project for the Winnebago County Parks Department to Purchase a Replacement Dump/Plow Truck with Attachments at a Cost of \$225,000 to be Funded with Bond Proceeds

WHEREAS, the Winnebago County Parks Department currently owns a 1997 International 4X2 5 yard dump/plow truck that was acquired from the Highway Department in 2009; and

WHEREAS, the truck has reached the end of its useful service time, and repairs and maintenance costs are rising as parts are becoming scarce; and

WHEREAS, the extent of wear-and-tear to the truck that has accumulated over the years has reached a point where significant safety concerns have developed as a result of its continued use.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Parks Department to purchase a replacement dump/plow truck with attachments at a cost not to exceed \$225,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project be advanced from the General Fund Balance to be reimbursed from a subsequent bond issue.

Submitted by:
PARKS AND RECREATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

POSTPONED UNTIL APRIL 16, 2019.

RESOLUTION NO. 121-032019: Authorize a Capital Project for the Winnebago County Parks Department to Replace the Soccer Complex Roadway Lighting and Install New Parking Lot Lighting at a Cost of \$269,000 to be Funded with Bond Proceeds

WHEREAS, the Winnebago County Parks include a forty-five (45)-year-old section of road lighting within the Community Park Soccer Complex that is in need of replacement, and installation of new light fixtures within each of the adjacent parking lots is long overdue; and

WHEREAS, establishment of an entirely new lighting infrastructure that would match the system placed in the northern section of the Park as part of the 2014 Community Park Road Redesign, Lighting Replacement, and Shared Use Path Install Project would address this need; and

WHEREAS, elements of the Soccer Complex Parking Lot Lighting Installments and Roadway Replacements Project would involve the mounting of LED light fixtures atop 26' high square metal poles affixed to cement bases. In-ground wiring laid in conduit along with transformer and panel placements would also be included.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Parks Department to replace the Soccer Complex roadway lighting and install new parking lot lighting at a cost not to exceed \$269,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project will be advanced from the General Fund Balance and will be reimbursed from a subsequent bond issue.

Submitted by:
PARKS AND RECREATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

POSTPONED UNTIL APRIL 16, 2019.

RESOLUTION NO. 122-032019: **Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Maintain and Repair the Masonry Surface of the Orrin King Building at a Cost of \$110,000 to be Funded with Bond Proceeds**

WHEREAS, the Winnebago County Facilities Department has a multi-year Masonry Repair Program to maintain and repair the masonry surfaces of various Winnebago County facilities with a goal of maximizing the life of these surfaces; and

WHEREAS, the Orrin King Building has been identified as a facility in need of repair in 2019 due to sealant failure and limestone in need of cleaning.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Facilities and Property Management Department to maintain and repair the masonry surface of the Orrin King Building at a cost not to exceed \$110,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project be advanced from the General Fund Balance to be reimbursed from a subsequent bond issue.

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

POSTPONED UNTIL APRIL 16, 2019.

RESOLUTION NO. 123-032019: **Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Replace the Roof of the J.P. Coughlin Center Building at a Cost of \$160,000 to be Funded with Bond Proceeds**

WHEREAS, the Winnebago County Facilities and Property Management Department has a multi-year Roof Replacement Program to replace roofs of Winnebago County buildings as they reach their end of expected life; and

WHEREAS, the J.P. Coughlin Center building's roof was installed in 1997 with a 20 year asphalt composite shingle roof and has reached the end of its projected useful life.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Facilities and Property Management Department to replace the roof of the J.P. Coughlin Center building at a cost not to exceed \$160,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project will be advanced from the General Fund Balance and will be reimbursed from a subsequent bond issue.

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

POSTPONED UNTIL APRIL 16, 2019.

RESOLUTION NO. 124-032019: **Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Demolish Four (4) Buildings that are in Disrepair, and No Longer Serve a Purpose or Use for Winnebago County, at a Cost of \$325,000 to be Funded with Bond Proceeds**

WHEREAS, the Winnebago County Facilities and Property Management Department has identified four (4) Winnebago County-owned buildings on Butler Avenue to be demolished, including the east garage on the Winnebago County Fairgrounds, the old County Farm barn, and the laundry building and boiler house; and

WHEREAS, each of these buildings is in need of costly repairs, and Winnebago County no longer has the space needs to warrant the cost of repairs to retain these buildings.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Facilities and Property Management Department to demolish the four (4) buildings identified above that are in disrepair and no longer serve a purpose or use for Winnebago County at a cost not to exceed \$325,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project be advanced from the General Fund Balance to be reimbursed from a subsequent bond issue.

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

POSTPONED UNTIL APRIL 16, 2019.

RESOLUTION NO. 125-032019: Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Upgrade the Controls and Functionality of the Three (3) Courthouse Elevators at a Cost of \$795,000 to be Funded with Bond Proceeds

WHEREAS, the two (2) main Courthouse passenger elevators have 1938 vintage controls and equipment which are composed of parts and electronics that are no longer manufactured and are very difficult to obtain, if at all; and

WHEREAS, the elevators are experiencing breakdowns that are more frequent and longer lasting, and this is impacting passengers; over the past year, on several occasions, elevator failures required the assistance of the Fire Department to release passengers; and

WHEREAS, funds from this capital project will be used to upgrade to modern digital controls and more energy efficient motors and transmissions.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Facilities and Property Management Department to upgrade the controls and functionality of the three (3) Courthouse elevators at a cost not to exceed \$795,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project will be advanced from the General Fund Balance and will be reimbursed from a subsequent bond issue.

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

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

Motion by Supervisor Albrecht and seconded by Supervisor Ellis to adjourn until the April 16, 2019 regular meeting at 6:00 p.m. The meeting was adjourned at 7:53 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 March 19, 2019.

Julie A. Barthels
Winnebago County Deputy Clerk

MARK L. HARRIS
County Executive

112 OTTER AVE., P. O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808

OSHKOSH (920) 232-3450
FOX CITIES (920) 727-2880
FAX (920) 232-3429



Winnebago County
Office of the County Executive

TO: Members of the Winnebago County Board
FROM: Mark L. Harris
DATE: April 16, 2019
SUBJECT: Appointment to the **HUMAN SERVICES BOARD**

Subject to your approval, I am hereby making the following appointment to the **HUMAN SERVICES BOARD**.

Chris Kniep
2391 Katy Court
Oshkosh, WI. 54904

This is a three (3) year term which will expire December 31, 2021.

Thank you in advance for your favorable consideration of this appointment.


Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Human Services Board

TO THE WINNEBAGO COUNTY BOARD SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2019-ZC-4730 filed with the County Clerk by:

WELNICKE, TONY M, Town of WINNECONNE and referred to the Planning and Zoning Committee on 3/19/2019 and

WHEREAS, a Public Hearing was held on 3/26/2019, pursuant to mailed and published notice as provided by as on the following:

PROPERTY INFORMATION:

Owner(s) of Property: WELNICKE, TONY M
Agent(s): na

Location of Premises Affected: 6449 PAULSON RD
WINNECONNE, WI 54986

Legal Description: Being a part of the NE 1/4 of the NE 1/4, Section 16, Township 19 North, Range 15 East, Town of Winneconne, Winnebago County, Wisconsin.

Tax Parcel No.: 030-020104

| | | | | | | | | |
|----------|-------------------------------------|------------|--------------------------|-----------|-------------------------------------|-----------|--------------------------|----------------|
| Sewer: | <input checked="" type="checkbox"/> | Existing | <input type="checkbox"/> | Required | <input checked="" type="checkbox"/> | Municipal | <input type="checkbox"/> | Private System |
| Overlay: | <input type="checkbox"/> | Airport | <input type="checkbox"/> | SWDD | <input checked="" type="checkbox"/> | Shoreland | | |
| | <input checked="" type="checkbox"/> | Floodplain | <input type="checkbox"/> | Microwave | <input type="checkbox"/> | Wetlands | | |

WHEREAS,
Applicant is requesting a rezoning to R-1 Rural Residential, without floodplain

And

WHEREAS, we received notification from the Town of WINNECONNE recommending Approval

And

WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

The Town of WINNECONNE has Approved. Town action is advisory due to shoreland jurisdiction.

Town findings for Approval were as follows:

1. Town does have an adopted land use plan.
2. Action does agree with the Town adopted Town plan.
1. The Town of Winneconne has approved (Town action is advisory due to shoreland jurisdiction.
2. There were no objectors.
3. Proposed use is compatible with adjacent uses.

Findings were made in consideration of Section 23.7-5(b)(1),(2),&(3).

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 4-0

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

For the Planning and Zoning Committee

AMENDATORY ORDINANCE # 04/01/19

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2019-ZC-4730 as follows:

Being a part of the NE 1/4 of the NE 1/4, Section 16, Township 19 North, Range 15 East, Town of Winneconne, Winnebago County, Wisconsin.

FROM: R-1 Rural Residential, with floodplain

TO: R-1 Rural Residential, without floodplain

Adopted/ Denied this _____ day of _____, 20_____

Shiloh Ramos, Chairperson

ATTEST:

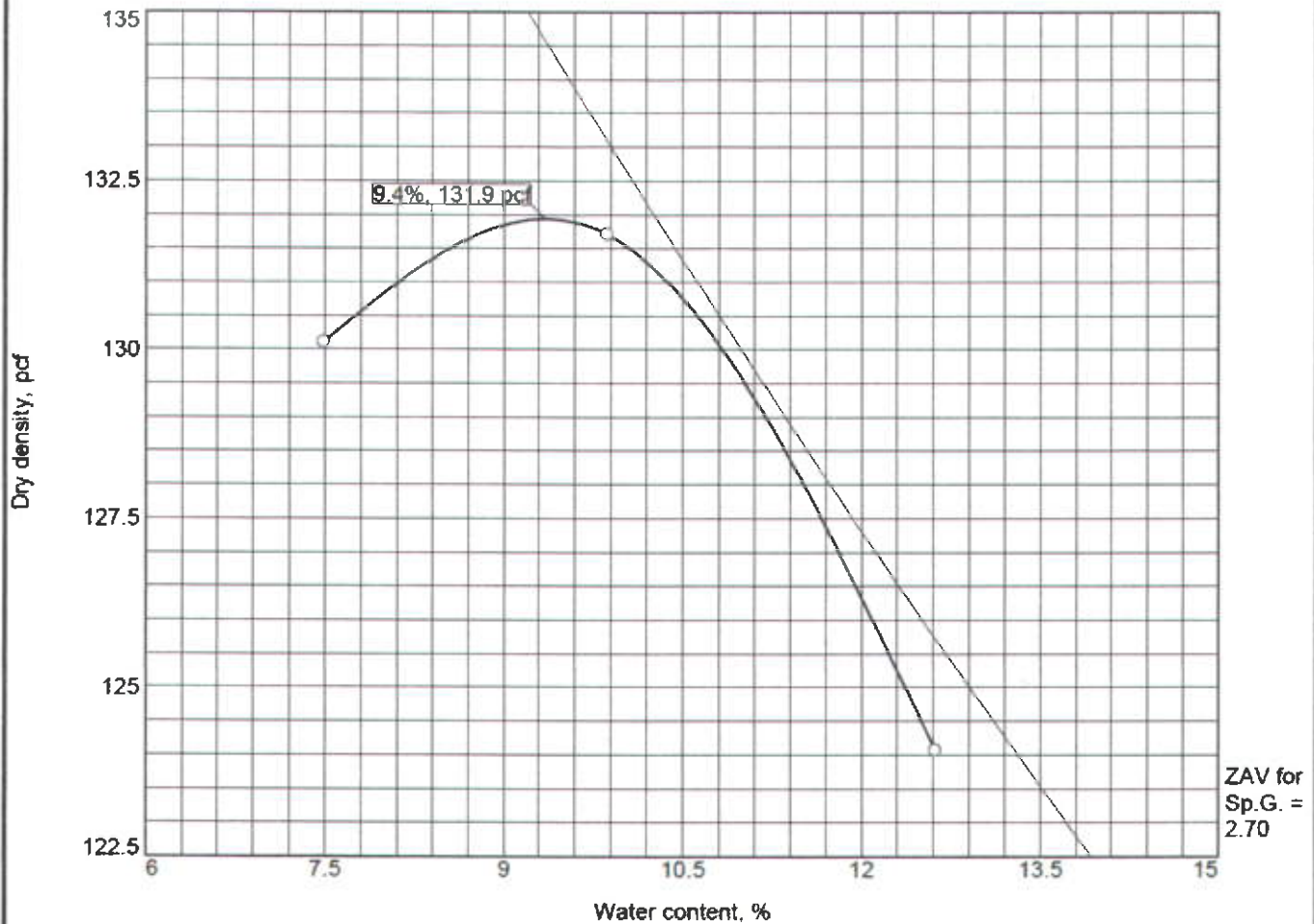
Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS ____ DAY OF _____, 20____

Mark Harris
County Executive

County Board Supervisory district 35 Snider


COMPACTION TEST REPORT



Test specification: ASTM D 1557-12 Method A Modified

| Elev/ Depth | Classification | | Nat. Moist. | Sp.G. | LL | PI | % > #4 | % < No.200 |
|----------------|----------------|--------|----------------|-------|----|----|-----------|---------------|
| | USCS | AASHTO | | | | | | |
| 0.00-0.00 | CL | A-6(8) | 23.5 | 2.7 | 31 | 16 | 8.3 | 66.2 |

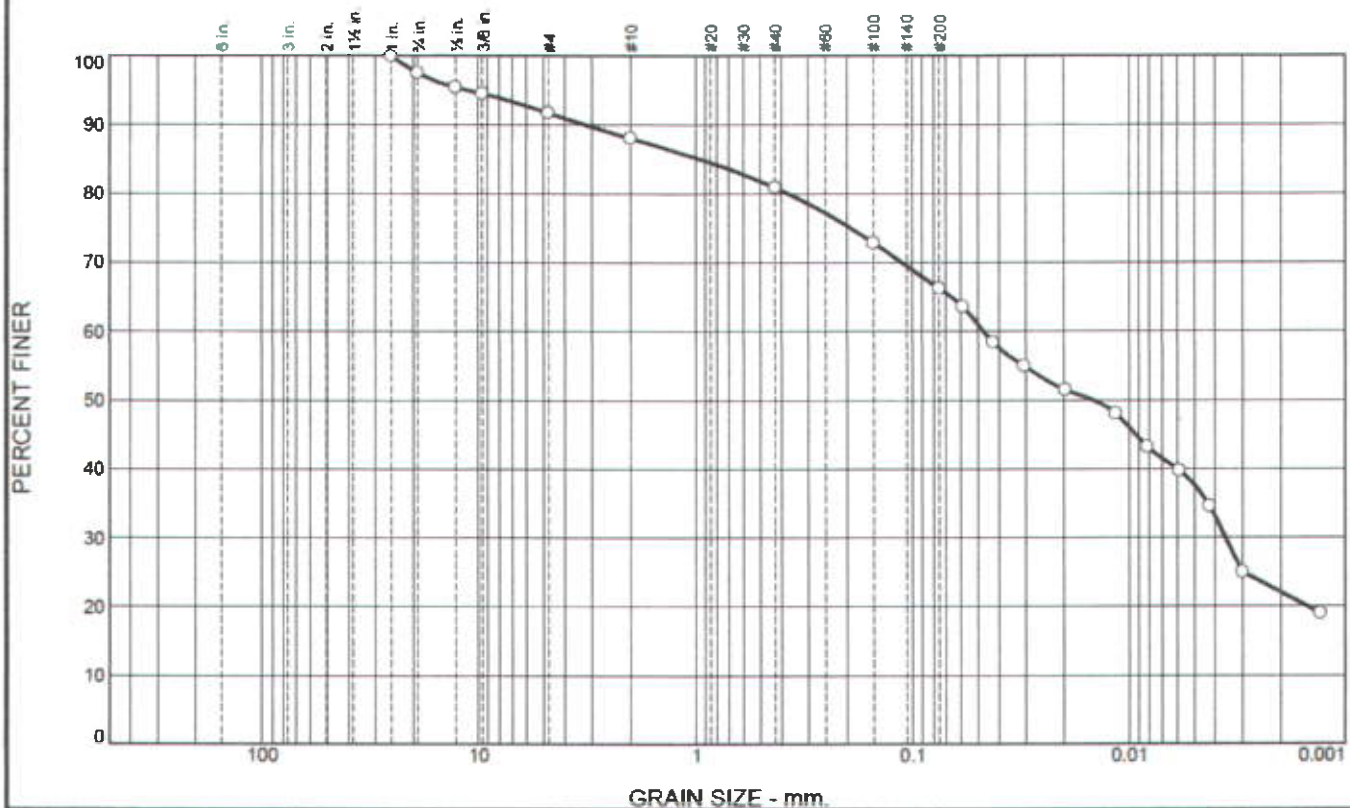
| TEST RESULTS | MATERIAL DESCRIPTION |
|---|--|
| Maximum dry density = 131.9 pcf Optimum moisture = 9.4 % | Sandy LEAN CLAY, with Gravel and Silt, brown |

| | |
|--|-----------------|
| Project No. 1622 Client: Property Owner Project: Welnicke Property | Remarks: |
| Source: Onsite (Existing building pad fill) Sample No.: D4S-1 | |
|  ECS MIDWEST, LLC 1989 Breckewood Lane, Suite 102 Neenah, WI 54956 Phone: (920) 886-1400 Fax: (920) 886-1409 | |

Figure

Tested By: Mark Wisneski Checked By: Tim Hendrickson

Particle Size Distribution Report



| % +3" | % Gravel | | % Sand | | | % Fines | |
|-------|----------|------|--------|--------|------|---------|------|
| | Coarse | Fine | Coarse | Medium | Fine | Silt | Clay |
| 0.0 | 2.5 | 5.8 | 3.7 | 7.2 | 14.6 | 28.5 | 37.7 |

| SIEVE SIZE | PERCENT FINER | SPEC.* PERCENT | PASS? (X=NO) |
|------------|---------------|----------------|--------------|
| 1 | 100.0 | | |
| 3/4 | 97.5 | | |
| 1/2 | 95.5 | | |
| 3/8 | 94.5 | | |
| #4 | 91.7 | | |
| #10 | 88.0 | | |
| #40 | 80.8 | | |
| #100 | 72.8 | | |
| #200 | 66.2 | | |
| 0.0585 mm. | 63.5 | | |
| 0.0425 mm. | 58.4 | | |
| 0.0305 mm. | 54.9 | | |
| 0.0196 mm. | 51.4 | | |
| 0.0115 mm. | 48.0 | | |
| 0.0082 mm. | 43.2 | | |
| 0.0058 mm. | 39.7 | | |
| 0.0043 mm. | 34.5 | | |
| 0.0030 mm. | 24.9 | | |
| 0.0013 mm. | 18.9 | | |

(no specification provided)

| <u>Soil Description</u> | | |
|--|--------------------------|--------------------------|
| Sandy LEAN CLAY, with Gravel and Silt, brown | | |
| <u>Atterberg Limits</u> | | |
| PL= 15 | LL= 31 | PI= 16 |
| <u>Coefficients</u> | | |
| D ₉₀ = 3.2074 | D ₈₅ = 0.9640 | D ₆₀ = 0.0471 |
| D ₅₀ = 0.0147 | D ₃₀ = 0.0036 | D ₁₅ = |
| D ₁₀ = | C _u = | C _c = |
| <u>Classification</u> | | |
| USCS= CL | AASHTO= A-6(8) | |
| <u>Remarks</u> | | |

Source of Sample: Onsite (Existing building pad fill)
Sample Number: D4S-1

Depth: 0.00-0.00

Date: 1/23/2019



ECS MIDWEST, LLC
1060 Breezewood Lane, Suite 102
Neenah, WI 54956
Phone: (920) 886-1408
Fax: (920) 886-1409

Client: Property Owner
Project: Welnicke Property

Project No: 1622

Figure

Tested By: Mark Wisneski

Checked By: Tim Hendrickson



Federal Emergency Management Agency

Washington, D.C. 20472

August 29, 2018

THE HONORABLE SHILOH RAMOS
CHAIRMAN, BOARD OF SUPERVISORS
WINNEBAGO COUNTY
415 JACKSON STREET
OSHKOSH, WI 54901


CASE NO.: 18-05-5060C
COMMUNITY: WINNEBAGO COUNTY, WISCONSIN
(UNINCORPORATED AREAS)
COMMUNITY NO.: 550537

DEAR MR. RAMOS:

This is in reference to a request that the Federal Emergency Management Agency (FEMA) determine if the property described in the enclosed document is located within an identified Special Flood Hazard Area, the area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood), on the effective National Flood Insurance Program (NFIP) map. Using the information submitted and the effective NFIP map, our determination is shown on the attached Conditional Letter of Map Revision based on Fill (CLOMR-F) Comment Document. This comment document provides additional information regarding the effective NFIP map, the legal description of the property and our comments regarding this proposed project.

Additional documents are enclosed which provide information regarding the subject property and CLOMR-Fs. Please see the List of Enclosures below to determine which documents are enclosed. Other attachments specific to this request may be included as referenced in the Determination/Comment document. If you have any questions about this letter or any of the enclosures, please contact the FEMA Map Information eXchange (FMIX) toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, Engineering Library, 3601 Eisenhower Ave Ste 500, Alexandria, VA 22304-6426.

Sincerely,


Luis V. Rodriguez, P.E., Director
Engineering and Modeling Division
Federal Insurance and Mitigation Administration

LIST OF ENCLOSURES:

CLOMR-F COMMENT DOCUMENT

cc: Mr. James Smith



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION BASED ON FILL COMMENT DOCUMENT

| COMMUNITY AND MAP PANEL INFORMATION | | LEGAL PROPERTY DESCRIPTION |
|-------------------------------------|---|--|
| COMMUNITY | WINNEBAGO COUNTY, WISCONSIN (Unincorporated Areas) | A portion of Section 16, Township 19 North, Range 15 East, as described in the Trustee's Deed recorded as Document No. 1665195, in the Office of the Register of Deeds, Winnebago County, Wisconsin The portion of property is more particularly described by the following metes and bounds: |
| | COMMUNITY NO.: 550537 | |
| AFFECTED MAP PANEL | NUMBER: 55139C0177E | |
| | DATE: 3/17/2003 | |
| FLOODING SOURCE: LAKE WINNECONNE | | APPROXIMATE LATITUDE & LONGITUDE OF PROPERTY: 44.124839, -88.700988 SOURCE OF LAT & LONG: LOMA LOGIC DATUM: NAD 83 |

COMMENT TABLE REGARDING THE PROPOSED PROPERTY (PLEASE NOTE THAT THIS IS NOT A FINAL DETERMINATION. A FINAL DETERMINATION WILL BE MADE UPON RECEIPT OF AS-BUILT INFORMATION REGARDING THIS PROPERTY.)

| LOT | BLOCK/ SECTION | SUBDIVISION | STREET | OUTCOME WHAT WOULD BE REMOVED FROM THE SFHA | FLOOD ZONE | 1% ANNUAL CHANCE FLOOD ELEVATION (NGVD 29) | LOWEST ADJACENT GRADE ELEVATION (NGVD 29) | LOWEST LOT ELEVATION (NGVD 29) |
|-----|-------------------|-------------|-------------------|--|-----------------|--|---|---|
| - | - | - | 6449 Paulson Road | Portion of Property | X (unshaded) | 750.4 feet | - | 752.5 feet |

Special Flood Hazard Area (SFHA) - The SFHA is an area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood).

ADDITIONAL CONSIDERATIONS (Please refer to the appropriate section on Attachment 1 for the additional considerations listed below.)

LEGAL PROPERTY DESCRIPTION
PORTIONS REMAIN IN THE SFHA
CONDITIONAL LOMR-F DETERMINATION

This document provides the Federal Emergency Management Agency's comment regarding a request for a Conditional Letter of Map Revision based on Fill for the property described above. Using the information submitted and the effective National Flood Insurance Program (NFIP) map, we have determined that the proposed described portion(s) of the property(ies) would not be located in the SFHA, an area inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood) if built as proposed. Our final determination will be made upon receipt of a copy of this document, as-built elevations, and a completed Community Acknowledgement form. Proper completion of this form certifies the subject property is reasonably safe from flooding in accordance with Part 65.5(a)(4) of our regulations. Further guidance on determining if the subject property is reasonably safe from flooding may be found in FEMA Technical Bulletin 10-01. A copy of this bulletin can be obtained by calling the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or from our web site at <http://www.fema.gov/mit/tb1001.pdf>. This document is not a final determination; it only provides our comment on the proposed project in relation to the SFHA shown on the effective NFIP map.

This comment document is based on the flood data presently available. The enclosed documents provide additional information regarding this request. If you have any questions about this document, please contact the FEMA Map Information eXchange (FMIX) toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, Engineering Library, 3601 Eisenhower Ave Ste 500, Alexandria, VA 22304-6426.

Luis V. Rodriguez, P.E., Director
Engineering and Modeling Division
Federal Insurance and Mitigation Administration



Federal Emergency Management Agency

Washington, D.C. 20472

CONDITIONAL LETTER OF MAP REVISION BASED ON FILL COMMENT DOCUMENT

ATTACHMENT 1 (ADDITIONAL CONSIDERATIONS)

LEGAL PROPERTY DESCRIPTION (CONTINUED)

COMMENCING at the northeastern parcel corner; thence S20°44'56"W, 1.04' to the POINT OF BEGINNING; thence S20°44'56"W 57.91'; thence N86°15'04"W 80.00'; thence N03°41'28"E 56.81'; thence S85°24'26"E 97.00' to the POINT OF BEGINNING

PORTIONS OF THE PROPERTY REMAIN IN THE SFHA (This Additional Consideration applies to the preceding 1 Property.)

Portions of this property, but not the subject of the Determination/Comment document, may remain in the Special Flood Hazard Area. Therefore, any future construction or substantial improvement on the property remains subject to Federal, State/Commonwealth, and local regulations for floodplain management.

CONDITIONAL LOMR-F DETERMINATION (This Additional Consideration applies to the preceding 1 Property.)

Comments regarding this conditional request are based on the flood data presently available. Our final determination will be made upon receipt of this Comment Document, certified as-built elevations and/or certified as-built survey. Since this request is for a Conditional Letter of Map Revision based on Fill, we will also require the applicable processing fee, and the "Community Acknowledgement" form. Please note that additional items may be required before a final as-built determination is issued.

This letter does not relieve Federal agencies of the need to comply with Executive Order 11988 on Floodplain Management in carrying out their responsibilities and providing Federally undertaken, financed, or assisted construction and improvements, or in their regulating or licensing activities.

STATE AND LOCAL CONSIDERATIONS (This Additional Consideration applies to all properties in the CLOMR-F COMMENT DOCUMENT)

Please note that this document does not override or supersede any State or local procedural or substantive provisions which may apply to floodplain management requirements associated with amendments to State or local floodplain zoning ordinances, maps, or State or local procedures adopted under the National Flood Insurance Program.

This attachment provides additional information regarding this request. If you have any questions about this attachment, please contact the FEMA Map Information eXchange (FMIX) toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, Engineering Library, 3601 Eisenhower Ave Ste 500, Alexandria, VA 22304-6426.

Luis V. Rodriguez, P.E., Director
Engineering and Modeling Division
Federal Insurance and Mitigation Administration

DEPARTMENT OF HOMELAND SECURITY - FEDERAL EMERGENCY MANAGEMENT AGENCY
COMMUNITY ACKNOWLEDGMENT FORM

O.M.B. NO. 1660-0015
Expires February 28, 2014

PAPERWORK BURDEN DISCLOSURE NOTICE

Public reporting burden for this data collection is estimated to average 1.38 hours per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and submitting the form. This collection is required to obtain or retain benefits. You are not required to respond to this collection of information unless a valid OMB control number is displayed on this form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing this burden to: Information Collections Management, Department of Homeland Security, Federal Emergency Management Agency, 1800 South Bell Street, Arlington, VA 20598-3005, Paperwork Reduction Project (1660-0015). NOTE: Do not send your completed form to this address.

This form must be completed for requests involving the existing or proposed placement of fill (complete Section A) **OR** to provide acknowledgment of this request to remove a property from the SFHA which was previously located within the regulatory floodway (complete Section B).

This form must be completed and signed by the official responsible for floodplain management in the community. The six digit NFIP community number and the subject property address must appear in the spaces provided below. Incomplete submissions will result in processing delays. Please refer to the MT-1 instructions for additional information about this form.

Community Number: 550537

Property Name or Address: 6449 PAULSON ROAD
WINNECONNE, WI 54986

A. REQUESTS INVOLVING THE PLACEMENT OF FILL

As the community official responsible for floodplain management, I hereby acknowledge that we have received and reviewed this Letter of Map Revision Based on Fill (LOMR-F) or Conditional LOMR-F request. Based upon the community's review, we find the completed or proposed project meets or is designed to meet all of the community floodplain management requirements, including the requirement that no fill be placed in the regulatory floodway, and that all necessary Federal, State, and local permits have been, or in the case of a Conditional LOMR-F, will be obtained. For Conditional LOMR-F requests, the applicant has or will document Endangered Species Act (ESA) compliance to FEMA prior to issuance of the Conditional LOMR-F determination. For LOMR-F requests, I acknowledge that compliance with Sections 9 and 10 of the ESA has been achieved independently of FEMA's process. Section 9 of the ESA prohibits anyone from "taking" or harming an endangered species. If an action might harm an endangered species, a permit is required from U.S. Fish and Wildlife Service or National Marine Fisheries Service under Section 10 of the ESA. For actions authorized, funded, or being carried out by Federal or State agencies, documentation from the agency showing its compliance with Section 7(a)(2) of the ESA will be submitted. In addition, we have determined that the land and any existing or proposed structures to be removed from the SFHA are or will be reasonably safe from flooding as defined in 44CFR 65.2(c), and that we have available upon request by DHS-FEMA, all analyses and documentation used to make this determination. For LOMR-F requests, we understand that this request is being forwarded to DHS-FEMA for a possible map revision.

Community Comments:

Area to be removed from floodplain must be filled at least 2-ft above the 100-yr floodplain elevation and shall meet Technical Bulletin 10-01 standards. Property shall be rezoned out of floodplain after (LOMR-F) has been obtained

Community Official's Name and Title: (Please Print or Type)

Cary A. Rowe - Zoning Administrator

Telephone No.:

(920) 232-3344

Community Name:

Winnebago County

Community Official's Signature: (required)

Cary A. Rowe

Date:

2-4-19

B. PROPERTY LOCATED WITHIN THE REGULATORY FLOODWAY

As the community official responsible for floodplain management, I hereby acknowledge that we have received and reviewed this request for a LOMA. We understand that this request is being forwarded to DHS-FEMA to determine if this property has been inadvertently included in the regulatory floodway. We acknowledge that no fill on this property has been or will be placed within the designated regulatory floodway. We find that the completed or proposed project meets or is designed to meet all of the community floodplain management requirements.

Community Comments:

Community Official's Name and Title: (Please Print or Type)

Telephone No.:

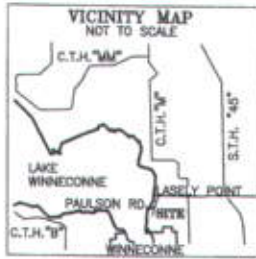
Community Name:

Community Official's Signature (required):

Date:

LANDS TO BE MAPPED OUT OF THE SPECIAL FLOOD HAZARD AREAS

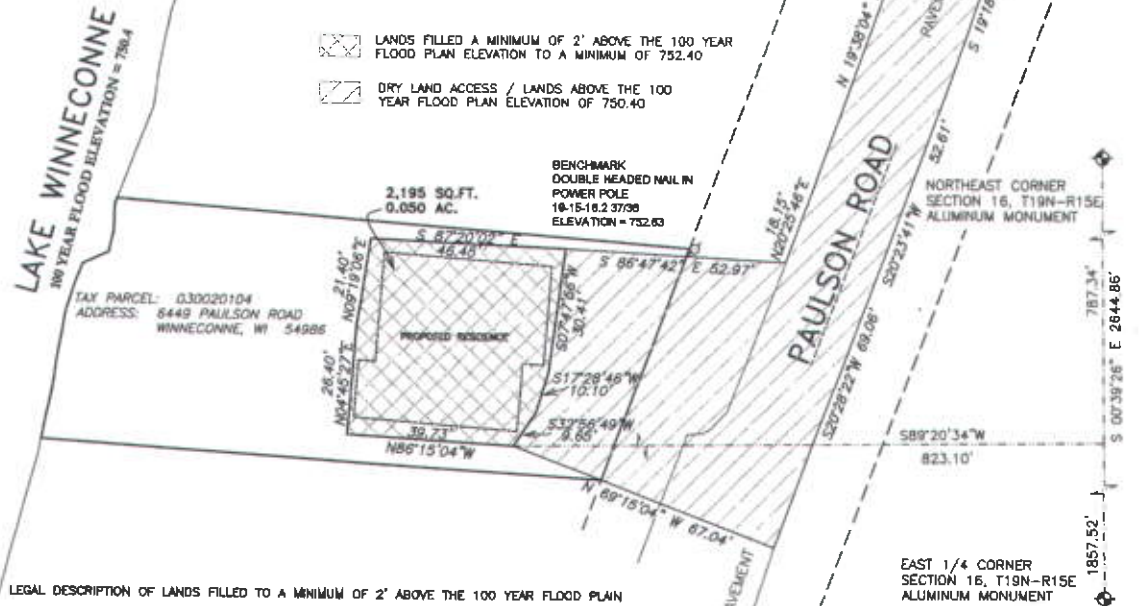
PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 16, TOWNSHIP 19 NORTH,
RANGE 15 EAST, TOWN OF WINNECONNE, WINNEBAGO COUNTY, WISCONSIN.



SURVEY FOR:
KARI WELNICKE
5000 PLUMMERS POINT ROAD
OSHKOSH, WI 54904

BEARINGS ARE REFERENCED TO THE WINNEBAGO
COUNTY COORDINATE SYSTEM OF 1983(1997)
Scale 1 inch = 30 feet
0 15 30 60

- LANDS FILLED A MINIMUM OF 2' ABOVE THE 100 YEAR FLOOD PLAN ELEVATION TO A MINIMUM OF 752.40
- DRY LAND ACCESS / LANDS ABOVE THE 100 YEAR FLOOD PLAN ELEVATION OF 750.40



LEGAL DESCRIPTION OF LANDS FILLED TO A MINIMUM OF 2' ABOVE THE 100 YEAR FLOOD PLAN

PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 16, TOWNSHIP 19 NORTH, RANGE 15 EAST, TOWN OF WINNECONNE, WINNEBAGO COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS:

COMMENCING AT NORTHEAST CORNER OF SAID SECTION 16; THENCE SOUTH 00 DEGREES 39 MINUTES 28 SECONDS EAST 787.34 FEET, ALONG THE EAST LINE OF THE SAID NORTHEAST 1/4; THENCE SOUTH 89 DEGREES 20 MINUTES 34 SECONDS WEST 823.10 FEET, TO THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 15 MINUTES 04 SECONDS WEST 38.73 FEET; THENCE NORTH 04 DEGREES 45 MINUTES 27 SECONDS EAST 26.40 FEET; THENCE NORTH 09 DEGREES 19 MINUTES 06 SECONDS EAST 21.40 FEET; THENCE SOUTH 87 DEGREES 20 MINUTES 02 SECONDS EAST 46.45 FEET; THENCE SOUTH 07 DEGREES 47 MINUTES 56 SECONDS WEST 30.41 FEET; THENCE SOUTH 17 DEGREES 28 MINUTES 46 SECONDS WEST 10.10 FEET; THENCE SOUTH 32 DEGREES 56 MINUTES 49 SECONDS WEST 9.65 FEET, TO THE POINT OF BEGINNING, CONTAINING 2,195 SQ.FT./0.050 ACRES.

LEGAL DESCRIPTION OF DRY LAND ACCESS AND LANDS FILLED 2 FEET ABOVE THE 100 YEAR FLOOD PLAN.

PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 16, TOWNSHIP 19 NORTH, RANGE 15 EAST, TOWN OF WINNECONNE, WINNEBAGO COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS:

COMMENCING AT NORTHEAST CORNER OF SAID SECTION 16; THENCE SOUTH 00 DEGREES 39 MINUTES 28 SECONDS EAST 787.34 FEET, ALONG THE EAST LINE OF THE SAID NORTHEAST 1/4; THENCE SOUTH 89 DEGREES 20 MINUTES 34 SECONDS WEST 823.10 FEET, TO THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 15 MINUTES 04 SECONDS WEST 38.73 FEET; THENCE NORTH 04 DEGREES 45 MINUTES 27 SECONDS EAST 26.40 FEET; THENCE NORTH 09 DEGREES 19 MINUTES 06 SECONDS EAST 21.40 FEET; THENCE SOUTH 87 DEGREES 20 MINUTES 02 SECONDS EAST 46.45 FEET; THENCE SOUTH 07 DEGREES 47 MINUTES 56 SECONDS WEST 30.41 FEET; THENCE SOUTH 17 DEGREES 28 MINUTES 46 SECONDS WEST 10.10 FEET; THENCE SOUTH 32 DEGREES 56 MINUTES 49 SECONDS WEST 9.65 FEET, TO THE POINT OF BEGINNING, CONTAINING 9,794 SQ.FT./0.224 ACRES.

SURVEYOR'S CERTIFICATE

I, JAMES E. SMITH, HEREBY CERTIFY THAT THE LANDS MAPPED AS SHOWN ARE ABOVE THE 100 YEAR FLOOD, AND IS CONTIGUOUS TO LANDS NOT IN THE 100-YEAR FLOOD PLAN.

James E. Smith Jan 30, 2019
Wisconsin Professional Land Surveyor

Martenson & Eisele, Inc.

101 West Main Street
Omro, WI 54963
www.martenson-eisele.com
P 920.885.8240 F 920.885.6340
Planning
Environmental
Surveying
Engineering
Architecture



PROJECT NO. 0-2250-001
FILE 2250001FEMAFILL.DWG

THIS INSTRUMENT WAS DRAFTED BY: DSI

Lake
Winneconne

030020104
0.24 Ac.

PAULSON RD

CASLEY SHORE DR

CASLEY POINT RD

WOODVIEW RD

Application #19-ZC-4730

Date of Hearing:

March 26, 2019

Owner(s):

Welnicke, Tony M

Subject Parcel(s):

030020104



Winnebago County
WINGS Project

Scale

1 inch : 300 feet

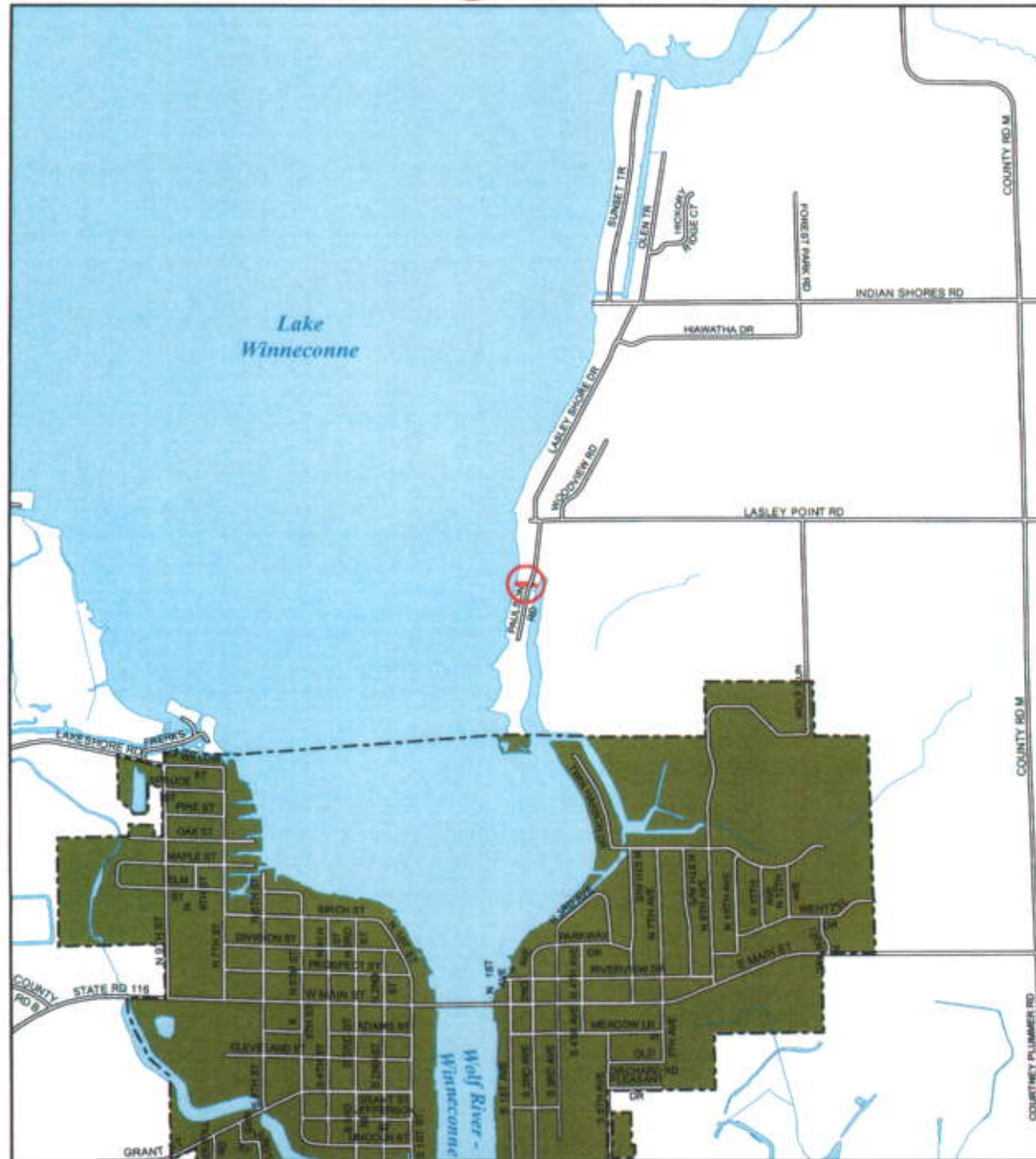
County Zoning Districts

| | | |
|-----|-----|----------------|
| R-1 | PDD | B-1 |
| R-2 | A-1 | B-2 |
| R-3 | A-2 | B-3 |
| R-4 | I-1 | M-1 |
| R-8 | I-2 | Town Zoning |

City of Oshkosh Extraterritorial
Zoning Jurisdiction

Incorporated Area

○ = SITE



1 inch : 2,000 feet

Application #19-ZC-4730

Date of Hearing:

March 26, 2019

Owner(s):

Welnicke, Tony M

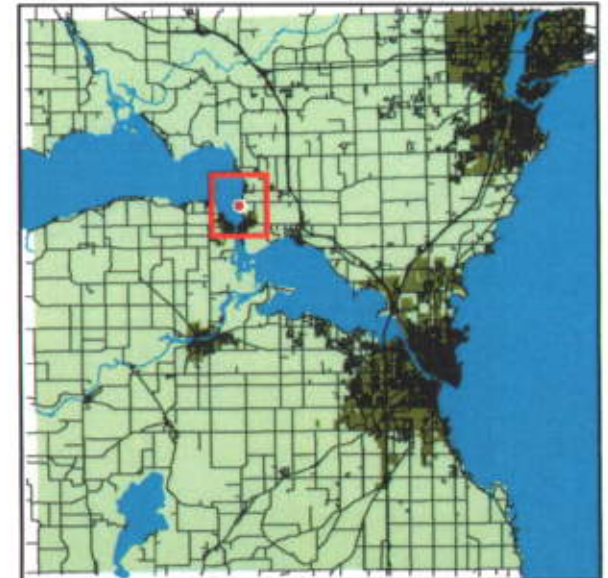
Subject Parcel(s):

030020104



Winnebago County
WINGS Project

● = SITE



WINNEBAGO COUNTY

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment # 19-TA-001 filed with the County Clerk by: Winnebago County Planning & Zoning Committee

and referred to the Planning & Zoning Committee on February 12, 2019 and March 19, 2019 and

WHEREAS, Public Hearings were held on February 26, 2019 and March 26, 2019 pursuant to mailed and published notice as provided by law on the following:

PROPERTY INFORMATION:

Applicant(s): Winnebago County Planning & Zoning Committee
PO Box 2808
Oshkosh WI 54903-2808
920-232-3344

WHEREAS, applicant is requesting an amendment to the Sawyer Creek floodplain maps to include the Letter of Map Revision (LOMR) for the Sawyer Creek Floodplain Study effective March 27, 2019.

WHEREAS, we received notification from the Towns of:

1. The Towns of Nekimi, Omro, Oshkosh, Rushford, Vinland and Winneconne recommended denial of amendment. The Towns of Utica, Neenah and Wolf River recommended approval of the amendment. (Town action is optional and advisory only.)
2. There was no response or action taken by the Towns of Algoma, Black Wolf, and Clayton, Nepeuskun, Poygan, Rushford, Winchester and Wolf River. (Town action is optional and advisory only.)

WHEREAS, your Planning & Zoning Committee, being fully informed of the facts, and after full consideration of the matter, make the following findings:

1. The committee acknowledges that there are many benefits to adopting the new Sawyer Creek Floodplain Study (Letter of Map Revision) including but not limited to: lowering the base flood elevation of Sawyer Creek, protection of existing floodplain areas by adopting flood storage districts, county control of over 400 acre feet of existing flood storage, additional protection of downstream property owners from property damage and additional protection of access routes to EMS facilities.
2. The adoption of the Sawyer Creek Floodplain Study (Letter of Map Revision) would require additional flood plain ordinance language that is more restrictive than state standards.
3. The county is not required to adopt floodplain standards more restrictive than the state.
4. The proposed flood storage areas to be mapped that are in the unincorporated area of the county are privately owned and extend beyond the mapped floodplain of Sawyer Creek.
5. There are eight mapped flood storage areas in the unincorporated area of the county accounting for 47.4% of the storage volume of all the mapped storage areas in the study.
6. Two of the 31 property owners of the mapped flood storage areas objected to the adoption of the Sawyer Creek Floodplain Study (Letter of Map Revision) and 28 property owners may not be aware of additional restrictions that would be imposed upon their property.
7. There is no benefit to the private property owners of the proposed flood storage areas to be regulated.
8. Additional regulations placed on private property owners of the proposed flood storage areas is unnecessary and burdensome.
9. The Towns of Nekimi, Omro, Oshkosh, Rushford, Vinland and Winneconne recommended denial of amendment. The Town of Utica recommended denial of the amendment for the first public hearing but recommended approval of the amendment for the second public hearing assuming the county was required to adopt

amendment. The Towns of Neenah and Wolf River recommended approval of the amendment. (Town action is optional and advisory only.)

10. There was no response or action taken by the Towns of Algoma, Black Wolf, Clayton, Nepeuskun, Poygan, Rushford, Winchester and Wolf River. (Town action is optional and advisory only.)

NOW THEREFORE BE IT RESOLVED, that this committee has prepared the enclosed amendatory ordinance effectuating this change for your consideration and is hereby recommending denial by a vote of 4-0.

NOW BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed ordinance is hereby [ADOPTED] or [DENIED].

For the Planning & Zoning Committee

AMENDATORY ORDINANCE #
04/02/19

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 19-TA-001 as follows:

Applicant is requesting an amendment to the Sawyer Creek floodplain maps to include the Letter of Map Revision (LOMR) for the Sawyer Creek Floodplain Study effective March 27, 2019.

Adopted/ Denied this _____ day of _____, 20 _____.

Shiloh Ramos, Chairperson

ATTEST:

Sue Ertmer (County Clerk)

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, 20 19 ____.

Mark Harris
(County Executive)

SAWYER CREEK FLOODPLAIN

Information can be found at:

<https://www.co.winnebago.wi.us/planning-and-zoning/sawyer-creek-floodplain-update>

DATE: 04/16/19

R E S O L U T I O N

No. 003

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 04/03/19

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Clayton in accordance with the petition of JJJ2 LLC and

WHEREAS, said request is in compliance with the adopted Winnebago County Land Use Plan.

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the TOWN OF CLAYTON, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (General Agricultural District)** of said ordinance, which it now and heretofore had, to the zoned district of **I-1 (Light Industrial District)**.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby ☐ **ADOPTED** OR ☐ **DENIED**.

County Board Supervisor
(Town of Clayton)

PARCEL NO: **006-0895-06**; FROM **A-2** TO **I-1**

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, 2019.

Mark Harris

County Board Supervisory district **29 - Youngquist**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF APRIL 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town Zoning Changes

1. **JJJ2 LLC - Town Zoning Change (Tax ID No: 006-0895-06) – Town of Clayton.**

The town zoning change for JJJ2 LLC is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) to I-1 (Light Industrial District) and The Town of Clayton's amended land use plan shows future land use as Light Industrial.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *BD, BJ, 4-0 approved*

2. **Culver - Town Zoning Change (Tax ID No: 024-0274 & 024-0284) – Town of Utica.**

The town zoning change for Culver is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A2 (Agricultural District) to RR (Rural Residential Recreational Mixed Use) and Winnebago County's land use plan shows future land use as Agricultural and Rural under the extra-territorial jurisdiction of the City of Oshkosh.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *BD, BJ, 4-0 approved*

TOWN OF CLAYTON

ORDINANCE 2018-005

**ORDINANCE TO AMEND THE OFFICIAL TOWN OF CLAYTON ZONING ORDINANCE
MAP**

*FLD: Ag & Rural
amended FLD: light
industrial*

WHEREAS, one or more applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances have been filed with the Town Clerk as described herein; and

WHEREAS, following the requisite Notices and Public Hearings the proposed amendments have been reviewed and recommended to the Town Board by the Town's Plan Commission; and

WHEREAS, the applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances does comply with both the Town's existing land use and future land use elements of the CY 2015/16 update to the Town's Comprehensive Plan; and

WHEREAS, all other procedural requirements have been met for purposes of consideration of the amendment(s) as provided in Section 7 of the Town of Clayton Zoning Code of Ordinances; and

NOW, THEREFORE BE IT ORDAINED THAT, the Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin, pursuant to Article 7 of the Town of Clayton Zoning Code of Ordinances, hereby adopts the following Amendment(s) to the Map of the Town's Zoning Code of Ordinances:

Section 1: The Official Zoning Map of the Town of Clayton is amended as follows:

Property Owner:

JJ2 LLC, 1911 West Wisconsin Avenue, Appleton, WI 54914.

Legal description of property:

For property located at the northern termini of Black Top Way, Neenah and specifically identified as Tax ID# 006-0895-06, being a part Section 36, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

The above described property is hereby rezoned from:

The application is to re-zone the property from A-2 (General Agricultural District) to I-1 (Light Industrial District).

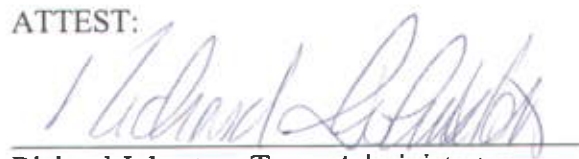
Section 2: This Ordinance shall be submitted to the Winnebago County Board for approval. This amendment to the Town of Clayton Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 17th day of October, 2018

Vote: Yes: 5 No: 0 Absent: 0


Russell D. Geise, Chair

ATTEST:


Richard Johnston, Town Administrator



Thursday, October 18th, 2018



County Zoning Office
Attn: Cary A. Rowe
112 Otter Avenue
Oshkosh, WI 54901

Re: Town Board approved amendment to the Town's Zoning Code of Ordinances Map.

Mr. Cary A. Rowe:

Enclosed please find the material relative to the following amendment(s) to the Zoning Code of Ordinances, Zoning Map in the Town of Clayton:

Re-zoning application submitted by Craig Locy, CRL Surveying LLC, N1674 Medina Drive, Greenville, WI 54942 for property owned by JJJ2 LLC, 1911 West Wisconsin Avenue, Appleton, WI 54914 and located on the northern termini of Black Top Way, Neenah and specifically described as Tax ID# 006-0895-06, being a part Section 36, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. The application is to re-zone the property from A-2 (General Agricultural District) to I-1 (Light Industrial District).

Should you have any questions relative to this request please feel free to call or E-mail me.

Sincerely,

Richard Johnston
Town Administrator/Clerk

CC County Clerk, Sue Ertmer

CERTIFIED SURVEY MAP NO. 7052

ALL OF LOT 2 OF CERTIFIED SURVEY MAP 5026 BEING PART OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 AND SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 36, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.



BEARINGS ARE REFERENCED TO THE WEST LINE OF NORTHWEST 1/4 OF SECTION 36 RECORDED TO BEAR N 01°31'27" W



LEGEND

- SECTION CORNER
- 1" x 24" IRON PIPE SET WEIGHING 1502 LBS PER LIN FT.
- 1" IRON PIPE FOUND
- 3/4" REBAR FOUND
- EXISTING FENCE LINE

NORTHWEST CORNER
SECTION 36
T 20 N, R 16 E
P.K. NAIL FOUND

OAKRIDGE ROAD

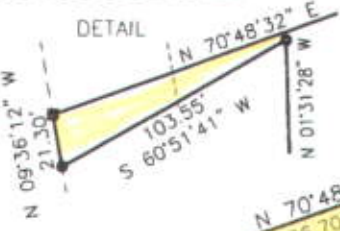
N 88°30'08" E 2670.94'

NORTH 1/4 CORNER
SECTION 36
T 20 N, R 16 E

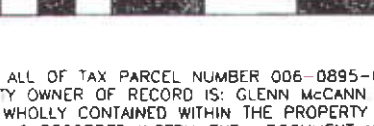
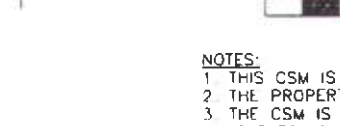
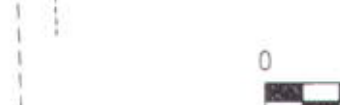
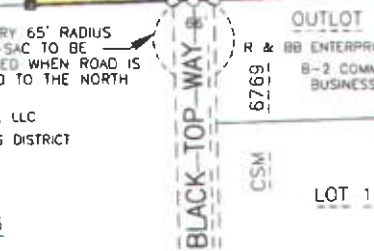
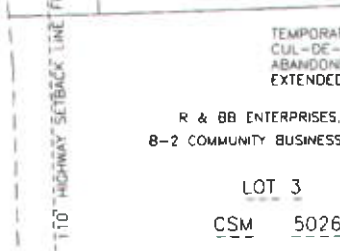
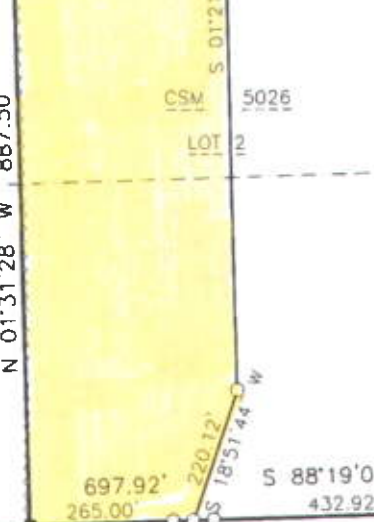
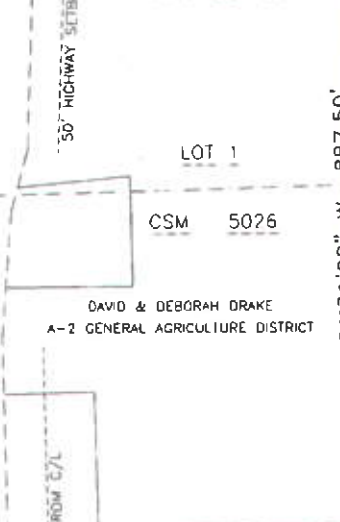
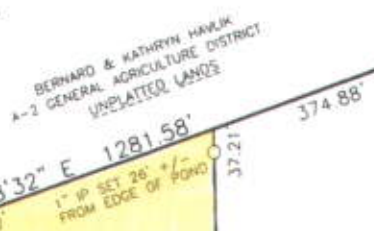
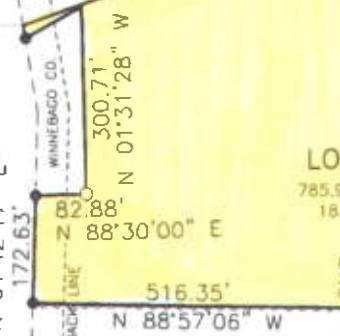
R-O-W WIDTH VARIES
S.I.H. "76"

SECTION LINE N 01°31'27" W 2648.20'
N 01°28'52" W CENTERLINE

134.74'



SEE DETAIL



ROBERT BELLIN
A-2 GENERAL AGRICULTURE DISTRICT

UNPLATTED LANDS

ROBERT BELLIN
A-2 GENERAL AGRICULTURE DISTRICT

TEMPORARY 65' RADIUS CUL-DE-SAC TO BE ABANDONED WHEN ROAD IS EXTENDED TO THE NORTH

R & BB ENTERPRISES, LLC
B-2 COMMUNITY BUSINESS DISTRICT

LOT 3
CSM 5026

LOT 1

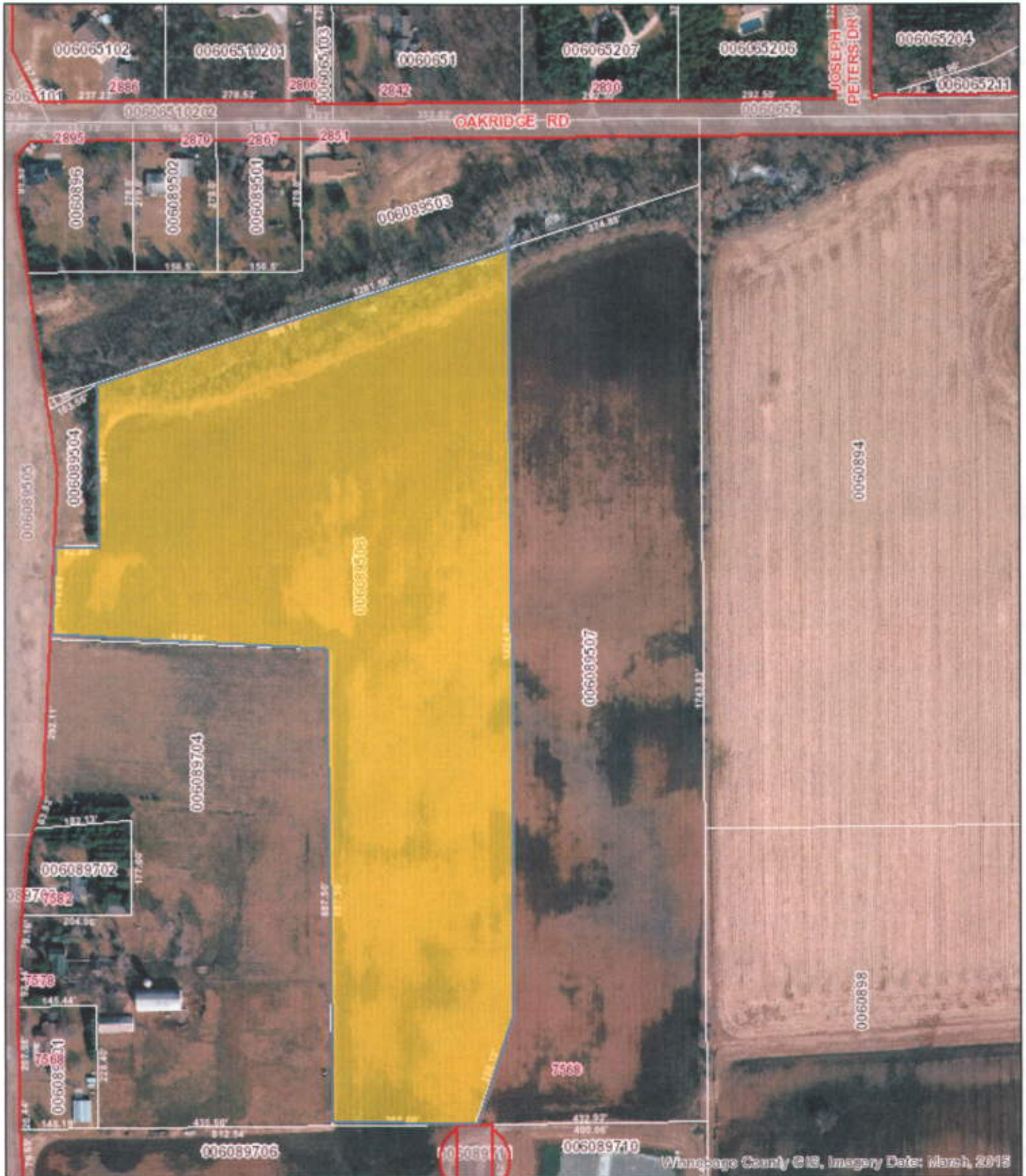


NOTES:

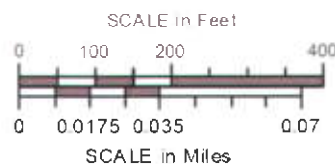
- 1 THIS CSM IS ALL OF TAX PARCEL NUMBER 006-0895-00
- 2 THE PROPERTY OWNER OF RECORD IS: GLENN McCANN
- 3 THE CSM IS WHOLLY CONTAINED WITHIN THE PROPERTY DESCRIBED IN THE FOLLOWING RECORDED INSTRUMENT: DOCUMENT NUMBER 1298656

WEST 1/4 CORNER

Site Map



October 17, 2018

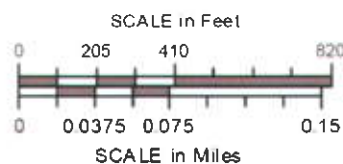


WINGS Project Disclaimer
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Site Map



October 17, 2018



W.I.N.G.S. Project Disclaimer
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DATE: 04/16/19

R E S O L U T I O N

No. 004

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 04/04/19

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF UTICA in accordance with the petition of TERRY CULVER and

WHEREAS, said request is in compliance with the adopted Winnebago County Land Use Plan.

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the TOWN OF UTICA, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (AGRICULTURAL DISTRICT)** of said ordinance, which it now and heretofore had, to the zoned district of **RR (RURAL RESIDENTIAL RECREATIONAL MIXED USE)**.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby ☐ **ADOPTED** OR ☐ **DENIED**.

County Board Supervisor
(Town of UTICA)

PARCEL NO: **024-0274, 024-0284**; FROM **A-2** TO **RR**

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, 2019.

Mark Harris

County Board Supervisory district **33 - EGAN**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF APRIL 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town Zoning Changes

1. JJJ2 LLC - Town Zoning Change (Tax ID No: 006-0895-06) – Town of Clayton.

The town zoning change for JJJ2 LLC is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) to I-1 (Light Industrial District) and The Town of Clayton's amended land use plan shows future land use as Light Industrial.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *BD, BJ, 4-0 approved*

2. **Culver - Town Zoning Change (Tax ID No: 024-0274 & 024-0284) – Town of Utica.**

The town zoning change for Culver is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A2 (Agricultural District) to RR (Rural Residential Recreational Mixed Use) and Winnebago County's land use plan shows future land use as Agricultural and Rural under the extra-territorial jurisdiction of the City of Oshkosh.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *BD, BJ, 4-0 approved*

SUBMITTAL FORM

Name of Property Owner: Terry Culver

Address of Owner: 5509 Fisk Ave Oshkosh, WI 54904

Name of Applicant: same as above

Address of Applicant: same as above

Legal Description of Area to be Rezoned (attach CSM, if applicable):

024-0274: NE NW EXC 3.75 A N&W of HWY & EXC HWY 31.21 A

024-0284: SE NW EXC S 47.04 RDS & EXC HWY 14.45 A

Tax Parcel Number, if existing parcels: 024-0413-02, 024-0416-00, 024-0416-01,

Section 14 Town 17N Range R15E

Existing Zoning: A2 Name of District: Agricultural District (General Farming)

Proposed Zoning: RR Name of District: Rural Residential Recreational Mixed Use

Town Board Action: X Approval Denial

Findings: 1) Does the Town have an adopted Land Use Plan? Yes

2) Does the request agree with the Plan? Yes

3) Other findings (List). approved by Town Board vote:

Approved by the Town Board vote 3-0

I, Jenny Sonnleitner, Clerk of the Town of Utica, hereby certify that a public hearing was conducted on March 7, 2019 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnleitner

Date: 3-14-2019

LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR REZONING CHANGE

Subject Parcels: 024-0274, 024-0284

Owner: Terry Culver

Applicant: same as above

| PARCEL | OWNER(S) | MAILING ADDRESS | CITY/STATE/ZIP |
|--|--------------------------------|---------------------|------------------------------|
| 024-0279-01 024-0279-02 | Germaine Nelson | 5603 State Road 44 | Oshkosh, WI 54904 |
| 024-0282 | Timothy & Grace Oliver | 5595 State Road 44 | Oshkosh, WI 54904 |
| 024-0277-04 024-0280 | Family Lucky 7 Farm LLC | 18 Crescent Key | Bellevue, WA 98006 |
| 024-0277 | Scott & Elizabeth Krings | 1691 County Road FF | Oshkosh, WI 54904 |
| 024-0276 | Gerald Rick SR | 121 Havenwood Drive | Pompano Beach, FL 33064-5253 |
| 024-0209 024-0209-03 024-0275 024-0275-02 | Howard & Marjorie Christianson | 5550 Fisk Ave | Oshkosh, WI 54904 |
| 024-0209-01-01 024-0209-01-02 | Carol Culver | 5510 Fisk Ave | Oshkosh, WI 54904 |
| 024-0271 024-0272-01 | Lyle & Sandra Forsgren | 5517 State Road 44 | Oshkosh, WI 54904 |
| 024-0204-01 | James & Kathleen Stadler | 5608 Fisk Ave | Oshkosh, WI 54904 |
| 024-0203 024-0204 | John & Diane Koerner | 5628 Fisk Ave | Oshkosh, WI 54904 |
| 024-0274 024-0284 | Terry & Jill Culver | 5509 Fisk Ave | Oshkosh, WI 54904 |
| 024-0798 | Daniel & Linda Plotz | 1727 Crown Drive | Oshkosh, WI 54904 |

TOWN OF UTICA

Plan Commission Meeting Agenda

Notice is hereby given that a Town Plan Commission meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

Thursday, March 7, 2019

7:30 pm

1. Call the Meeting to Order
2. Take Roll Call:
 - A. *Members:* Terry Beck, Darwin Briggs, Ralph Kalies, Tim Oliver, Ken Schmick, Grant Stettler, Tom Thiel
 - B. *Alternates:* Chad Bowman, Eric Whiting
3. Approve May 3, 2018 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public Forum
6. Discuss/Recommend to the Town Board approving CSM to divide parcels: 024-~~00~~274, 024-0284 currently zoned A2 and owned by Terry Culver 5509 Fisk Ave Oshkosh, WI 54904. Terry Culver would like to create a 5 acre single-family parcel with existing home to be zoned RR and leaving remaining land for agriculture to be zoned RR. Location of the property is east of County Road FF, south of Fisk Ave, and North and South of State Road 44; Lot 1 to be 5.012 acres, Lot 2 to be 20.745 acres and Lot 3 to be 18.563 acres.
7. Future Agenda Items
8. Adjournment

Jenny Sonnleitner, Clerk
Posted: 3/5/2019

The Plan Commission meets as needed on the FIRST THURSDAY OF EACH MONTH AT 7:30PM (unless otherwise noted). All meetings are open to the public. Discussion and action may occur on any of the above agenda items.

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Commission Chairman Tom Thiel at 920-579-3025 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committees will take official action based on the above agenda.

Posted at: townofutica.org, Town Hall, Co-op, and Jasper's. To receive email updates, e-mail the Clerk at utica1730@gmail.com.

TOWN OF UTICA

Plan Commission Meeting ~ Minutes

Thursday, March 7, 2019

7:30 pm

DRAFT

1. Call the Meeting to Order

This meeting was called to order by Chairman Tom Thiel at 7:30pm at the Utica Town Hall; 9 present

2. Roll Call:

- A. *Members Present:* Terry Beck, Darwin Briggs, Ralph Kalies, Tim Oliver, Ken Schmick, Grant Stettler, Tom Thiel
- B. *Alternates Present:* Eric Whiting
- C. *Alternates Absent:* Chad Bowman
- D. *Board Members Present:* Leonard Schmick
- E. *Board Members Absent:* Chuck Kuhrt

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

3. Approve May 3, 2018 Plan Commission Meeting Minutes

Darwin Briggs motions to accept as presented, seconded by Tom Thiel. Carried

4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign

5. Public Forum

Terry Culver is looking to sell the land, keep 5 acres with the home, and keep the rest ag. There is an easement on one end to use for farm equipment. Jim Stadler asked what RR was and Tom Thiel said it is Rural Residential Recreational. Walter Whiting said by changing to RR, the intention of the proposed buyer would be to keep it farm land; concerned there could be multiple parcels for homes. Tom Thiel said it could be done but it still needs to be brought before the Board to be divided up; can still plant crops as being zoned RR. Walt asked about the easement. Terry said it is for the farmers to use to drive along the State Road to get to the farm field. Eric Whiting mentioned looking into the future regarding the easement, any future buildings would need to measure setbacks from the easement. Len Schmick said there is currently a culvert there and this easement would be documented with the County. Any realtor would need to inform the buyer of the easement. Tim Oliver suggested putting a driveway on the rounded corner of County Road FF and Fisk to prevent future issues. Public discussion closed.

6. Discuss/Recommend to the Town Board approving CSM to divide parcels: 024-00274, 024-0284 currently zoned A2 and owned by Terry Culver 5509 Fisk Ave Oshkosh, WI 54904. Terry Culver would like to create a 5 acre single-family parcel with existing home to be zoned RR and leaving remaining land for agriculture to be zoned RR. Location of the property is east of County Road FF, south of Fisk Ave, and North and South of State Road 44; Lot 1 to be 5.012 acres, Lot 2 to be 20.745 acres and Lot 3 to be 18.563 acres.

There was discussion about the current culvert location on State Road 44 being on Lot 1 and to create a new culvert access on Lot 2.

Ralph Kalies recommends to approve the map and what they want to do as approved, seconded by Darwin Briggs. Terry Beck – Yes / Darwin Briggs – Yes / Ralph Kalies – Yes / Tim Oliver – No / Ken Schmick – Yes Grant Stettler – Yes / Tom Thiel – Yes. Approve

7. Future Agenda Items

Ken Schmick will want more land added to his lot on Bonnieview Road to build a house, will have a CSM soon.

Grant received a call from a gentleman who grows crops and would like to buy a box off a refrigerator truck to store veggies until he takes them to the market, or build a shed to store it.

Tom Thiel talked with a company who would like to run high-speed internet but he will need to consult the attorney.

8. Adjournment

Adjourned at 7:57pm

Jenny Sonleitner, Clerk & Planning/Zoning Secretary

Thomas Thiel, Plan Chairman

Jenny Sonleitner, Clerk & Planning/Zoning Secretary

TOWN OF UTICA

Plan Commission Notice

Notice is hereby given that a public meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. Town Board members may be present.

Thursday, March 7, 2019

7:30 pm

To hear testimony for approval of a CSM dividing parcel number 024-00274, 024-0284 currently zoned A2 and owned by Terry Culver 5509 Fisk Ave Oshkosh, WI 54904. Terry Culver would like to create a 5 acre single-family parcel with existing home to be zoned RR and leaving remaining land for agriculture to be zoned RR. Location of the property is east of County Road FF, south of Fisk Ave, and North and South of State Road 44; Lot 1 to be 5.012 acres, Lot 2 to be 20.745 acres and Lot 3 to be 18.563 acres.

The properties within 300' for notification in the Town of Utica, Winnebago County, Wisconsin are:

| PARCEL | OWNER(S) | MAILING ADDRESS | CITY/STATE/ZIP |
|--|--------------------------------|---------------------|------------------------------|
| 024-0279-01 024-0279-02 | Germaine Nelson | 5603 State Road 44 | Oshkosh, WI 54904 |
| 024-0282 | Timothy & Grace Oliver | 5595 State Road 44 | Oshkosh, WI 54904 |
| 024-0277-04 024-0280 | Family Lucky 7 Farm LLC | 18 Crescent Key | Bellevue, WA 98006 |
| 024-0277 | Scott & Elizabeth Krings | 1691 County Road FF | Oshkosh, WI 54904 |
| 024-0276 | Gerald Rick SR | 121 Havenwood Drive | Pompano Beach, FL 33064-5253 |
| 024-0209 024-0209-03 024-0275 024-0275-02 | Howard & Marjorie Christianson | 5550 Fisk Ave | Oshkosh, WI 54904 |
| 024-0209-01-01 024-0209-01-02 | Carol Culver | 5510 Fisk Ave | Oshkosh, WI 54904 |
| 024-0271 024-0272-01 | Lyle & Sandra Forsgren | 5517 State Road 44 | Oshkosh, WI 54904 |
| 024-0204-01 | James & Kathleen Stadler | 5608 Fisk Ave | Oshkosh, WI 54904 |
| 024-0203 024-0204 | John & Diane Koerner | 5628 Fisk Ave | Oshkosh, WI 54904 |
| 024-0274 024-0284 | Terry & Jill Culver | 5509 Fisk Ave | Oshkosh, WI 54904 |
| 024-0798 | Daniel & Linda Plotz | 1727 Crown Drive | Oshkosh, WI 54904 |

Public testimony will be taken at the time of the hearing. All written testimony must be received prior to the hearing and can be sent to Thomas Thiel, 1209 County Road M Pickett, WI 54964. For further information, contact Thomas Thiel (920) 589-3005.

Jenny Sonleitner, Clerk & Planning/Zoning Secretary
Published: 2/21/2019

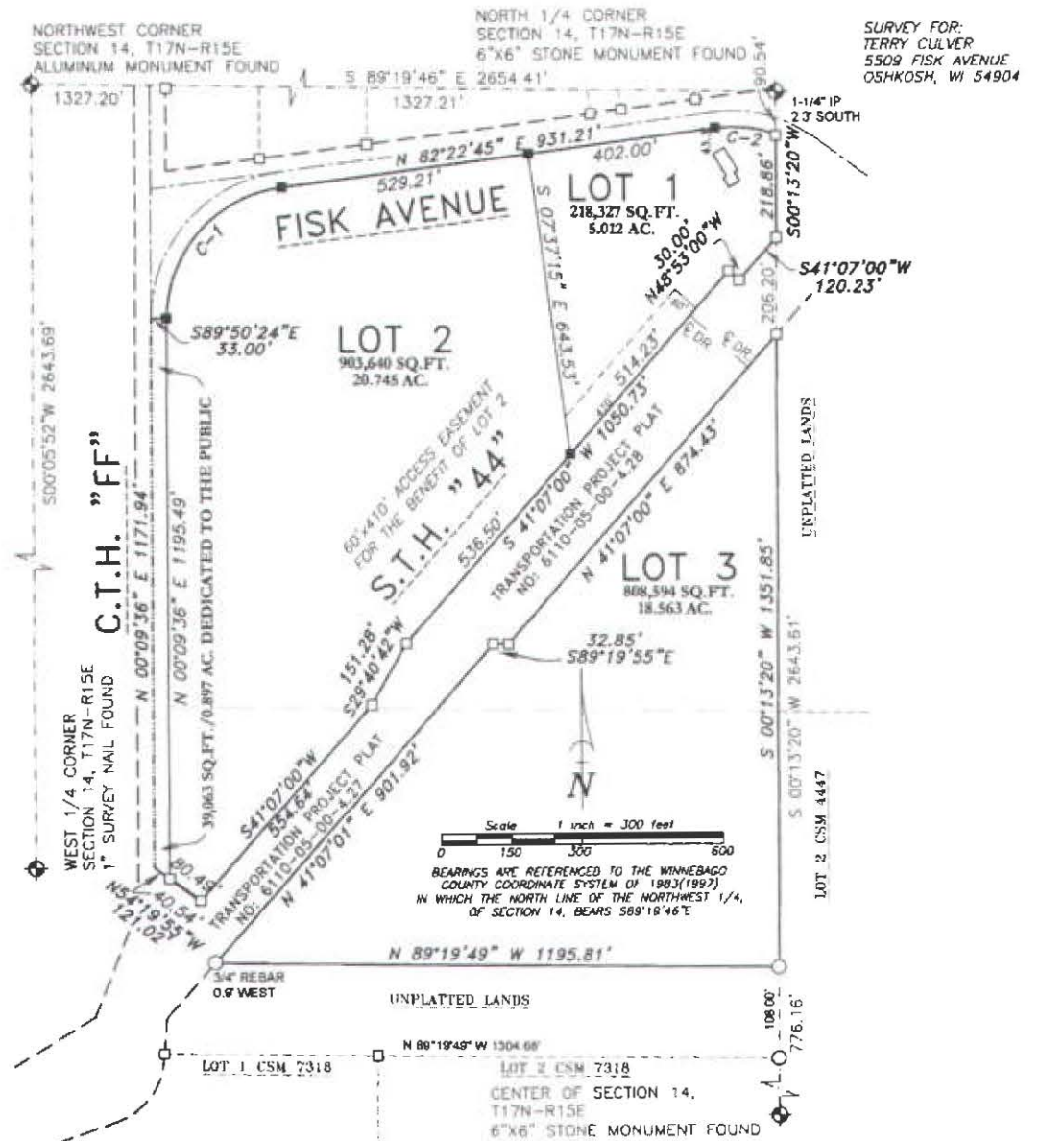
Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Chairman Tom Thiel at 920-579-3025 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action.

Posted at: townofutica.org, Town Hall, Co-op, and Jasper's. To receive email updates, e-mail the Clerk at utica1730@gmail.com.

CERTIFIED SURVEY MAP NO. _____

PART OF THE NORTHEAST 1/4 OF THE NORTHWEST
1/4 AND PART OF THE SOUTHEAST 1/4 OF THE
NORTHWEST 1/4, ALL IN SECTION 14, TOWNSHIP 17
NORTH, RANGE 15 EAST, TOWN OF UTICA,
WINNEBAGO COUNTY, WISCONSIN.



| Curve | Radius | Delta | Length | Chord Bearing | Chord |
|-------|---------|------------|---------|-----------------|---------|
| 1 | 282.00' | 082°13'09" | 404.67' | N 41°16'10.5" E | 370.83' |
| 2 | 267.00' | 027°48'39" | 129.60' | S 83°42'55.5" E | 128.33' |

LEGEND

- 1-1/4" O.D. IRON PIPE SET, 18" LONG,
WEIGHING 1.130 LBS. PER LIN. FOOT
- 3/4" REBAR FOUND
- 1-1/4" O.D. IRON PIPE FOUND
- ⊕ GOVERNMENT CORNER FOUND
- () RECORDED AS

Martenson & Eisele, Inc.



101 West Main Street
Omro, WI 54963
www.martenson-eisele.com
P 820.685.6240 F 920.685.6340

Planning
Environmental
Surveying
Engineering
Architecture

PROJECT NO. 0-2341-001
FILE 2341001CSM SHEET 1 OF 3
This instrument was drafted by: DSL

Certified Survey Map

PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 AND PART OF THE
SOUTHEAST 1/4 OF THE NORTHWEST 1/4, ALL IN SECTION 14, TOWNSHIP 17
NORTH, RANGE 15 EAST, TOWN OF UTICA, WINNEBAGO COUNTY, WISCONSIN.

SURVEYOR'S CERTIFICATE:

I, James E. Smith, Professional Land Surveyor, do hereby certify:

That I have surveyed, divided and mapped, at the direction of Terry Culver, part of the Northeast 1/4 of the Northwest 1/4 and part of the Southeast 1/4 of the Northwest 1/4, all in Section 14, Township 17 North, Range 15 East, Town of Utica, Winnebago County, Wisconsin, described as follows:

Commencing at the North 1/4 corner of said Section 14; thence South 00 degrees 13 minutes 20 seconds West 90.54 feet, along the East line of the said Northwest 1/4, to the point of beginning; thence South 00 degrees 13 minutes 20 seconds West 218.86 feet, along the said East line; thence South 41 degrees 07 minutes 00 seconds West 120.23 feet, along the North right-of-way line of S.T.H. "44"; thence North 48 degrees 53 minutes 00 seconds West 30.00 feet, along the said North right-of-way line; thence South 41 degrees 07 minutes 00 seconds West 1050.73 feet, along the said North right-of-way line; thence South 29 degrees 40 minutes 42 seconds West 151.28 feet, along the said North right-of-way line; thence South 41 degrees 07 minutes 00 seconds West 554.64 feet, along the said North right-of-way line; thence North 54 degrees 19 minutes 55 seconds West 121.02 feet, along the said North right-of-way line; thence North 00 degrees 09 minutes 36 seconds East 1171.94 feet, along the West line of the said Southeast 1/4 of the Northwest 1/4 and the Northeast 1/4 of the Northwest 1/4; thence South 89 degrees 50 minutes 24 seconds East 33.00 feet; thence 404.67 feet along the arc of a curve to the right, having a radius of 282.00 feet and whose chord bears North 41 degrees 16 minutes 10.5 seconds East 370.83 feet, along the South right-of-way line of Fisk Avenue; thence North 82 degrees 22 minutes 45 seconds East 931.21 feet, along the said South right-of-way line; thence 129.60 feet along the arc of a curve to the right, having a radius of 267.00 feet and whose chord bears South 83 degrees 42 minutes 55.5 seconds East 128.33 feet, to the point of beginning, and also including lands described as commencing at the North 1/4 corner of said Section 14; thence South 00 degrees 13 minutes 20 seconds West 515.60 feet, along the East line of the said Northwest 1/4, to the point of beginning; thence South 00 degrees 13 minutes 20 seconds West 1351.85 feet, along the said East line; thence North 89 degrees 19 minutes 49 seconds West 1195.81 feet; thence North 41 degrees 07 minutes 01 seconds East 901.92 feet, along the South right-of-way line of S.T.H. "44"; thence South 89 degrees 19 minutes 55 seconds East 32.85 feet, along the said South right-of-way line; thence North 41 degrees 07 minutes 00 seconds East 874.43 feet, along the said South right-of-way line, to the point of beginning.

That I have fully complied with Chapter 236.34 of the Wisconsin Statutes in surveying, dividing, and mapping the same and the Town of Utica, and Winnebago County Subdivision Ordinances.

This map is a correct representation of all of the exterior boundaries of land surveyed and the division thereof.

Given under my hand this _____ day of _____, 2019.

James E. Smith, WI. Land Surveyor, S-1803

Winnebago County Planning and Zoning Committee Certificate:

Pursuant to the Land Subdivision Regulations of the County of Winnebago, Wisconsin, all the requirements for approval have been fulfilled. This Minor Subdivision was approved by the Winnebago County Planning and Zoning Committee on _____ day of _____, 2019.

Chairman, Planning and Zoning Committee

This CSM is contained wholly within the property described in the following recorded instruments:

| Owner(s) of record | Document(s) | Parcel Number(s) |
|--------------------|-------------|------------------|
| Terry L. Culver | 1732466 | 0240274 |
| Jill M. Culver | 1732465 | 0240284 |

PROJECT NO. 0-2341-001 SHEET 2 of 3

TOWN OF UTICA

Town Board Meeting ~ Agenda

Monday, March 11, 2019

**7:00 – Review Invoices
7:30pm – Town Board Meeting**

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

1. Call the Meeting to Order
2. Pledge of Allegiance
3. **CONSENT AGENDA:**
 - A) Approve February 11, 2019 Town Board Meeting Minutes
 - B) Affidavit of Posting/Publication
 - C) Approve Payment of Bills for March
4. Treasurer's Report for February
5. Public Forum: *Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board)*
6. Discuss/Act on Winnebago County Historical & Archaeological Society to write about the Town of Utica, possible cost
7. **PLAN COMMISSION**
 - A) Discuss/Approve rezoning parcels as recommended by the Plan Commission approving CSM. 024-00274, 024-0284 currently zoned A2 and owned by Terry Culver 5509 Fisk Ave Oshkosh, WI 54904. Terry Culver would like to create a 5 acre single-family parcel with existing home to be zoned RR and leaving remaining land for agriculture to be zoned RR. Location of the property is east of County Road FF, south of Fisk Ave, and North and South of State Road 44; Lot 1 to be 5.012 acres, Lot 2 to be 20.745 acres and Lot 3 to be 18.563 acres.
8. Discuss/Act on any Budget Amendments
9. Discuss/Approve WI Towns Association Bylaws
10. Discuss/Act on Winnebago County Floodplain Map Amendment Resolution
11. Discuss/Act on FEMA's Public Assistance Grants Portal
12. Discuss Insurance Renewal Questionnaires, Insurance Agent can attend April's meeting
13. WI Dept of Safety & Professional Services – new electrical rules
14. Discuss/Approve Resolution by School District of Omro proposed to attached property from Oshkosh Area School to Omro School District owned by Joshua Malnory: NE ¼ of the SW ¼ Section 11 Township 17 N, Range 15 E: 024-0195
15. Discuss/Act On repairing Town Hall north and east walls
16. East Central WI Regional Planning Commission – Resolution 43-18 to Restrict the use of high-PAH pavement sealants; encourages Towns to establish policies no to purchase/apply coal-tar-based sealant/other high-PAH sealant on any owned/maintained properties. Discuss/Act on approving an Ordinance.
17. Discuss Spring Road Inspection date with the County
18. RUSH LAKE – Late Feb/Early March follow-up meeting; next meeting 4/18/19
19. **FIRE DEPARTMENT / EMS**
 - A) February: 4 Fire Calls / 3 EMS Calls / 2 Mutual Aid calls
 - B) Discuss/Act on the progress of the new, used fire truck
 - C) SPS 330 Administrative Rule
20. **ITEMS FOR INCLUSION IN NEWSLETTER**
 - A) Town Board Meeting – April 8, 2019; 7:30pm at the Utica Town Hall
 - B) Open Book: May 7, 2019: 4-6pm
 - C) Board of Review: May 21, 2019: 6-8pm
21. **CORRESPONDENCE RECEIVED (Discuss/Act on):**
 - A) WI Towns Association – Monthly Mailing via email
 - B) Property Transfers
 - C) Sign Incident check reimbursement, Fox Valley Tech Board Appointment Vacancy, 2019 Carrot-top catalog, Winnebago County passed Boating Regulations Ordinance, Greater Oshkosh 2018 Annual Report, Construction Business Group; CD of Winnebago County's 2019 Emergency Response Plan

22. Adjournment

Jenny Sonnleitner, Clerk Posted: 3/9/2019

Plan Commission Members (7, 2 alternates) (3-year term): Grant Stettler 4/2017; Tim Oliver 6/2017; Eric Whiting (alternate) 6/2017; Darwin Briggs 12/2020; Ken Schmick 3/2021; Tom Thiel 6/2018 (Chair); Ralph Kalies 7/2021; Chad Bowman (alternate) 8/2018; Terry Beck 11/2021 / **Rush Lake Steering Committee (3) (3-year term):** Chuck Kuhrt 9/2020; Kevin Fritz 2/2021; Tom Davis 5/2021 / **Board of Appeals Members (5, 3 alternates) (3-year term):** Vicki Williams 5/2016 (Chair); Don Draxler (alternate) 2/2017; Darwin Briggs 6/2017; Robert Polratz 3/2021; Brian Trebialsowski 6/2021; Michael Christianson (alternate) 8/2021; Walt Whiting 12/2021 (alternate); Stephanie Stettler 12/2021

The Town Board meets regularly the **SECOND MONDAY OF EACH MONTH AT 7:30PM** (unless otherwise noted). All meetings are open to the public. Discussion and action may occur on any of the above agenda items. Any person wishing to attend who, because of a disability, requires special accommodation, should contact Chairman Len Schmick at 920-589-6774 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made. This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda. Posted at townofutica.org, Town Hall, Co-op, and Jasper's. E-mail utica1730@gmail.com for email updates.

TOWN OF UTICA

Town Board Meeting ~ Minutes

Monday, March 11, 2019

7:00pm – Review Invoices
7:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

1. CALL THE MEETING TO ORDER

This meeting was called to order by Chairman Schmick at 7:30pm at the Utica Town Hall.

PRESENT: Chairman Leonard Schmick, Supervisor #1 Chuck Kuhrt, Supervisor #2 Grant Stettler
Clerk Jenny Sonleitner, Treasurer Brenda Morrell; 7 citizens present; County Sheriff Deputy Wuest

DRAFT

2. PLEDGE OF ALLEGIANCE

3. CONSENT AGENDA:

- A) APPROVE FEBRUARY 11, 2019 TOWN BOARD MEETING MINUTES
- B) AFFIDAVIT OF POSTING/PUBLICATION
- C) APPROVE PAYMENT OF BILLS FOR MARCH

Chairman Schmick made a motion to approve the Consent Agenda, seconded by Supervisor Kuhrt. Carried

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

4. TREASURER'S REPORT FROM FEBRUARY; BMO HARRIS BANK

Receipts: \$153,866.12; Disbursements: \$632,111.29; Total Balance: \$418,189.39
Total cash on hand including Fire/EMS account: \$446,921.03

5. PUBLIC FORUM (Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board)

Tom Thiel talked with Attorney John Blazel regarding the high-speed internet permit and the attorney will review it more.

6. DISCUSS/ACT ON WINNEBAGO COUNTY HISTORICAL & ARCHAEOLOGICAL SOCIETY TO WRITE ABOUT THE TOWN OF UTICA POSSIBLE COST

The person is unable to attend tonight and would like to attend in April with a packet of information for the Board. Chairman Schmick motions to table until next month, seconded by Supervisor Stettler. Carried

7. PLAN COMMISSION

- A) DISCUSS/APPROVE REZONING PARCELS AS RECOMMENDED BY THE PLAN COMMISSION APPROVING CSM. 024-00274, 024-0284 CURRENTLY ZONED A2 AND OWNED BY TERRY CULVER 5509 FISK AVE OSHKOSH, WI 54904. TERRY CULVER WOULD LIKE TO CREATE A 5 ACRE SINGLE-FAMILY PARCEL WITH EXISTING HOME TO BE ZONED RR AND LEAVING REMAINING LAND FOR AGRICULTURE TO BE ZONED RR. LOCATION OF THE PROPERTY IS EAST OF COUNTY ROAD FF, SOUTH OF FISK AVE, AND NORTH AND SOUTH OF STATE ROAD 44; LOT 1 TO BE 5.012 ACRES, LOT 2 TO BE 20.745 ACRES AND LOT 3 TO BE 18.563 ACRES.
Supervisor Stettler thought the main concern during the Plan Commission Meeting was about the driveway, to have less equipment traffic on State Road 44; it is the only entrance. Tom Thiel said the reason to have the variance to cross the field, there is no driveway on the corner, a driveway would need to be put in. Would need gravel to create a flat entrance to not drive through the ditch. Supervisor Kuhrt suggested he would be required to put in gravel. Supervisor Stettler feels it should have a flat gravel surface on the corner. Tom Thiel said to upgrade the gravel in the ditch so it is flat with the road. Stettler motions to accept the Plan Commission recommendation with the future intent of addressing the driveway entrance on County Road FF and Fisk Ave, seconded by Chairman Schmick. Carried

8. DISCUSS/ACT ON ANY BUDGET AMENDMENTS

No Amendments

9. DISCUSS/APPROVE WI TOWNS ASSOCIATION BYLAWS

Chairman Schmick feels it's something we don't need to be involved in. Chairman Schmick motioned not to get involved as a member of the Winnebago County Town's Association, seconded by supervisor Stettler. Carried

10. DISCUSS/ACT ON WINNEBAGO COUNTY FLOODPLAIN MAP AMENDMENT RESOLUTION

Supervisor Stettler said it appears the study had to do with flood levels and the areas highlighted in the map are not extending on to dry land any further than before. Study was done up to James Road. Chairman Schmick motions to approve the Winnebago County Floodplain Map Amendment, seconded by Supervisor Stettler. Carried

11. DISCUSS/ACT ON FEMA'S PUBLIC ASSISTANCE GRANTS PORTAL

Clerk Sonleitner will sign up to be in the system if any disasters should happen. Will list the Board members and Fire Chief as contacts.

12. DISCUSS INSURANCE RENEWAL QUESTIONNAIRES, INSURANCE AGENT CAN ATTEND APRIL'S MEETING

Chairman Schmick motions to accept the policy and after talking with the Rep next month, we can make any adjustments, seconded by Supervisor Kuhrt. Carried

13. WI DEPT OF SAFETY & PROFESSIONAL SERVICES – NEW ELECTRICAL RULES

As of March 1, we need to have an Inspector certified. Chairman Schmick tried calling Building Inspector Johnson.

14. **DISCUSS/APPROVE RESOLUTION BY SCHOOL DISTRICT OF OMRO PROPOSED TO ATTACH PROPERTY FROM OSHKOSH AREA SCHOOL TO OMRO SCHOOL DISTRICT OWNED BY JOSHUA MALNORY: NE ¼ OF THE SW ¼ SECTION 11, TOWNSHIP 17 N, RANGE 15 E: 024-0195**
Chairman Schmick said his school taxes would be payable to Omro School District now and not sure we can do anything to change this. Supervisor Stettler motions to approve the Resolution from Oshkosh to Omro school as attached, seconded by Supervisor Kuhrt. Carried
 15. **DISCUSS/ACT ON REPAIRING TOWN HALL NORTH AND EAST WALLS**
Supervisor Stettler has made a few calls but has not heard back from anyone. He will take a sample of the paint to get paint made. Clerk Sonleitner will contact Pioneer Cleaning to wash the walls, if under \$200.
 16. **EAST CENTRAL WI REGIONAL PLANNING COMMISSION – RESOLUTION 43-18 TO RESTRICT THE USE OF HIGH-PAH PAVEMENT SEALANTS; ENCOURAGES TOWNS TO ESTABLISH POLICIES NO TO PURCHASE/APPLY COAL-TAR-BASED SEALANT/OTHER HIGH-PAH SEALANT ON ANY OWNED/MAINTAINED PROPERTIES. DISCUSS/ACT ON APPROVING AN ORDINANCE.**
Chairman Schmick will contact the County and how to enforce for personal driveways. Will table this for next month after more answers.
 17. **DISCUSS/SET SPRING ROAD INSPECTION**
Chairman Schmick will contact the County to get dates for the next meeting.
 18. **RUSH LAKE: LATE FEB/EARLY MARCH FOLLOW-UP MEETING; NEXT MEETING 4/18/19**
There will be a meeting March 30 at 9-11am at the Town of Nepeuskun Town Hall. UW-Stevens Point to partner with the Rush Lake Restoration committee.
 19. **FIRE DEPARTMENT / EMS:**
 - A) **FEBRUARY CALLS: 4 FIRE / 3 EMS / 2 MUTUAL AID**
 - B) **DISCUSS/ACT ON THE PROGRESS OF THE NEW, USED FIRE TRUCK**
Walt Whiting said it is still being discussed. Tom Thiel heard from other departments to stay away from Rutherford, there are issues.
 - C) **SPS 330 ADMINISTRATIVE RULE**
Supervisor Stettler sent additional emails to the Senator with questions specific to questions Tim had and has not heard back. Main concern was if in the future, if it would affect us and what is the consequence.
 20. **ITEMS FOR INCLUSION IN NEWSLETTER**
 - A) **Town Board Meeting – April 8, 2019; 7:30pm at the Utica Town Hall**
 - B) **OPEN BOOK: MAY 7, 2019: 4-6PM**
 - C) **BOARD OF REVIEW: MAY 21, 2019: 6-8PM**
 21. **CORRESPONDENCE RECEIVED (Discuss & Act on, if needed):**
 - A) **WI Towns Association Monthly Mailing via email**
 - B) **Property Transfers**
 - C) **Sign Incident check reimbursement, Fox Valley Tech Board Appointment Vacancy, 2019 Carrot-top catalog, Winnebago County passed Boating Regulations Ordinance, Greater Oshkosh 2018 Annual Report, Construction Business Group, CD of Winnebago County's 2019 Emergency Response Plan**
- Supervisor Kuhrt gave 'Kudos' to Supervisor Stettler for assisting in removing ice and frozen slush that a plow truck pushed that was a couple feet high on Ripple Road between Elo and Burr Oak; he took a picture.
22. **ADJOURNMENT**
Adjournment 8:13pm

Jenny Sonleitner, Clerk

| | | | |
|--------------------------------|--|----------------------------|--|
| Leonard Schmick – Chairman | | Brenda Morrell – Treasurer | |
| Chuck Kuhrt – Supervisor #1 | | Jenny Sonleitner - Clerk | |
| Grant Stettler – Supervisor #2 | | | |

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

Resolution

Date: 3-14-2019

To the Board of Supervisors of Winnebago County, Wisconsin:

Amendatory Ordinance

Whereas, it is desirable to amend the Zoning Ordinance and the Zoning Map of the Town of Utica in accordance with the petition of Terry Culver;

Whereas said request is in compliance with the adopted Winnebago County Land Use Plan.

Now, therefore, the County Board Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the Town of Utica, be and the same, are amended to provide that the attached described property be changed from the classification of Two (2) parcels zoned A2 of said ordinance, which it now and heretofore had, to the zoned district to create Lot 1, 2, and 3 being zoned RR. Lot one would have the existing home. Lots 2 & 3 to be used for agriculture.

County Board Supervisor
(Town of Utica)

Parcel Nos: 024-0274, 024-0284

County Disclaimer:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, _____.

Mark Harris

County Board Supervisory District

R E S O L U T I O N

DATE: 04-16-19

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 04/05/19

WHEREAS, it is desirable to amend the Zoning Ordinance of the Town of Winchester in accordance with the petition of the Town Board.

WHEREAS, the Winnebago County Planning and Zoning Committee has reviewed said amendments, has found no conflicts with county zoning jurisdiction or regulatory authority with them, and is hereby submitting those amendments of the Town of Winchester Zoning Code to the Winnebago County Board of Supervisors for final approval; and

WHEREAS, said amendments to the Town of Winchester Zoning Code are hereby incorporated by reference to the Town of Winchester website with said amendments to be found at:

Town of Winchester, Zoning and Planning, Draft of proposed Amended Chapter 17
Zoning Ordinance

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the enclosed Ordinance is hereby ☐ **ADOPTED** OR ☐ **DENIED**.

County Board Supervisor
(Town of Winchester)

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____,
2019.

Mark Harris



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF APRIL 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator

RE: Review of Town of Winchester Zoning Ordinance Amendments

1. Review of Zoning Ordinance Amendments – Town of Winchester

The zoning office received a copy of the Town of Winchester's adopted zoning ordinance amendments. The amendments were in response to the 2017 Wisconsin Act 67 regarding conditional uses. The adopted zoning ordinance amendments for the Town of Winchester must be approved by the County Board. There does not appear to be any conflicts with county zoning jurisdiction or regulatory authority.

RECOMMENDATION: Forward adopted zoning ordinance amendments to County Board for action.

Town of Winchester
8522 Park Way, Larsen, WI 54947
Land Use Planning Commission
Public Hearings and Meeting
August 7, 2018—6:30 p.m.

A. CALL TO ORDER

1. Pledge of Allegiance
2. Roll Call

B. PUBLIC HEARING

1. Plan Commission Public Hearing on a Re-zoning application submitted Thomas P Zellmer and Ruth J Zellmer, 308 Lopas Street, Menasha, WI for a the property located at Mud Creek Road, Larsen, WI 54947 in the Town of Winchester and being specifically described as Tax ID 028-0671, Sec. 23, T20N-R15E NW SE & PT SW NE DESC AS LOT 1 OF CSM-6526 24.96 Acres, Town of Winchester, County of Winnebago, State of Wisconsin. The application is to re-zone the property from A-2 (General Agricultural District) to I-1 (Light Industrial District).
2. Close of Public Hearing

C. PUBLIC HEARING

1. Plan Commission Public Hearing to receive public comment on recommended amendments to Chapter 17: Zoning Code resulting from the passage of 2017 Wisconsin Act 67
2. Close of Public Hearing

D. APPROVAL OF MINUTES

1. July 10, 2018 Plan Commission Meeting Minutes

E. PUBLIC COMMENT

Time allowed for the public to express their opinion or to ask for future agenda item(s). Please state your name and address before speaking.

F. OLD BUSINESS

1. 2017 Wisconsin Act 67—Town Zoning Ordinance Recommended Amendments

G. NEW BUSINESS

1. Re-zoning Application Review and Recommendation
Tax Parcel(s): 028-0671 Current Zoning: A-2 Proposed: I-1
Property Location: Mud Creek Road, Larsen
Tom Zellmer, Roger Zellmer, and Caleb Wallace
2. Site Plan Review and Approval
Tax Parcel(s): 028-0671
Property Location: Mud Creek Road, Larsen
Tom Zellmer, Roger Zellmer, and Caleb Wallace

H. CORRESPONDENCE

I. NEXT MEETING AND AGENDA ITEMS

J. ADJOURNMENT

Pursuant to Wisconsin Statute 19.84 (2) and (3) notice is hereby given to the public and the media that two or more members of the Town Board of the Town of Winchester, may attend the meeting of the Town of Winchester Plan Commission scheduled to be held in the Town Meeting Hall, 8522 Parkway Lane, Larsen, WI 54947, in order to gather information about a subject over which the Town Board has decision making responsibility. For purposes of the Open Meetings Law only; attendance at a meeting by two or more Town Board members constitutes a meeting of the Town Board, pursuant to Badke Vs. Village Board of Village of Greendale, 173 Wis2d 553, 494 NW2d 408 (1993), and must be noticed as such, although it is not contemplated that the Town Board will take any formal action at this meeting.

Holly D. Stevens, Clerk

I, Holly D. Stevens, certify that this notice has been posted on the town website, www.townofwinchesterwi.com, and on the Winchester Town Hall Front Door, 8522 Parkway Lane, Larsen, WI 54947

Upon sufficient notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, please call the Town Office at (920) 836-2948 during regular office hours.

| UPCOMING MEETINGS | August | September | October |
|------------------------------|----------|-----------|----------|
| Town Board at 7:00 p.m. | 6 and 20 | 4 and 17 | 1 and 15 |
| Plan Commission at 6:30 p.m. | TBD | 11 | 9 |

ROLL CALL VOTE:

| | |
|---------------------|--------|
| Chairman Kriescher | Aye |
| Supervisor Joas | Aye |
| Supervisor Mathison | Absent |

Motion carried with a vote of 2-0.

- b) Zoning Ordinance Revision—Amendments to Chapter 17 Zoning Code

SUPERVISOR MATHISON ARRIVED AT 7:34 P.M.

Supervisor Joas stated that the Plan Commission has been working on the amendments to the Zoning Ordinance for the past 6-7 months in order to comply with 2017 Wisconsin Act 67. He stated that the impact of Act 67 requires that any conditions placed on Conditional Use Applications must be quantifiable and measurable. No longer can the conditions be subjective. As a result, the Commission made changes to the Zoning Code which would maintain as much control at the Town level as possible. Uses which were formally conditional uses were moved to overlay districts which will now require site plan reviews rather than Conditional Use Permitting. The Site Plan Reviews will allow the Commission to have more control over the requirements placed on the application.

Supervisor Joas stated the required Public Hearing for the proposed changes was held at its August 7, 2018 meeting. He noted that comments in favor of the changes were received.

Chairman Kriescher wanted to thank Supervisor Joas, the Plan Commission, and Consultant Jeff Sanders for their work on the changes.

MOTION:

Chairman Kriescher made a motion to approve the amendments to the Town of Winchester Zoning Code

Second by Supervisor Joas

ROLL CALL VOTE:

| | |
|---------------------|-----|
| Supervisor Mathison | Aye |
| Supervisor Joas | Aye |
| Chairman Kriescher | Aye |

Motion carried with a vote of 3-0.

5. Roads Committee Report (First Town Board Meeting of each month)
6. Donation of Surplus Equipment—JAWS

The Board noted that Chief Forbes had requested Board approval to authorize the donation of the surplus set of JAWS.

MOTION:

Supervisor Joas made a motion to authorize the Fire Chief to donate the surplus set of JAWS from 1983 to a Department of his choosing which does not currently have a set of JAWS.

Second by Supervisor Mathison

Motion carried by unanimous voice vote.

7. Resolution 2018-01 Resolution to Support Funding for Local Roads

Supervisor Joas explained that the Resolution came from the Wisconsin Towns Association and will be sent to Representative Dave Murphy, Senator Roger Roth, Governor Scott Walker, and the Towns Association

MOTION:

Motion by Supervisor Joas to approve Resolution 2018-01 a Resolution to Support Funding for Local Roads as presented

Second by Chairman Kriescher

ROLL CALL VOTE:

| | |
|---------------------|-----|
| Supervisor Joas | Aye |
| Supervisor Mathison | Aye |
| Chairman Kriescher | Aye |

Motion carried with a vote of 3-0

RESOLUTION: Authorize \$6,900,000 for the Winnebago County Highway Department's 2019 Annual Infrastructure Capital Improvement Program and \$400,000.00 for Parking Lot Capital Improvements to be Funded with Bond Proceeds

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, a portion of Winnebago County's infrastructure is showing significant signs of deterioration, and the following roadways and parking lot are in need of improvements to extend their useful lives:

- Town of Vinland: CTH A (Indian Point Road to CTH GG) engineering and real estate acquisition;
- Town of Neenah: CTH CB and Oakridge Road Roundabout construction;
- Village of Fox Crossing: CTH CB (Shady Lane to CTH BB) construction;
- Village of Fox Crossing: CTH CB (Bridge Widening) construction;
- Town of Omro: CTH K (STH Clairville Road to STH 116) pulverizing and paving project;
- Town of Utica: CTH FF (STH 44 to STH 91) pulverizing and paving;
- Butler Avenue and Parking Lot: Parkview Health Center; and

WHEREAS, the Winnebago County Highway Department typically performs infrastructure improvements each year to the Winnebago County roadway system in order to extend the system's useful life and preserve Winnebago County's investment in the assets; and

WHEREAS, the above-identified projects on which to perform infrastructure improvements are needed projects and have been scheduled for 2019 in the Highway Department's 2019-2023 Capital Improvement Plan; and

WHEREAS, the Winnebago County Board of Supervisors recognizes the value of maintaining a quality transportation system in Winnebago County and is committed to maintaining our highway investments.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the authorization of \$6,900,000 for the Winnebago County Highway Department's 2019 Annual Infrastructure Capital Improvement Program and \$400,000.00 for parking lot capital improvements to be funded with bond proceeds; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the funds to pay for these capital improvement projects will be advanced from the general fund balance and will be reimbursed from a subsequent bond issue.

Fiscal Impact: Of the \$7,300,000 project costs, the Wisconsin Department of Transportation will reimburse \$1,742,000. Winnebago County will need to bond for the remaining \$5,558,000. The annual debt service for this bonding over the 10-year life amounts to approximately \$573,000 assuming a 3% interest rate.

Respectfully submitted by:

HIGHWAY COMMITTEE

Committee Vote: **4-0**

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote: **4-0**

Vote Required for Passage: **Three-Fourths of Membership**

Approved by the Winnebago County Executive this ____ day of _____, 2019.

Mark L Harris
Winnebago County Executive

13. 2019 BRIDGE & ROAD PAVING PROGRAM - HIGHWAY

A. **Proposed 2019 Bonding:** \$ 5,158,000

B. **Project Costs and Sources of Funds:**

| PROJECT COSTS: | 2019 | 2020 | 2021 | 2022 | 2023 | Total |
|-----------------------|---------------------|---------------------|-------------|-------------|-------------|----------------------|
| Planning & design | \$ 440,000 | \$ 150,000 | \$ - | \$ - | \$ - | \$ 590,000 |
| Land purchase | 200,000 | - | - | - | - | 200,000 |
| Construction | 6,260,000 | 3,742,000 | - | - | - | 10,002,000 |
| Equipment | - | - | - | - | - | - |
| Other | - | - | - | - | - | - |
| Total costs | \$ 6,900,000 | \$ 3,892,000 | \$ - | \$ - | \$ - | \$ 10,792,000 |
| PROJECT FUNDS: | | | | | | |
| G.O.Bonds or notes | \$ 5,158,000 | \$ 778,000 | \$ - | \$ - | \$ - | \$ 5,936,000 |
| Outside funding | 1,742,000 | 3,114,000 | - | - | - | 4,856,000 |
| Tax levy | - | - | - | - | - | - |
| Previous bonding | - | - | - | - | - | - |
| Total funds | \$ 6,900,000 | \$ 3,892,000 | \$ - | \$ - | \$ - | \$ 10,792,000 |

C. **Description and Justification:**

Project Description: There are several road projects included here. They are as follows with the total project cost for each over the planning horizon:

| Project Description | 2019 | 2020 | 2021 | 2022 | 2023 | Total |
|--------------------------------------|---------------------|---------------------|-------------|-------------|-------------|----------------------|
| CTH "A" (Indian Pt. Rd - CTH "GG") | 420,000 | 3,892,000 | - | - | - | 4,312,000 |
| CTH "CB" & Oakridge Rd. Roundabout | 2,100,000 | - | - | - | - | 2,100,000 |
| CTH "CB" (Shady Ln. - CTH "BB") | 1,820,000 | - | - | - | - | 1,820,000 |
| CTH "CB" Bridge Widening | 400,000 | - | - | - | - | 400,000 |
| CTH "K" (Clairville Rd. - STH "116") | 1,500,000 | - | - | - | - | 1,500,000 |
| CTH "FF" (STH "44" - STH "91") | 660,000 | - | - | - | - | 660,000 |
| Total | \$ 6,900,000 | \$ 3,892,000 | \$ - | \$ - | \$ - | \$ 10,792,000 |

12. BUTLER AVENUE AND PARKS DEPT. PARKING AREAS

A. **Proposed 2019 Bonding:** \$400,000

B. **Project Costs and Sources of Funds:**

| PROJECT COSTS: | 2019 | 2020 | 2021 | 2022 | 2023 | Total |
|-----------------------|-------------------|-------------|-------------|-------------|-------------|-------------------|
| Planning & design | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - |
| Land purchase | - | - | - | - | - | - |
| Construction | 400,000 | - | - | - | - | 400,000 |
| Equipment | - | - | - | - | - | - |
| Other | - | - | - | - | - | - |
| Total costs | \$ 400,000 | \$ - | \$ - | \$ - | \$ - | \$ 400,000 |
| PROJECT FUNDS: | | | | | | |
| G.O.Bonds or notes | \$ 400,000 | \$ - | \$ - | \$ - | \$ - | \$ 400,000 |
| Outside funding | - | - | - | - | - | - |
| Tax levy | - | - | - | - | - | - |
| Previous bonding | - | - | - | - | - | - |
| Total funds | \$ 400,000 | \$ - | \$ - | \$ - | \$ - | \$ 400,000 |

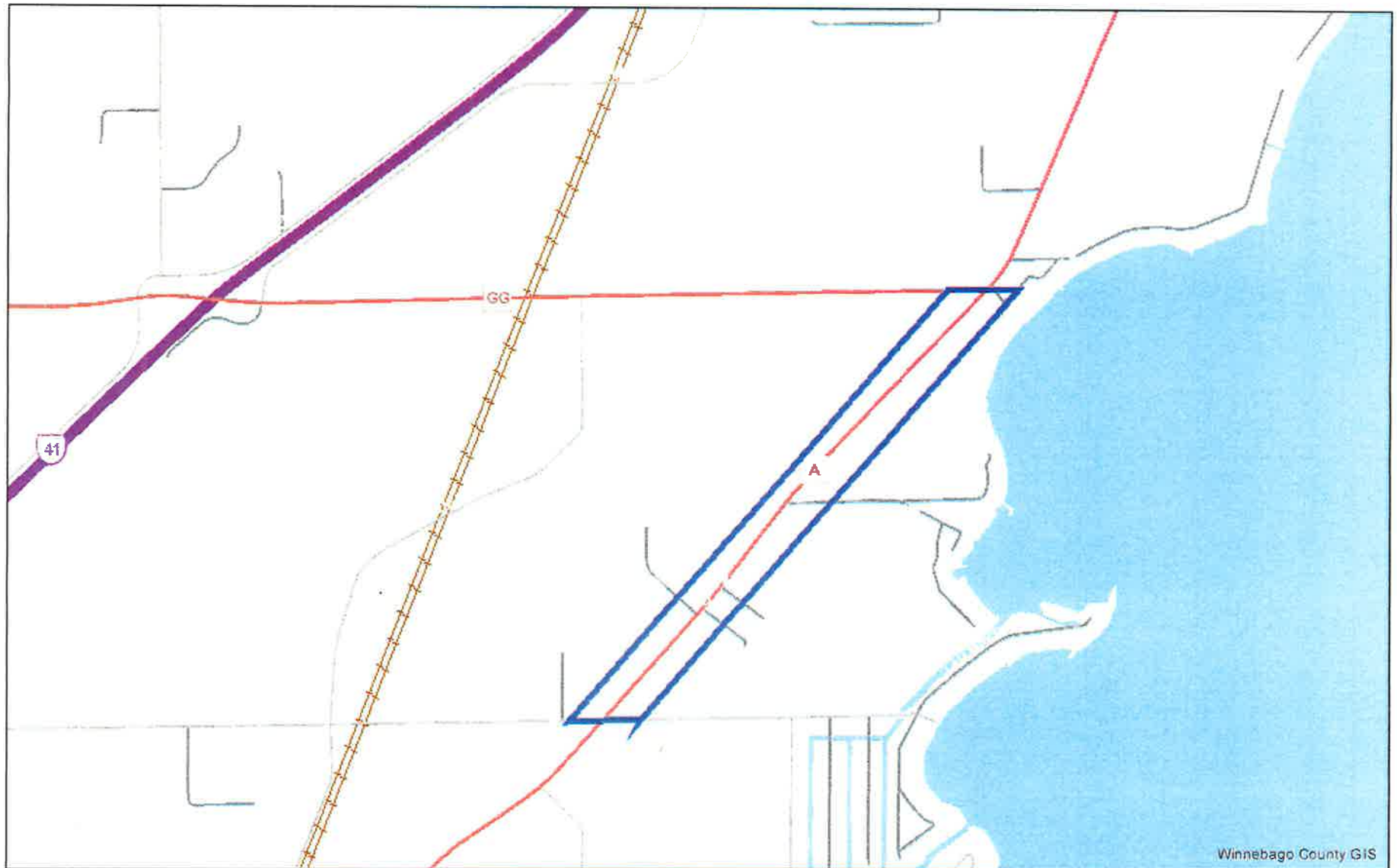
C. **Description and Justification:**

Project Description: This project involves profile milling the existing asphalt pavement, repairing failed areas, and installing an asphalt overlay.

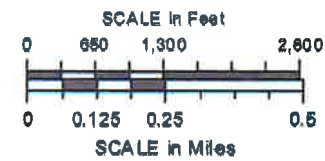
Relationship to other projects and plans: Regular maintenance is essential to maintaining effective pavements county wide.

Justification and alternatives considered: The existing asphalt has cracked and settled causing rapid deterioration of the pavement surfaces. Installing an overlay will re-establish proper rainwater runoff and protect the pavement from infiltration of rainwater causing unstable subgrade materials and rapid deterioration.

ArcGIS Web Map

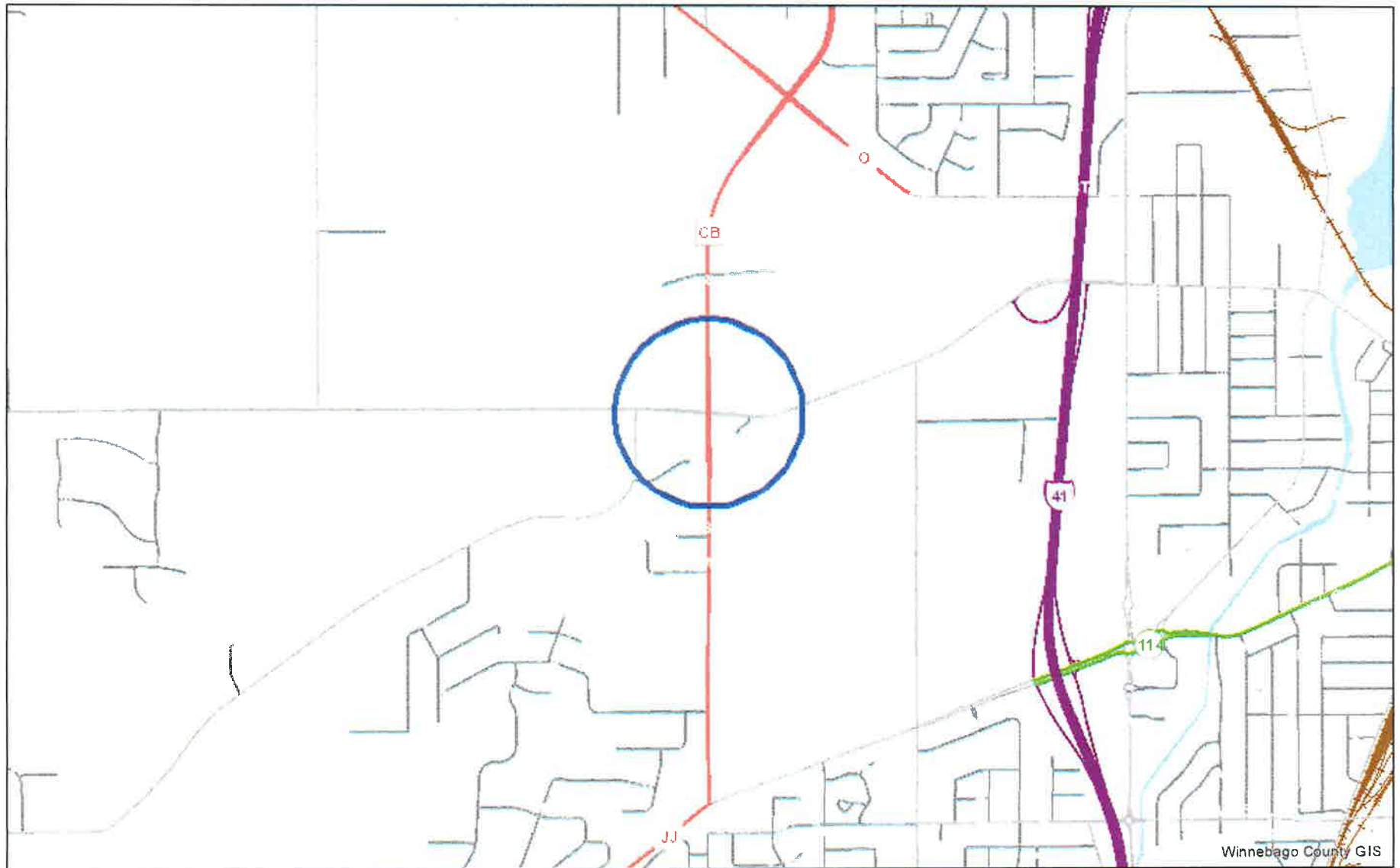


October 11, 2017

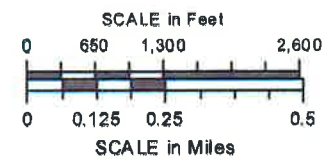


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ArcGIS Web Map

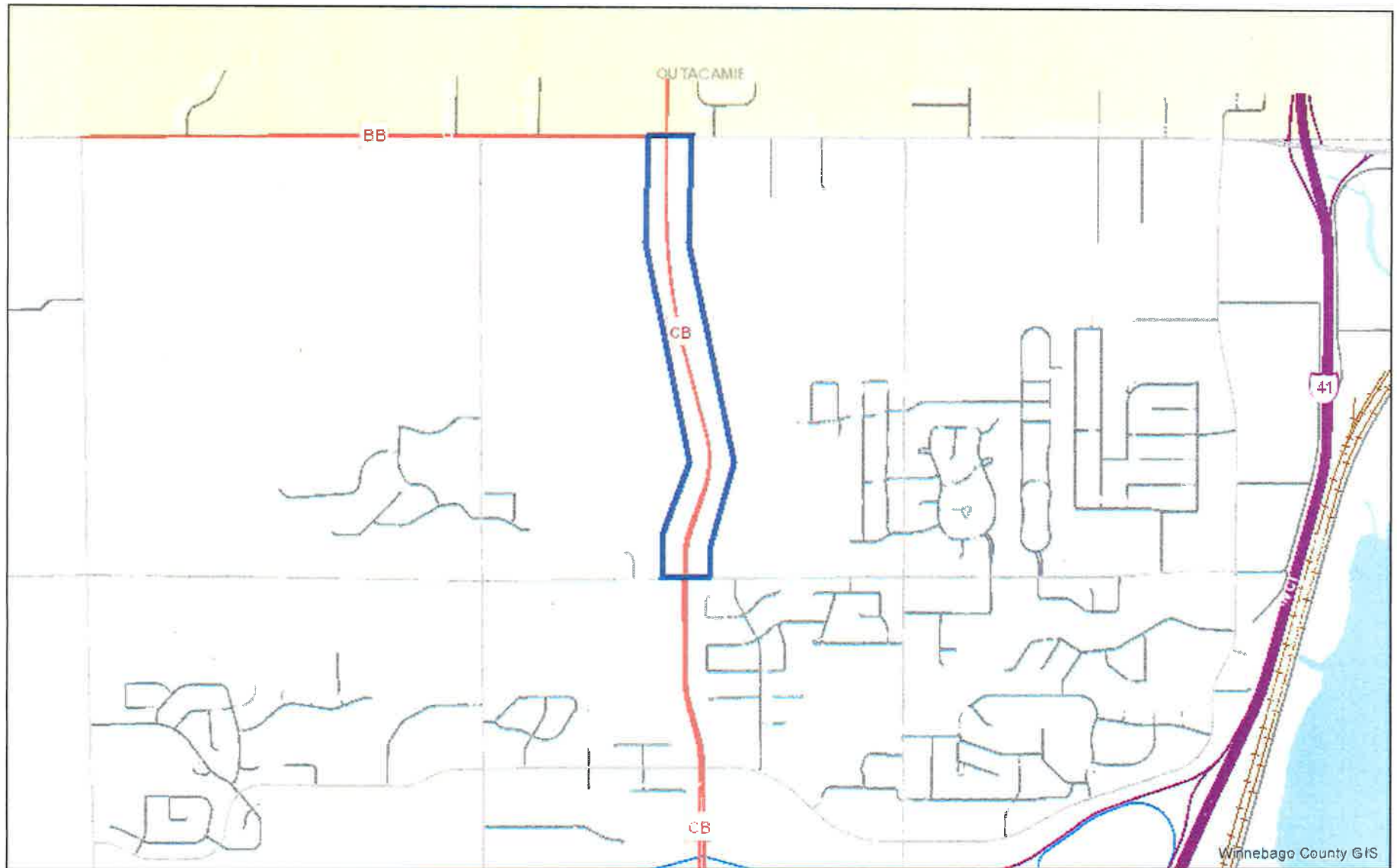


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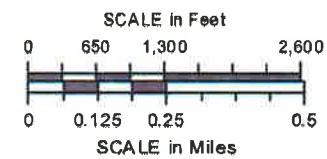


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ArcGIS Web Map



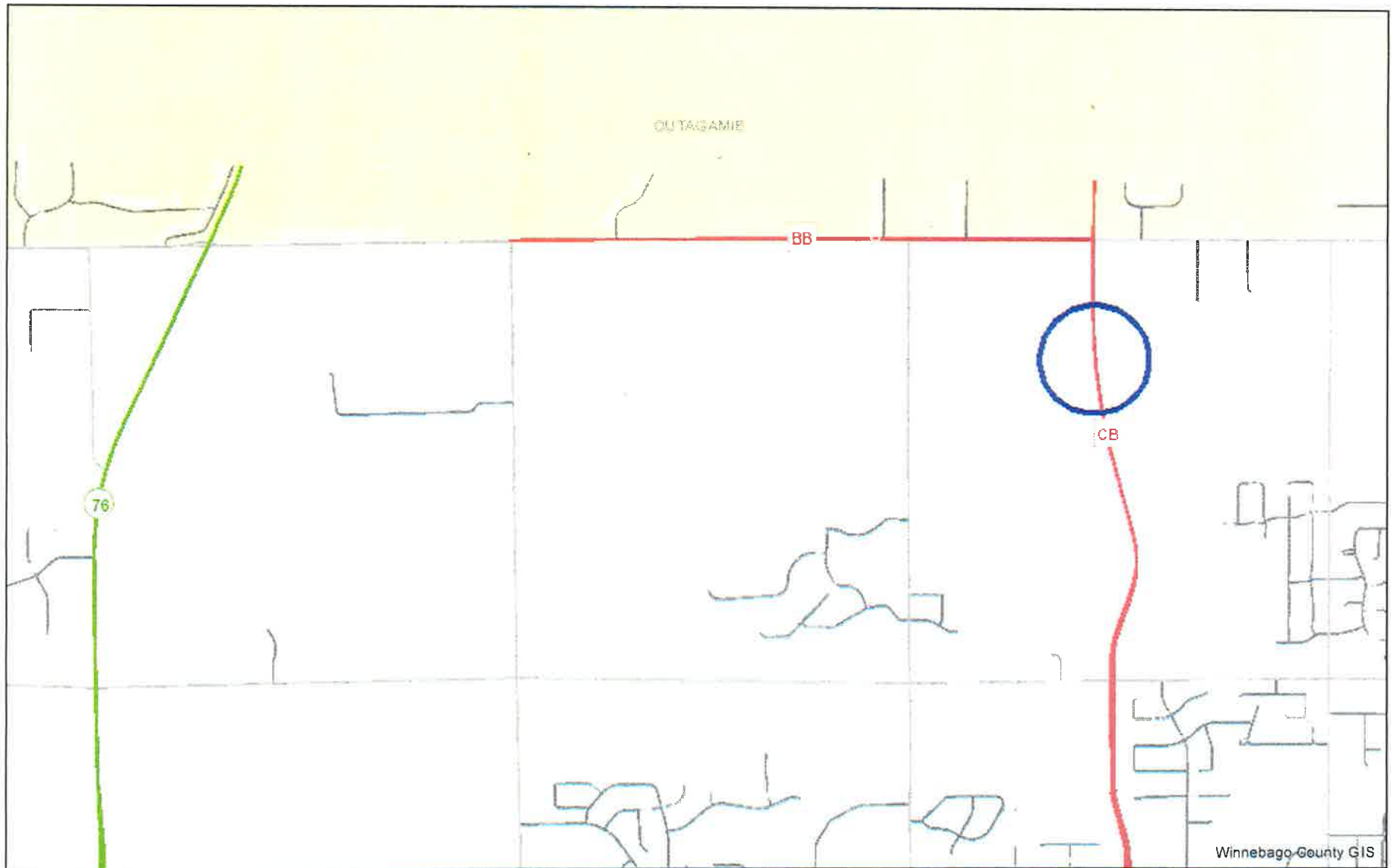
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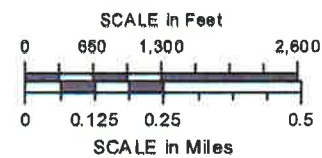
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ArcGIS Web Map



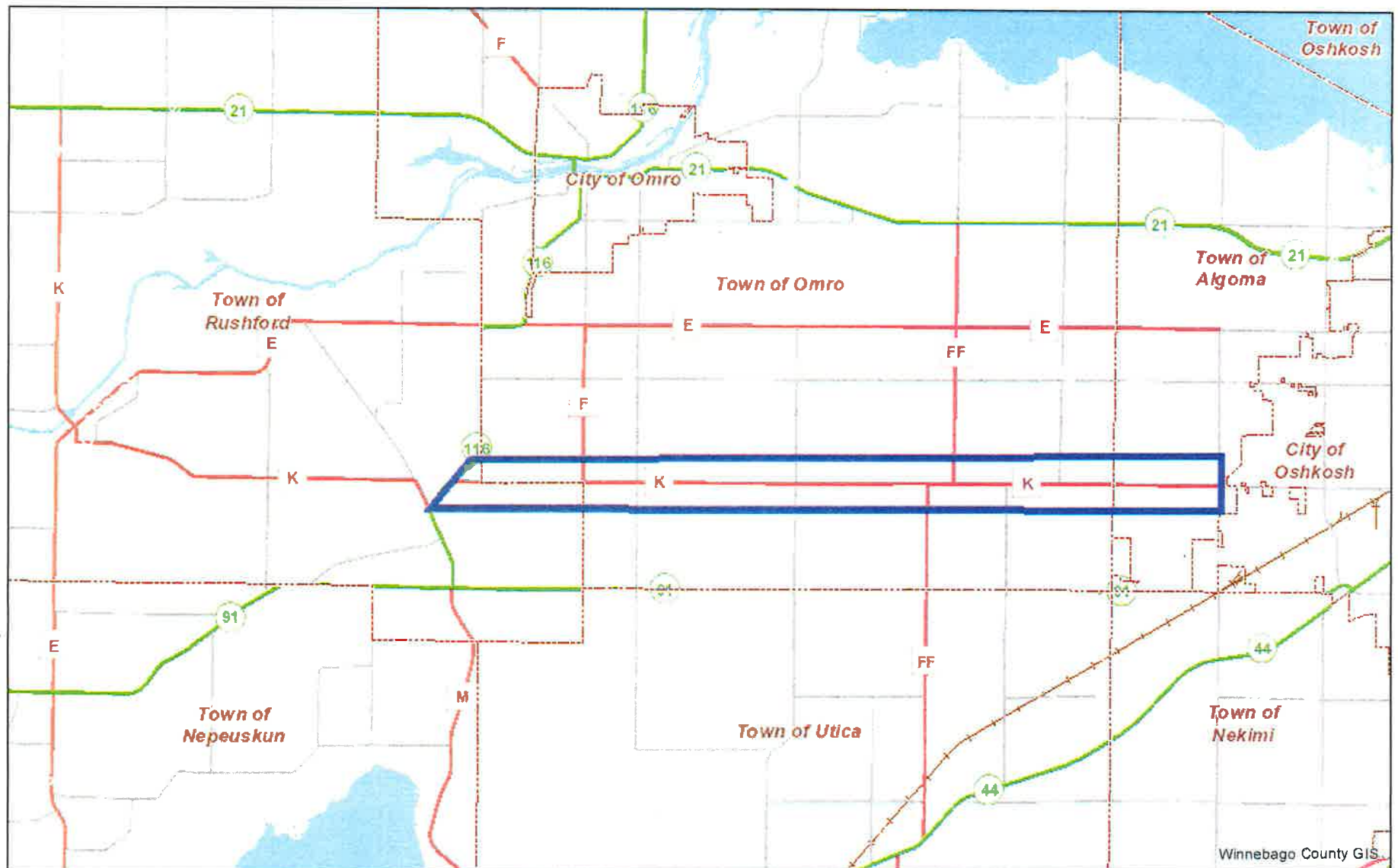
October 11, 2017



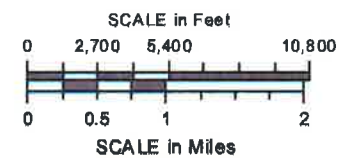
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ArcGIS Web Map

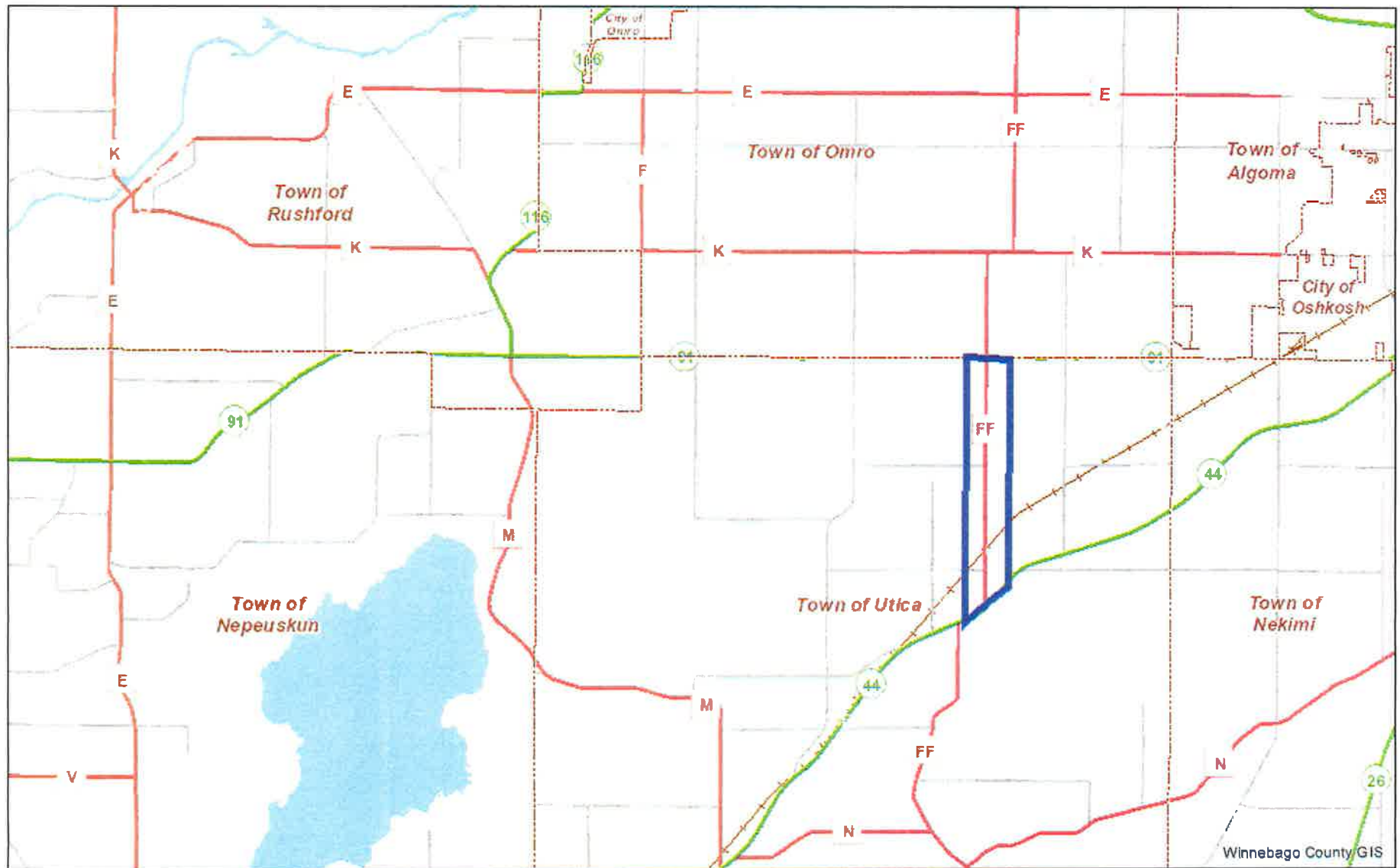


October 11, 2017

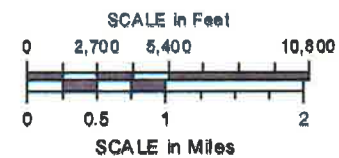


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ArcGIS Web Map



October 11, 2017



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120-032019

RESOLUTION: Authorize a Capital Project for the Winnebago County Parks Department to Purchase a Replacement Dump/Plow Truck with Attachments at a Cost of \$225,000 to be Funded with Bond Proceeds

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Winnebago County Parks Department currently owns a 1997 International 4X2 5 yard dump/plow truck that was acquired from the Highway Department in 2009; and

WHEREAS, the truck has reached the end of its useful service time, and repairs and maintenance costs are rising as parts are becoming scarce; and

WHEREAS, the extent of wear-and-tear to the truck that has accumulated over the years has reached a point where significant safety concerns have developed as a result of its continued use.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Parks Department to purchase a replacement dump/plow truck with attachments at a cost not to exceed \$225,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project be advanced from the General Fund Balance to be reimbursed from a subsequent bond issue.

Fiscal Impact: Annual debt service over the 10-year life of the notes amounts to approximately \$23,175 per year.

Respectfully submitted by:

PARKS AND RECREATION COMMITTEE

Committee Vote: **3-0**

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote: **3-1**

Vote Required for Passage: **Three-Fourths of Membership**

Approved by the Winnebago County Executive this ____ day of _____, 2019.

Mark L Harris
Winnebago County Executive

121-032019

RESOLUTION: Authorize a Capital Project for the Winnebago County Parks Department to Replace the Soccer Complex Roadway Lighting and Install New Parking Lot Lighting at a Cost of \$269,000 to be Funded with Bond Proceeds

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Winnebago County Parks include a forty-five (45)-year-old section of road lighting within the Community Park Soccer Complex that is in need of replacement, and installation of new light fixtures within each of the adjacent parking lots is long overdue; and

WHEREAS, establishment of an entirely new lighting infrastructure that would match the system placed in the northern section of the Park as part of the 2014 Community Park Road Redesign, Lighting Replacement, and Shared Use Path Install Project would address this need; and

WHEREAS, elements of the Soccer Complex Parking Lot Lighting Installments and Roadway Replacements Project would involve the mounting of LED light fixtures atop 26' high square metal poles affixed to cement bases. In-ground wiring laid in conduit along with transformer and panel placements would also be included.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Parks Department to replace the Soccer Complex roadway lighting and install new parking lot lighting at a cost not to exceed \$269,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project will be advanced from the General Fund Balance and will be reimbursed from a subsequent bond issue.

Fiscal Impact: Annual debt service over the 10-year life of the notes amounts to approximately \$27,707 per year.

Respectfully submitted by:

PARKS AND RECREATION COMMITTEE

Committee Vote: **3-0**

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote: **4-0**

Vote Required for Passage: **Three-Fourths of Membership**

Approved by the Winnebago County Executive this ____ day of _____, 2019.

Mark L Harris
Winnebago County Executive

122-032019

RESOLUTION: Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Maintain and Repair the Masonry Surface of the Orrin King Building at a Cost of \$110,000 to be Funded with Bond Proceeds

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Winnebago County Facilities Department has a multi-year Masonry Repair Program to maintain and repair the masonry surfaces of various Winnebago County facilities with a goal of maximizing the life of these surfaces; and

WHEREAS, the Orrin King Building has been identified as a facility in need of repair in 2019 due to sealant failure and limestone in need of cleaning.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Facilities and Property Management Department to maintain and repair the masonry surface of the Orrin King Building at a cost not to exceed \$110,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project be advanced from the General Fund Balance to be reimbursed from a subsequent bond issue.

Fiscal Impact: Annual debt service over the 10-year life of the notes amounts to approximately \$11,330 per year.

Respectfully submitted by:

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

Committee Vote: **5-0**

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote: **4-0**

Vote Required for Passage: **Three-Fourths of Membership**

Approved by the Winnebago County Executive this ____ day of _____, 2019.

Mark L Harris
Winnebago County Executive

123-032019

RESOLUTION: Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Replace the Roof of the J.P. Coughlin Center Building at a Cost of \$160,000 to be Funded with Bond Proceeds

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Winnebago County Facilities and Property Management Department has a multi-year Roof Replacement Program to replace roofs of Winnebago County buildings as they reach their end of expected life; and

WHEREAS, the J.P. Coughlin Center building's roof was installed in 1997 with a 20 year asphalt composite shingle roof and has reached the end of its projected useful life.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Facilities and Property Management Department to replace the roof of the J.P. Coughlin Center building at a cost not to exceed \$160,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project will be advanced from the General Fund Balance and will be reimbursed from a subsequent bond issue.

Fiscal Impact: Annual debt service over the 10-year life of the notes amounts to approximately \$16,480 per year.

Respectfully submitted by:

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

Committee Vote: **5-0**

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote: **4-0**

Vote Required for Passage: **Three-Fourths of Membership**

Approved by the Winnebago County Executive this ____ day of _____, 2019.

Mark L Harris
Winnebago County Executive

124-032019

RESOLUTION: Authorize a Capital Project for the Winnebago County Facilities and Property Management Department to Demolish Four (4) Buildings that are in Disrepair, and No Longer Serve a Purpose or Use for Winnebago County, at a Cost of \$325,000 to be Funded with Bond Proceeds

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Winnebago County Facilities and Property Management Department has identified four (4) Winnebago County-owned buildings on Butler Avenue to be demolished, specifically the east garage on the Winnebago County Fairgrounds, the old County Farm barn, the laundry building, and boiler house; and

WHEREAS, each of these buildings is in need of costly repairs, and Winnebago County no longer has the space needs to warrant the cost of repairs to retain these buildings.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Facilities and Property Management Department to demolish the four (4) buildings identified above that are in disrepair and no longer serve a purpose or use for Winnebago County at a cost not to exceed \$325,000, and to be funded with bond proceeds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the capital project be advanced from the General Fund Balance to be reimbursed from a subsequent bond issue.

Fiscal Impact: Annual debt service over the 10-year life of the notes amounts to approximately \$33,475 per year.

Respectfully submitted by:

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

Committee Vote: **5-0**

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote: **4-0**

Vote Required for Passage: **Three-Fourths of Membership**

Approved by the Winnebago County Executive this ____ day of _____, 2019.

Mark L Harris
Winnebago County Executive

1 126-042019

2 **RESOLUTION: Commendation for Arlyn Hensel**

3

4 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

5

6 **WHEREAS**, Arlyn Hensel has been employed with the Winnebago County Solid Waste Department for the
7 past twenty (20) years, and during that time has been a most conscientious and devoted County employee; and

8 **WHEREAS**, Arlyn Hensel has now retired from those duties, and it is appropriate for the Winnebago County
9 Board of Supervisors to acknowledge his years of service.

10

11 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that sincere
12 appreciation and commendation be and is hereby extended to Arlyn Hensel for the fine services he has rendered to
13 Winnebago County.

14

15 **BE IT FURTHER RESOLVED** that the Winnebago County Clerk send a copy of this Resolution to
16 Arlyn Hensel.

17

Respectfully submitted by:

18

PERSONNEL AND FINANCE COMMITTEE

19

20 Committee Vote: **4-0**

21 Vote Required for Passage: **Majority of Those Present**

22

23

24 Approved by the Winnebago County Executive this _____ day of _____, 2019.

25

26

27

Mark L Harris
Winnebago County Executive

28

2 **RESOLUTION: Disallow Claim of Mid-State Sign Service LLC**

6 **WHEREAS**, your Personnel and Finance Committee has had the claim of Mid-State Sign Service LLC
7 referred to it for attention; and

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

11 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that the claim
12 of Mid-State Sign Service LLC, filed with the County Clerk on February 19, 2019, be and the same is hereby
13 disallowed for the reason that there is no basis for liability on the part of Winnebago County.

PERSONNEL AND FINANCE COMMITTEE

18 Vote Required for Passage: **Majority of Those Present**

20 Approved by the Winnebago County Executive this _____ day of _____, 2019.

Mark L Harris
Winnebago County Executive



Winnebago County
Office of the County Clerk

The Wave of the Future

OSHKOSH (920) 236-4890
FOX CITIES (920) 727-2880
FAX (920) 303-3025
E-mail: countyclerk@co.winnebago.wi.us

NOTICE OF CLAIM

Date: February 19, 2019
To: Doug, Linda and Joan
Re: Claim from Mid-State Sign Service LLC for damage to service truck

This claim will be presented to the County Board at their March 19, 2019 meeting.



Wisconsin County Mutual Insurance Corporation

April 1, 2019

GREGORY JENS
MID-STATE SIGN SERVICE LLC
458 BROAD STREET
OSHKOSH WI 54901

| | | |
|-----|-------------------|------------------------|
| RE: | WCMIC Insured: | Winnebago County |
| | Claimant: | Mid-State Sign Service |
| | Date of Incident: | 12-31-2018 |
| | Claim number: | 185999-21510 |

Dear Ms. Jens;

Aegis Corporation is the General Administrator for Wisconsin County Mutual Insurance Corporation, which insures Winnebago County under a policy of general liability coverage applicable to the above captioned date of loss.


The review of your claim has been completed. Our principal, Wisconsin County Mutual Insurance Corporation, has requested that we advise you that upon completion of our investigation, they find we will be unable to assist you with any settlement of damages or costs which you sustained in the above captioned claim.

The State of Wisconsin is governed by Modified Comparative negligence laws which means that if a party is found over 51% at fault for an accident, recovery is barred. The investigation reveals that the amount you contributed to the accident was in excess of 51% therefore barring recovery.

We regret we could not assist you in this matter.

Sincerely,

Wisconsin County Mutual
Insurance Corporation



Laurie A Miskanis-Cisewski
Senior Field Claims Examiner
Aegis Corporation

cc: Winnebago County

From: Mid-State Sign Service LLC

458 Broad Street

Oshkosh, WI 54901

Phone: 920.658.3097

To: Winnebago County

Attn.: Doug Petraszak

112 Otter Street

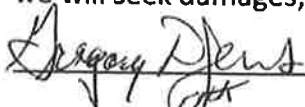
Oshkosh, WI 54901

Notice of Claim

1. I, Gregory Jens, owner, Mid-State Sign Service LLC, provide written notice of claim for an accident that occurred on Dec. 31, 2019 between Mid-State Sign LLC (service truck) and Winnebago County (plow truck), whereas, plow truck struck service truck.
2. Please find attached the written estimate for the sum total of \$19,006.09.

While traveling southbound on Hwy 76 Mid-State (service truck) was committed to the intersection, Winnebago County (plow truck), gaining a green light then entered the intersection from a stopped position and struck the side service truck behind passenger door. While the driver indicated "he had a green light", the green light does not grant permission to strike another vehicle that vehicle was attempting to exit the intersection. Also note the driver was operating a truck when he had no peripheral vision, driving with plow blades in the up position.

Mid-State will settle this claim out of court for the sum total of \$3000.00. In the alternative, we will seek damages, costs and attorney fees.



Gregory Jens, Owner, Mid-State Sign Service LLC.

Dated this 18 day of 2019.

| Sup | Seq | Labor Type | Labor Op | Description | Part Type | Part Number | Dollar Amount | Labor Units |
|-----|-----|---------------|-------------|-------------|------------------|-------------|------------------|--------------------|
| | | | | | Tax | | | |
| | | | | | Parts Tax | @ | 5.00% | \$905.09 |
| | | | | | Tax Total | | | \$905.09 |
| | | | | | Totals | | | |
| | | | | | Sub Total: | | | \$19,006.77 |
| | | | | | Customer Resp. | | | \$0.00 |
| | | | | | Net Total | | | \$19,006.77 |

The above is an estimate based on our inspection and does not cover any additional parts or labor which may be required after the work has started. Occasionally, worn or damaged parts are discovered which may not be evident on the first inspection. Because of this, the above prices are not guaranteed. Quotations on parts and labor are current and subject to change.

This is a preliminary estimate. Additional changes to the estimate may be required for the actual repair.

TruckEst does not automatically include items required by many business repair partners. This application allows the author to manually enter line items such as overlap deductions.

1998 CHEVROLET C & K 1500/2500/3500 1988-02 (Old Style)

Version 3.0
Database Edition PHT 16-01

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Page 2 of 2

QUALITY TRUCK CARE CENTER INC

5725 GREEN VALLEY RD

OSHKOSH, WI, 54904

Tel: 920-231-2122 Fax: 920-231-0983

jnigbor@qualitytruck.net

Estimate - Preliminary**Estimate Prepared by:** JOSHUA NIGBOR**Appraised for:**

Accident Date:

Date of Loss:

Arrival Date:

Type of Loss:

Policy Number:

Claim Number:

Date: 1/15/2019

Estimate#: 730

Insured:

Company: MID-STATE SIGN SERVICE LLC

Contact: GREG JENS

Address: 458 BROAD ST

City, State, Zip Code: OSHKOSH, WI 54901

Telephone, Fax: 9206853097

| Year | Make | Model | Color | Trim |
|-------------|-----------------|-----------------------------------|-------------------|------|
| 1998 | CHEVROLET | C & K 1500/2500/3500 1988-02 (Old | | |
| Unit Number | License Plate # | Mileage | Serial#/VIN# | |
| | | | 1GDKC34J8WF056953 | |

| Sup | Seq | Labor Type | Labor Op | Description | Part Type | Part Number | Dollar Amount | Labor Units |
|-----|-----|------------|----------|--|-----------|-------------|---------------|-------------|
| | 1 | Body | Rem/Rep | KNAPHEIDE UTILITY BED COMPLETE UNIT TO SUPPORT BOOM, PAINTED WHITE | New | | \$12,250.00 T | * |
| | 2 | Body | Rem/Rep | SUBLET BOX INSTALL WITH CERTIFIED INSPECTION OF EQUIPMENT AND CERTIFIED INSTALL, ALTEC | New | | \$5,851.68 T | * |

* - Judgement Item

- Labor Note Applies

Labor

Labor Total

\$0.00

Parts

Parts Subtotal

\$18,101.68

Less Adjustments

Parts Total

\$18,101.68

Additional Costs and Operations

Addl. Costs/Ops Total

\$0.00

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Page 1 of 2

2 **RESOLUTION: Disallow Claim of Frank J Kearny III**

6 **WHEREAS**, your Personnel and Finance Committee has had the claim of Frank J Kearny III referred to it
7 for attention; and

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

11 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that the claim
12 of Frank J Kearny III, filed with the County Clerk on February 27, 2019, be and the same is hereby disallowed for the
13 reason that there is no basis for liability on the part of Winnebago County.

PERSONNEL AND FINANCE COMMITTEE

18 Vote Required for Passage: **Majority of Those Present**

20 Approved by the Winnebago County Executive this _____ day of _____, 2019.

Mark L Harris
Winnebago County Executive



Wisconsin County Mutual Insurance Corporation

April 1, 2019

FRANK J KEARNY, III
103 LIMEKILN DRIVE
NEENAH WI 54956

| | | |
|------------|--------------------------|---------------------------|
| RE: | Insured: | Winnebago County |
| | Claimant: | Frank Kearney, III |
| | Date of Incident: | January 24, 2019 |
| | Claim number: | 185999-21585 |


Dear Mr. Kearney:

Aegis Corporation is the General Administrator for Wisconsin County Mutual Insurance Corporation, which insures Winnebago County under a policy of general liability coverage applicable to the above captioned date of loss.

The review of your claim has been completed. Our principal, Wisconsin County Mutual Insurance Corporation, has requested that we advise you that upon completion of the review of your claim, they find we will be unable to assist you with any settlement of damages or costs which you may have sustained in the above captioned claim.

Our principal regrets that it must decline any claim resulting from this incident, but finds that there is no proof of negligence on the part of their insured Winnebago County who indicated that they did not plow your road during the night in question. We can only suggest that you turn a claim into your personal insurer for handling.

Sincerely,
**Wisconsin County Mutual
Insurance Corporation**


Laurie A Miskanis-Cisewski, AIC, SCLA
Senior Field Claims Examiner
Aegis Corporation



Winnebago County
Office of the County Clerk

The Wave of the Future

OSHKOSH (920) 236-4890
FOX CITIES (920) 727-2880
FAX (920) 303-3025
E-mail: countyclerk@co.winnebago.wi.us

NOTICE OF CLAIM

Date: February 27, 2019

To: Doug, Linda and Joan

Re: Claim from Frank Kearny for damage to his mailbox that was struck by a
Winnebago County Highway Department on January 24, 2019

This claim will be presented to the County Board at their March 19, 2019 meeting.

Frank J. Kearny, III
103 Limekiln Dr.
Neenah, WI 54956

February 23, 2019

Winnebago County Clerk
Attn: Sue Ertmer
112 Otter Avenue
Oshkosh, WI 54901

Dear Ms. Ertmer:

My name is Frank Kearny and I live in Neenah on 103 Limekiln Dr. While your crew was snow plowing Limekiln Dr. after the snow storm that occurred on or about January 24, 2019 the Winnebago County plow destroyed my mailbox post. When I saw what happened I called the City of Neenah to lodge a complaint only to find that Winnebago County plowed Limekiln that day. I have spent three weeks trying to get this matter resolved only to find that you are the person to whom I should make my complaint.

At my request a supervisor from your road crew came to my house to inspect the post to find that the dent and piece torn from the post could only have been done by your plow. I have spoken to Ray Palion several times and he informed me this week that he could do nothing about it that would meet my satisfaction. He suggested that I file a complaint with you. I have attached several pictures to demonstrate that only a snow plow could have destroyed my mailbox post the way yours did.

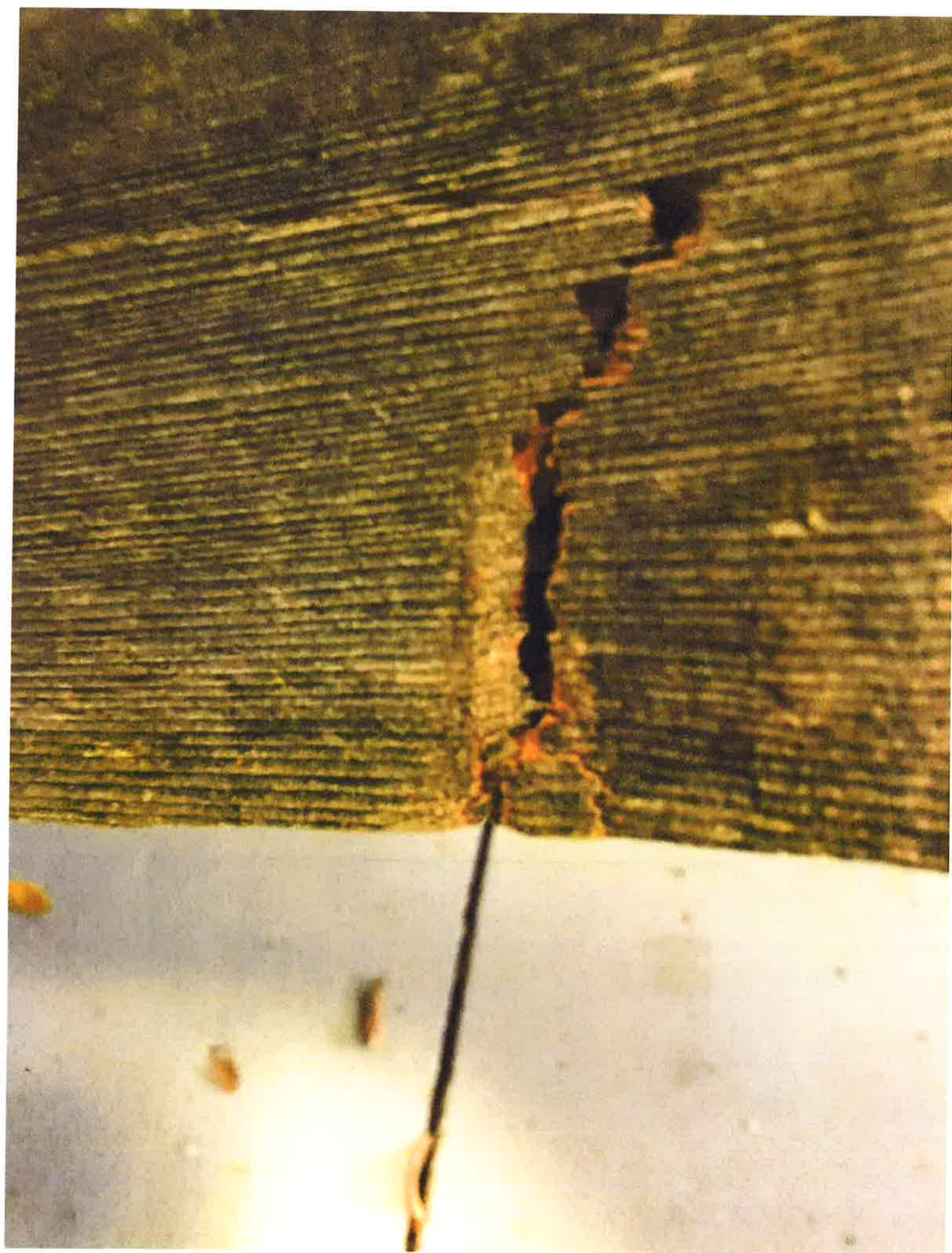
I want Winnebago County to reimburse me for the costs to replace and install my mailbox post as it was prior to the accident caused by the snow plow operator. Your operator left the scene of the accident and did not report the problem either to me or to the police. Please let me know the procedure that we will follow to remedy the situation. You may contact me on my phone at 920-427-6915.

Sincerely,


Frank Kearny

Pictures enclosed









1 **129-042019**

2 **RESOLUTION: Disallow Claim of Mary Jo M Schroeder**

3

4 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

5

6 **WHEREAS**, your Personnel and Finance Committee has had the claim of Mary Jo M Schroeder referred to
7 it for attention; and

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

10

11 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that the claim
12 of Mary Jo M Schroeder, filed with the County Clerk on March 4, 2019, be and the same is hereby disallowed for the
13 reason that there is no basis for liability on the part of Winnebago County.

14

15 Submitted by:

16 **PERSONNEL AND FINANCE COMMITTEE**

17 Committee Vote: **4-0**

18 Vote Required for Passage: **Majority of Those Present**

19

20 Approved by the Winnebago County Executive this _____ day of _____, 2019.

21

22

| | |
|----|----------------------------|
| 23 | Mark L Harris |
| 24 | Winnebago County Executive |



Winnebago County
Office of the County Clerk

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OSHKOSH (920) 236-4890
FOX CITIES (920) 727-2880
FAX (920) 303-3025
E-mail: countyclerk@co.winnebago.wi.us

NOTICE OF CLAIM

Date: March 4, 2019

To: Doug, Linda and Joan

Re: Claim from Mary Jo M. Schroeder for injuries sustained after falling on the icy sidewalk outside of the Winnebago County Sheriff's Department.

This claim will be presented to the County Board at their March 19, 2019 meeting.

PJT

3-4-19

On 2-2-19 I MaryJo M Schroeder
DOB 7-27-91 was visiting my mom at
the Winnebago County Sheriff's Dept
At approximately 6:15pm I went to enter
the facility. When I stepped on the
side walk to enter the facility doors
I (M SCHROEDER) slipped on the ice
and hit the back of my head.
At this time I blacked out very
briefly. When I got myself into the
facility I told the Correctional
OFFICER at the window that
I slipped and hurt myself.
I started to cry at this time
and asked to have someone
call. She told me she wanted
me to talk to a Sgt.
At approximately 6:30pm
LT Roth came and spoke to
me. He announced "Someone
fell?" At this time I stated,
"I did." ~~At~~ Roth asked me
what happened and I explained.
He stated, "So you hit your head?"
I stated "YES! LANDED STRAIGHT ON
my head I hurts really bad.
There's a huge bump. Would you

72

Like to put a glove on because it pretty large lump already?" He did NOT at this time two other people in the lobby spoke up and stated they almost fell as well (BE NOTED I was also in a medical foot boot on crutches) LT Roth went outside, came back in and stated "I didn't know it was so slippery out" He did SALT. LT Roth later came in during my visit and gave me incident # 194312. ~~When~~ DURING my visit I experienced migraines, earache, Neck & shoulder stiffness, and light sensitivity. My mom encouraged me to get checked out for NO INTERNAL Bleeding when I left the facility I did inform the CO I would be going to the ER. She stated, "bad idea" I went to the ER had Radiology Scan was determined I had a concussion. I was told to be off of work and I had to return to a DR on the 4th to be cleared to go back.

Pg 3

I am asking because I fell on County property right outside the facility for my medical bills to be paid

The ER/Radiology bill is \$1516.00 and the follow up appointment to go back to work is \$190.70 totaling \$1706.7

I would like to NOTE when LT Roth came to the lobby to speak to me he asked if I needed medical assistants. At this time I stated, ~~no, I don't know~~
"NO, well I don't know. (should note I was crying pretty severely at this time) I don't know. I blacked out shortly theres a bump on my head that fits in my palm."

After sitting through my visit as stated earlier severe pain started to occur that's when I informed them I would be going to the ER.

MARY Jo SCHROEDER (920) 573-9224

1034 School Ave
Oshkosh WI 54901

AMG_Affinity Medical Group • 2725 JACKSON ST, OSHKOSH WI 54901-1513
SCHROEDER, MARY JO M (id #204495, dob: 07/27/1991)

Initial # 194312
LT Retn

AMG_IM JACK
2725 JACKSON ST
OSHKOSH, WI 54901-1513
Phone: (920) 223-7600, Fax: (920) 223-7630

Date: 02/05/2019

Dear Mary Schroeder,

Ascension Medical Group values your partnership and engagement in managing your health. Here is a summary of today's visit. Please use this to actively collaborate with us in your care. If you have any questions, please contact our office.

Sincerely,

LARS V SWANSON, MD

Patient Care Summary for Mary Jo M Schroeder

Most Recent Encounter

02/05/2019 Lars V Swanson: 2725 Jackson St, Oshkosh, WI 54901-1513, Ph. tel:+1-920-2237600

Reason for Visit

Follow up

Patient is here to get cleared for work, was seen in the ER on 02/02/19 due to a fall on black ice. She is still experiencing headaches with some dizziness. BS

Assessment and Plan

The following list includes any diagnoses that were discussed at your visit.

1. Depressive disorder

• citalopram 20 mg tablet

2. Influenza vaccination

Discussion Note: None recorded.

Patient educational handouts: No information available.

Plan of Care

Patient Instructions

Plan: Restart Citalopram at 20 mg daily. Follow up with Dr. Andrasko in 2 months. Call with any concerns.

Reminders

Appointments

None recorded.

Provider

Patient Name: Mary Schroeder**Service Provided:** LEVEL 4 ESTAB PT VISIT E&M**Date of Service:** 02/05/2019**Provider:** Lars Swanson MD**Primary Payer:** UMR - UNITED HEALTHCARE OPTIONS (PPO)

| | LEVEL 4 ESTAB PT VISIT E&M | Total \$261.00 | Your Responsibility and Payments |
|------------|---|---------------------|----------------------------------|
| 02/06/2019 | Copay Due | | \$25.00 |
| 02/06/2019 | Patient Payment | | \$-25.00 |
| 02/22/2019 | Contractual Adjustment from Primary Payer | \$-45.30 | |
| 02/22/2019 | Deductible | | \$190.70 |
| | | Amount Due From You | \$190.70 |

Service Provided: BRIEF EMOT/BEHAV ASSESSMENT**Date of Service:** 02/05/2019**Provider:** Lars Swanson MD**Primary Payer:** UMR - UNITED HEALTHCARE OPTIONS (PPO)

| | BRIEF EMOT/BEHAV ASSESSMENT | Total \$17.00 | Your Responsibility and Payments |
|------------|---|---------------------|----------------------------------|
| 02/22/2019 | Contractual Adjustment from Primary Payer | \$-4.50 | |
| 02/22/2019 | Deductible | | \$12.50 |
| | | Amount Due From You | \$12.50 |

INC# 194312
LT Retn





INFINITY

HEALTHCARE PHYSICIANS S.C.
Box 078894
Milwaukee WI 53278-8894

Customer Service Hours: M - F 7am - 4:30pm CST
Phone: 414-290-6720 888-290-6720

INC #
194312
LT ROTH

COMPLETE AND RETURN IF PAYING BY CREDIT CARD

CARD NUMBER _____

NAME ON CARD (PLEASE PRINT) _____ EXP. DATE _____

SIGNATURE _____ AMOUNT _____

STATEMENT DATE: 02/28/19 ACCOUNT #: IHC554136 AMOUNT DUE: \$1,516.00



02039

These Charges Are For The Physician Services Only

001HC0000000554136500151600022820190

 02039
MARYJO M SCHROEDER IHC554136
1034 School Ave
Oshkosh WI 54901-5315

MAKE CHECK PAYABLE AND REMIT TO:


Infinity Healthcare Physicians SC
Box 078894
Milwaukee WI 53278-8894

DETACH TOP PORTION AND RETURN WITH PAYMENT IN ENCLOSED ENVELOPE

| DATE | DESCRIPTION | CHARGES | PAYMENTS | ADJUSTMENTS | PATIENT BALANCE |
|----------|---|------------|----------|-------------|-----------------|
| 02/02/19 | LEVEL 5: EVALUATION Location: MERCY MEDICAL CENTER | \$1,516.00 | | | |
| 02/27/19 | UMR INSURANCE AWAITING INFORMATION FROM PATIENT/SUBSCRIBER. PLEASE CONTACT YOUR INSURANCE | | \$0.00 | \$0.00 | |
| 02/27/19 | UMR CARRIER. BALANCE DUE ON THIS CHARGE | | \$0.00 | \$0.00 | \$1,516.00 |

PLEASE HELP US GO GREEN!

To receive future statements or to pay this statement electronically go to
www.ePayitOnline.com or scan the barcode below with your mobile device or tablet.

Account Information

Statement Date: 02/28/2019
Patient Name: MARYJO M SCHROEDER
Account: IHC554136
Total Balance: \$1,516.00
* = Insurance Pending: \$0.00
Patient Balance: \$1,516.00

DUE NOW

\$1,516.00

Pay Online At:

www.ePayitOnline.com
Code ID: INFHC001 Access#: 8236988-1-795
Or Call 414-290-6720 or 888-290-6720



SCAN FOR
MOBILE
PAYMENT



Your check will be processed electronically upon receipt (ACH Debit) and will not be returned to you by us or your bank. You may choose not to have your check processed electronically by calling Customer Service.

Infinity Healthcare Physicians SC
Box 078894
Milwaukee WI 53278-8894
414-290-6720 or 888-290-6720

3/5/2019 2:07:20 PM

Incident Detailed Report

Incident #: WI19020200004312

Summary

| | | | |
|--------------|----------------------|--------------|-------------------|
| Location: | 4311 JACKSON ST | | |
| Loc Name: | WINNEBAGO CO SHERIFF | | |
| City: | OSHKOSH CITY | | |
| Description: | | | |
| Building: | | Subdiv: | |
| Floor: | | Apt/Unit: | |
| Status: | Closed | Created: | 18:26:20 2/2/2019 |
| Inc Type: | ASSIST | Agency Type: | L |
| Mod Circ: | | Priority: | 3 |
| Agency ID: | WI | Area: | 902 |
| Sector: | 02 | Beat: | WTOS |
| Report #: | | | |
| Disposition: | 003 | | |

Dispatch Unit(s):**Comments**

18:37:33 2/2/2019 W5350TV W4
FEM HAD BUMP ON HEAD
REFUSED MED ATTETNION
SIDEWALK WAS SLIPERY
W7 PUT SALT ON SIDEWALK FEM
WAS ON CRUTCHES
18:36:07 2/2/2019 W5350TV W4
FEM FELL ON THE ICE

Persons

| | | | |
|-------------|--------------------|------------|-----------|
| Name: | SCHROEDER, MARY, J | Role: | INVOLVED |
| Address: | | Apt/Unit: | |
| City: | | | |
| Phone: | (920) 573-9224 | Contact?: | May |
| Gender: | F | DOB: | 7/27/1991 |
| Race: | U | Age: | 27 |
| Height: | | Bldg: | |
| Hair: | | Weight: | |
| Eyes: Misc: | | License #: | |

Vehicles

Premise Hazard

Note: The number of premise hazard printed was limited to 0. There were additional premise hazard not printed. Incomplete Printout (Prem/HazNum:0/3);

Previous Incidents

Note: The number of previous incidents printed was limited to 0. There were additional previous incidents not printed. Incomplete Printout (IncNum:0/50);

3/5/2019 2:07:20 PM

Associated**Incidents****Attachments History**

| Time/Date | Trans Type | User ID | Console ID |
|--------------------------------------|------------|-------------------------------------|------------|
| 14:07:01 3/5/2019 Incident Viewed | INC VIEW | W8847KC | WR |
| 22:04:54 2/2/2019 Disposition | INC UPDT | W5350TV Dispo: 003 | W4 |
| 22:04:54 2/2/2019 Incident Status | INC STAT | W5350TV Status: Closed (Pending) | W4 |
| 22:04:49 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 21:40:15 2/2/2019 Fixed | REC | W5350TV No recommendations found | W4 |
| 21:40:15 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 21:20:07 2/2/2019 Fixed | REC | W5350TV No recommendations found | W4 |
| 21:20:07 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 21:17:23 2/2/2019 Incident Viewed | INC VIEW | W9073CR | W2 |
| 21:10:23 2/2/2019 Fixed | REC | W5350TV No recommendations found | W4 |
| 21:10:23 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 20:58:25 2/2/2019 Fixed | REC | W5350TV No recommendations found | W4 |
| 20:58:25 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 20:51:52 2/2/2019 Fixed | REC | W5350TV No recommendations found | W4 |
| 20:51:52 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |

| | | | |
|--------------------------------------|----------|---------|--------------------------------|
| 20:33:45 2/2/2019 Incident Viewed | INC VIEW | W9073CR | W2 |
| 20:10:03 2/2/2019 Fixed | REC | W5350TV | W4 No recommendations found |
| 20:10:03 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 19:52:25 2/2/2019 Incident Viewed | INC VIEW | W9073CR | W2 |
| 19:36:01 2/2/2019 Fixed | REC | W5350TV | W4 No recommendations found |
| 19:36:00 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 19:15:22 2/2/2019 Incident Viewed | INC VIEW | W9073CR | W2 |
| 19:04:49 2/2/2019 Fixed | REC | W5350TV | W4 No recommendations found |
| 19:04:49 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 18:55:35 2/2/2019 Incident Viewed | INC VIEW | W9073CR | W2 |

3/5/2019 2:07:21 PM

| Time/Date | Trans Type | User ID | Console ID |
|---|------------|---------|--------------------------------|
| 18:52:04 2/2/2019 found | REC | W5350TV | W4 Fixed No recommendations |
| 18:52:04 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 18:37:33 2/2/2019 Comments FEM HAD BUMP ON HEAD REFUSED MED ATTETNION SIDEWALK WAS SLIPERY W7 PUT SALT ON SIDEWALK FEM WAS ON CRUTCHES | CMNTS | W5350TV | W4 |
| 18:36:58 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 18:36:14 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 18:36:13 2/2/2019 Person 1 Updated | PER INFO | W5350TV | W4 Phone: (920) 573-9224 |
| 18:36:07 2/2/2019 Comments FEM FELL ON THE ICE | CMNTS | W5350TV | W4 |
| 18:36:04 2/2/2019 Incident Viewed | INC VIEW | W5350TV | W4 |
| 18:36:03 2/2/2019 Query Request | QUERY | W5350TV | W4 Name: IMSubject |
| Summary: DOB - 07/27/1991; FirstName - MARY; Gender - F; LastName - SCHROEDER; LicenseNumber - ; State - WI; MiddleName - J; Misc - 1; PersonBuild - Y; ProbableCause - Y; Race - U | | | |

Database: WISCONSIN,Infotrak

Auto: Yes

| | | | |
|-------------------------------------|------------|-------------------------------------|--------|
| 18:36:02 2/2/2019 | PER INFO | W5350TV | W4 |
| Person 1 Added | | Role: INVOLVED | |
| First: MARY | | Middle: J | |
| Last: SCHROEDER | | Contact: May | |
| Race: U | | Gender: F | |
| DOB: 07/27/1991 | | Age: 27 | |
| Is Property Seized: No | | | |
| 18:35:49 2/2/2019 | REC | W5350TV | W4 |
| Fixed | | Rec: [PATROL] *W53 | |
| 18:35:49 2/2/2019 | INC VIEW | W5350TV | W4 |
| Incident Viewed | | | |
| 18:31:20 2/2/2019 | TIMEOUT | System | System |
| Incident Timeout | | | |
| 18:26:21 2/2/2019 | INC VIEW | W5350TV | W4 |
| Incident Viewed | | | |
| 18:26:20 2/2/2019 | QUERY | W5350TV | W4 |
| Query Request | | Name: IMLocation | |
| Summary: Location - 4311 JACKSON ST | | Database: LegacyRDW | |
| Auto: Yes | | | |
| 18:26:20 2/2/2019 | PREM/HAZ | W5350TV | W4 |
| Prem/Haz Check | | Title: WINNEBAGO CO SHERIFF PROPANE | |
| Title: WINNEBAGO CO SHERIFF | | Title: WCSD JAIL | |
| 18:26:20 2/2/2019 | INC CREATE | W5350TV | W4 |
| Jurisdiction | | Area: 902 | |
| Sector: 02 | | Beat: WTOS | |
| Rprt Dist: W238 | | | |

3/5/2019 2:07:21 PM

| Time/Date | Trans Type | User ID | Console ID |
|--------------------------------|------------|-------------------------------|------------|
| 18:26:20 2/2/2019 | INC CREATE | W5350TV | W4 |
| Incident Created | | Started: 18:26:13 2/2/2019 | |
| Details to Follow: None | | Location: 4311 JACKSON ST | |
| Loc Name: WINNEBAGO CO SHERIFF | | Latitude: 44.079202 | |
| Longitude: -88.544747 | | City: OSHKOSH CITY | |
| Cross Strs: / 1 KOPE AV | | Source: Phone | |
| Incid Type: ASSIST | | Priority: 3 | |
| Zip Code: 54901 | | Validation Level: Premise Lvl | |

1 130-042019

2 **RESOLUTION: Authorize Adoption of the Winnebago County Comprehensive Outdoor**
3 **Recreation Plan (2019-2023)**

4
5
6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, Winnebago County is interested in protecting its unique natural and cultural resources, while
8 providing quality park and recreational opportunities for residents of and visitors to Winnebago County; and

9 **WHEREAS**, Winnebago County has requested assistance from the East Central Wisconsin Regional
10 Planning Commission in updating its outdoor recreation plan; and

11 **WHEREAS**, the plan and its recommendations were compiled to address Winnebago County's recreational
12 development and resource protection needs over the next five years and beyond; and

13 **WHEREAS**, your undersigned Committee, along with interested private citizens and a recreation and
14 resource specialist, helped provide the necessary input and critical review of the information and subsequent
15 conclusions brought forth in the plan; and

16 **WHEREAS**, adoption of the plan is required for Winnebago County to become eligible for several cost
17 sharing aid programs administered by the State of Wisconsin; and

18 **WHEREAS**, the complete Winnebago County Comprehensive Outdoor Recreation Plan (2019-2023) is
19 available for review on the Winnebago County Parks Department's website (www.winnebago.wi.us/parks).

20
21 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
22 approves of and adopts the Winnebago County Comprehensive Outdoor Recreation Plan (2019-2023).

23 Respectfully submitted by:

24 **PARKS AND RECREATION COMMITTEE**

25 Committee Vote: **4-0**

26 Vote Required for Passage: **Majority of Those Present**

27

28 Approved by the Winnebago County Executive this ____ day of _____, 2019.

29

30

31

32

Mark L Harris
Winnebago County Executive

2 **RESOLUTION: Appropriate \$310,000 from the Winnebago County Undesignated General**
3 **Fund Account to the Winnebago County Park Capital Outlay Account for**
4 **the Purchase of a 20-Acre Parcel of Land Bordering East County Road Y**
5
6

7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8 **WHEREAS**, over the past two decades Winnebago County has experienced major growth in the number and
9 variety of program events taking place at the Sunnyview Exposition Center; and

10 **WHEREAS**, the recent addition of the Stadium venue will attract large programs which, in turn, will increase
11 the need for more parking; and

12 **WHEREAS**, it is necessary to consider the purchase of additional land near the Sunnyview Exposition
13 Center as a means of accommodating these increasing demands; and

14 **WHEREAS**, as with other similar types of entertainment venues in which programing characteristics include
15 events that may be loud and involve an influx of traffic and people into the area, it is advisable that Winnebago
16 County consider acquiring properties surrounding the Sunnyview Exposition Center in order to create buffers and
17 distances between Exposition Center events and nearby neighbors, as well as to increase the safety of attendees;
18 and

19 **WHEREAS**, a 20-acre parcel adjoining the east side of the Sunnyview Exposition Center grounds has
20 recently been put on the market and become available for the first time in over fifty years, and it is appropriate for
21 Winnebago County to consider the option of purchasing the aforementioned parcel; and

22 **WHEREAS**, because of its location along East County Road Y, this property would provide a key
23 ingress/egress route at a critical location at the Sunnyview Exposition Center grounds, which would improve the
24 operational functions of promoters during major events and enhance the safety and security of attendees through
25 increased means of accessibility provided to Emergency Management Services and law enforcement agencies; and

26 **WHEREAS**, acquisition of this 20-acre parcel will avoid potential future conflict(s) that arise if the property is
27 purchased by a party whose occupancy is adversely affected by the occasional disruptive nature of activities on the
28 Exposition Center grounds; and

29 **WHEREAS**, purchase of property located in close proximity to the offices of the UW-Extension Office will
30 offer an ideal replacement site for the UW-Extension's Community Gardens Program, which will cease operating at
31 the Sherman Road location at the end of this year; and

32 **WHEREAS**, eliminating the need to utilize the Winnebago County Community Park for parking support
33 during major events will aid in avoiding conflicts between Sunnyview Exposition Center and Community Park user
34 groups, as well as alleviate safety concerns inherent with pedestrians crossing the East County Road Y
35 thoroughfare; and

36 **WHEREAS**, your undersigned Committees have determined that in order to address the aforementioned
37 needs and concerns, it will be necessary to appropriate \$310,000 to be transferred from the Winnebago County's
38 Undesignated General Fund Account to the Winnebago County Parks Capital Outlay Account to cover costs related
39 to the purchase of the 20-acre parcel of land located east of the Sunnyview Exposition Center, identified as Parcel
40 Number 018-0282.
41

2 **RESOLUTION: Support the National Association of Counties' (NACo) Project: "The**
3 **National Collaborative for Infants and Toddlers Resolution to Promote**
4 **Investments in Young Children and Families from Prenatal to Age Three"**

5
6
7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8 **WHEREAS**, Counties routinely provide an array of programs and services to an estimated 16 million children
9 ages birth to 3 in the United States, and in 2016 about 35 percent of counties had more than a quarter of all children
10 living in poverty; and

11 **WHEREAS**, the most rapid period of brain development occurs within the first years of life with the brain
12 developing faster from birth to age 3 than at any later period in life, building the foundation for all future learning,
13 behavior, and health; when toddlers receive what their growing brains need, they become healthy children who are
14 confident, empathetic, and ready for school and life; programs and policies that support healthy development from
15 birth to age 3 result in better social, economic, and health outcomes and build a more productive workforce that
16 strengthens our economy now and in the future; and

17 **WHEREAS**, parents are a child's most important caregivers and play the lead role in their child's healthy
18 development; at the same time, communities and governments can effectively provide families with an array of
19 comprehensive support at a critical time; and

20 **WHEREAS**, programs and policies should start early to ensure healthy beginnings at birth, support families
21 with infants and toddlers, and make high-quality child care and learning environments more accessible and
22 affordable to all; and

23 **WHEREAS**, high-quality child care is often unavailable or unaffordable for parents who need assistance and
24 many families are not connected to networks or early childhood supports that can offer guidance and confidence to
25 navigate the earliest months and years of their children's lives; and

26 **WHEREAS**, Winnebago County takes pride in its responsibility to protect and enhance the health, welfare,
27 and safety of residents in cost-effective ways, especially for the number of children under the age of 3 in this area;
28 and

29 **WHEREAS**, research shows that when investment is made in the first 3 years of a child's life, the returns for
30 the community are the highest, and the need for more expensive interventions later is reduced; and

31 **WHEREAS**, research shows that high-quality early childhood development programs can deliver an annual
32 return of up to 13 percent per child on upfront costs through better outcomes in education, health, employment, and
33 social behavior, and economists attribute local economic growth and prosperity to high-quality early child care
34 programs; and

35 **WHEREAS**, the National Association of Counties (NACo) and other national organizations joined the
36 National Collaborative for Infants and Toddlers (NCIT), a project of the Pritzker Children's Initiative (PCI), in a
37 groundbreaking partnership to work with communities and states across the country to focus on early childhood
38 development for young children from birth to age 3.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the Call to Action to prioritize and invest in prenatal-to-age 3 efforts that promote a healthy start at birth; to support families with infants and toddlers, to support high quality care and learning environments; and to utilize the resources available through National Association of Counties and the National Collaborative for Infants and Toddlers to:

- Be a champion for change by prioritizing and investing in high-quality infant-toddler care so children, families, and communities can thrive;
- Designate an early childhood leader with authority to coordinate and maximize county services to optimize child and family outcomes and leverage additional resources;
- Convene or draw on a diverse team of leaders, decision-makers, and community stakeholders committed to early childhood investments;
- Take an inventory of local programs and services for children and families;
- Create a plan with measurable outcomes to implement, shift, and enhance evidence-based approaches that promote a comprehensive and equitable continuum of care that begins before birth and spans into adulthood, with specific recommendations for children under age 3 and their families;
- Leverage local, state, and federal investments and explore innovative funding strategies and revenue streams to support early childhood programming; and
- Promote prenatal to age 3 policies, best practices, and cross coordination to improve child and family outcomes as well as service delivery and efficacy in governing through streamlined processes.

Respectfully submitted by:

HUMAN SERVICES BOARD

Committee Vote: **7-0**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this _____ day of _____, 2019.

Mark L Harris
Winnebago County Executive



Recent brain science shows that the most rapid period of brain development occurs within the first three years of life - developing faster from birth to age three than at any later period, building the foundation for all future learning, behavior and health. Although there are opportunities to intervene later, there is a potential for large gains if investments in quality programs and services are made early.

Counties play pivotal role in the development of their youngest residents, often working in coordination with community partners to deliver equitable, comprehensive, and complex programming that, together, are critical to the success of young children, families and communities. These programs and services:

- **Ensure children have a healthy start in life** providing access to prenatal care, immunizations, developmental and behavioral health screenings and consultation, and early intervention services);
- **Support families** through child welfare and court models, parent education classes, home visiting, and federally mandated programs like WIC, CHIP and Medicaid; and
- **Provide access to affordable, high-quality child care and early learning** through Early Head Start, child care subsidies, and professional development and training opportunities for caregivers.

Counties are not only responsible for service delivery, but many times are also the catalyst for national, state and local systems change - coordinating intake and referral to a continuum of supports; building data systems that allow agencies to share information and measure progress; coordinating planning and financing to target resources most in need; fostering community and political will to enhance support for investing in infants and toddlers; and creating continuous quality improvement processes to sustain improvements.

This resolution (or proclamation) is an opportunity to demonstrate your county's leadership and commitment to strengthening services, programs, policies and systems vital to the success of all infants and toddlers. Please join the National Collaborative for Infants and Toddlers (NCIT) and National Association of Counties (NACo) in this national effort to ensure families have the support they need to give their infants and toddlers the foundation for a strong start in life by passing this resolution today.

Once your county has passed a resolution, please forward a signed copy to NACo to gain access to additional resources that help to facilitate action for infants and toddlers in your community.

For more information on this effort, please contact:

Tracy Steffek, Program Manager for Human Services, at tsteffek@naco.org
Rashida Brown, Associate Program Director for Human Services, at rbrown@naco.org.

RESOLUTION: Ratify 2019-2020 Agreement with the Winnebago County Deputies Association and Authorize a Transfer of \$73,584 from the Contingency Reserve Account to the Sheriff Department's Salaries and Fringe Accounts for the Increase Reflected in the Agreement

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, a tentative agreement has been reached for a new collective bargaining agreement between Winnebago County and the Winnebago County Deputies Association covering calendar years 2019 and 2020; and

WHEREAS, the tentative agreement has been ratified by the membership of the Winnebago County Deputies Association; and

WHEREAS, the terms of the tentative agreement, which is attached to this Resolution, are in the best interests of Winnebago County, and include the following changes, among others:

- Across-the-board wage increases of 2.25% effective January 1, 2019, and 2.25% effective January 1, 2020;
- Additional wage increases for Detectives only (8 positions) of approximately \$0.88 per hour;
- Slight improvements to the vacation benefit for new probationary employees, and greater access to existing holiday, vacation, sick leave, and funeral leave benefits during the probationary period; and
- Numerous changes in contract language regarding definition of the bargaining unit, grievance procedures, the work week, courthouse security scheduling, trading shifts, uniform allowance, law enforcement certifications, dues deductions, drug testing, promotional procedures, critical incidents, and maternity leave, which will generally provide more flexibility to management and result in a more efficient operation of the Sheriff's Office.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that it hereby ratifies the tentative agreement, and authorizes transfer of \$73,584 from the Contingency Reserve Account to the Sheriff Department's Salaries and Fringe Accounts for the increase reflected in the agreement.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute on behalf of Winnebago County a new collective bargaining agreement reflecting the changes identified in the tentative agreement and covering the period January 1, 2019, through December 31, 2020.

Fiscal Note: This will decrease the Contingency Reserve Account by \$73,584. Of that amount, \$60,211 is Wages and \$13,373 is Fringe Benefits. The Contingency Reserve Account balance is currently \$300,000.

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Committee Vote: **4-0**

Vote Required for Passage: **Two-Thirds of Membership**

Approved by the Winnebago County Executive this ____ day of _____, 2019.

Mark L Harris
Winnebago County Executive

TENTATIVE AGREEMENT
Between
WINNEBAGO COUNTY
and
THE WINNEBAGO COUNTY DEPUTIES' ASSOCIATION
for a Successor Collective Bargaining Agreement

March 11, 2019

Winnebago County and the Winnebago County Deputies' Association, through its representative, the Wisconsin Professional Police Association, Law Enforcement Employee Relations Division, agree, subject to ratification by both parties, that a successor collective bargaining agreement will consist of the terms of the Agreement Between Winnebago County and Winnebago County Deputies' Association for the years 2016 through 2018 but modified only as described below:

1. Revise the first paragraph of the Agreement as follows (additions being shown by underlining and deletions shown by strikeouts throughout this document):

THIS AGREEMENT, made and entered into by and between WINNEBAGO COUNTY, hereinafter referred to as the "Employer" or the "County," and the Winnebago County Deputies' Association ~~LABOR ASSOCIATION OF WISCONSIN, INC.~~, hereinafter referred to as the "Association," ~~for and on behalf of its affiliate local and the Winnebago County Deputies' Association~~ by and through its representative, the Wisconsin Professional Police Association Law Enforcement Employee Relations Division (hereinafter referred to as "WPPA-LEER").

2. ARTICLE 1 RECOGNITION AND UNIT OF REPRESENTATION

Delete the first paragraph of this article and replace it with the following:

The County hereby recognizes the WPPA-LEER as the sole and exclusive bargaining agent with respect to hours, wages, and other conditions of employment for all public safety employees (as that term is defined by the Wisconsin Statutes) of the Winnebago County Sheriff's Office, excluding the Sheriff, Chief Deputy, Captains, Lieutenants, and the Crime Analyst (one position only).

3. ARTICLE 4 PROBATIONARY EMPLOYEES

Revise the second paragraph of this article as shown below:

All probationary employees shall receive sick leave, holiday, and vacation benefits as specified for probationary employees in Articles 12, 14, and 15 ~~eight (8) hours' pay for each holiday as it occurs. Upon~~

~~completion of 993 hours of service, probationary employees shall be eligible to use paid sick leave accrued since the date of hire. Upon completion of 1,986 hours of service, employees shall be eligible to use paid vacations accrued between their date of hire and December 31 of their year of hire.~~

4. ARTICLE 5 GRIEVANCE PROCEDURE

Revise the fourth through ninth paragraphs as follows:

The Chief Deputy, or his designee, shall respond orally within ~~ten~~five (105) workdays (holidays and weekends not to be construed as workdays) after presentation of the grievance.

Step 2. If the grievance is not settled at Step 1, it shall be presented in writing to the Director of Human Resources within ~~ten~~five (105) workdays (holidays and weekends not to be construed as workdays) after the presentation of the Step 1 response of the Chief Deputy or his designee. If the grievance is not presented within the specified time period, it shall be deemed abandoned and shall not, thereafter, form the basis of a grievance between the parties hereto.

The Director of Human Resources shall render a written response within ~~ten~~five (105) workdays (holidays and weekends not to be construed as workdays) after presentation of the grievance in writing.

Step 3. If the grievance is not settled at Step 2, the Association shall present a written notice of intent to arbitrate to the Director of Human Resources within ten (10) workdays (holidays and weekends not to be construed as workdays) after the issuance of the Director of Human Resources written response at Step 2.

If such notice is not presented within the specified time period, the grievance shall be waived and abandoned and shall not, thereafter, form the basis of a grievance between the parties hereto.

Upon receipt of the notice of intent to arbitrate, the parties shall arrange, by mutual agreement, to select an arbitrator to hear the grievance. In the event that an arbitrator cannot be selected by mutual agreement the following selection procedure shall apply: Prior to filing for arbitration, the parties shall ~~each select three arbitrators from the WERC staff. From those six arbitrators, five names will be drawn. The parties shall then proceed to alternately strike from the panel until an arbitrator is selected.~~request that the WERC provide a list of three available arbitrators. The parties will then each strike one available arbitrator, and

the remaining arbitrator will hear the grievance. The striking order shall be determined by a coin toss.

5. ARTICLE 7 WORK WEEK

Revise by adding language to the first section of the current Article 7, as follows:

Temporary variations in work starting and ending times, or in duty assignments, may be made if freely agreed to by the affected employee and by management, acting in its discretion.

Further revise, in accordance with a Side Letter of Agreement dated May 23, 2017, by adding language to the currently existing third paragraph of this Article as follows:

The person(s) assigned as Courthouse Security Officer shall work a 5-2 schedule Monday through Friday with a one-half hour paid lunch period. The person(s) assigned as Courthouse Security Officers working a 5-2 schedule Monday through Friday may be adjusted as needed by up to two hours in either directions from the starting and ending times.

The current hours of the Courthouse Security Officers are:

7:00 a.m. – 3:00 p.m.

8:00 a.m. – 4:00 p.m.

9:00 a.m. – 5:00 p.m.

Further revise the first sentence of the second paragraph under the heading “Switching Shifts/Duty Days” as follows:

A maximum of ~~tensix~~ (106) trades may be initiated per calendar year per employee.

6. ARTICLE 12 SICK LEAVE WITH PAY

Revise by adding the following language after the first paragraph:

Officers in their initial probationary period shall receive a prorated amount of sick leave, based on the number of full months remaining in the calendar year, on the first of the month following 30 calendar days of employment, and may use sick leave according to the same rules as officers who have completed probation. Paid sick leave received under this paragraph will not be considered earned until probation is completed, and if an officer leaves County employment before completing probation, any used paid sick leave will be deducted from the final pay.

7. ARTICLE 14 HOLIDAYS

Revise the fifth paragraph of this Article as follows:

Officers in their initial probationary period as part of the bargaining unit shall receive eight hours of holiday time on the first of the month following 30 calendar days of employment, and the first of each month thereafter until completion of their initial probationary period~~eight (8) hours' pay rather than time off for each holiday as it occurs.~~ Upon completion of their initial probationary period, Officers will receive eight hours of holiday time for each month remaining in the calendar year~~their accrued, unused paid holiday time for the remaining calendar year.~~ Thereafter, they shall receive their accrued paid holiday hours on January 1st.

8. ARTICLE 15 VACATIONS

Revise by adding the following paragraph after the current fourth paragraph of the Article (the vacation schedule):

In addition, officers in their initial probationary period shall receive four hours of vacation time on the first of the month following 30 calendar days of employment, and the first of each month thereafter through December 1 of the calendar year during which they began employment. The vacation time granted by this paragraph will not be considered earned until probation is completed, and if an officer leaves County employment before completing probation, any used vacation will be deducted from the final pay.

9. ARTICLE 16 FUNERAL LEAVE

Revise by deleting all of the current language of this Article and replacing with the following:

An employee is eligible for three consecutive working days of funeral leave to plan and attend the funeral of a member of the employee's immediate family, and one working day of funeral leave to plan and attend the funeral of a member of the employee's extended family.

Funeral leave must be used during the period starting on the day of death through the seventh calendar day after the day of the funeral. An employee may not use funeral leave during a vacation, period of sick leave, or other leave of absence if the vacation or leave was approved before the death occurred.

Members of the employee's immediate family for purposes of funeral leave are the employee's current spouse, child, parent, current stepchild,

brother, sister, current mother-in-law, current father-in-law, and current step-parent.

Members of the employee's extended family for purposes of funeral leave are the employee's grandparent, grandchild, aunt, uncle, niece, nephew, the spouse of the employee's sister or brother, the sister or brother of the employee's spouse, current son-in-law, and current daughter-in-law.

10. ARTICLE 17 UNIFORM ALLOWANCE

Revise by deleting language as follows:

~~———— All employees who are required to wear a uniform in the performance of their duties shall be eligible for an annual uniform allowance in the amount of six hundred dollars (\$600.00) for the purpose of purchasing approved uniform items and for any related shipping and handling charges. Employees shall be solely responsible for placing orders and for handling returns and exchanges. Allowance monies shall be payable in the first pay period in January of each year. In the event an employee resigns or is terminated during the year that employee shall have a deduction made on their final payroll check for their unused uniform allowance on a pro rata basis. The calculation will be: Current annual uniform allowance — [(current annual uniform allowance / 12 months) * number of months worked in the calendar year] = deduction on final paycheck.~~

~~Employees hired during the year shall be immediately eligible for the full annual uniform allowance but their allowance for the succeeding year shall be reduced by fifty dollars (\$50.00) per month for each full month not worked in the calendar year of hire. Effective January 1, 2017, the \$600.00 annual uniform allowance shall be reduced to \$0.30 per hour and shall be added to the base wages before the annual increase.~~

~~Employees, who move into Patrol or the Detective Division, shall receive an additional \$250.00 allowance only once in a floating 12-month period. The Personnel Action Form is the controlling document for the start of the 12-month period. New employees terminating during their probationary period are required to turn in to the Department all uniform items in their possession that would serve to identify them as members of the Department.~~

~~Effective January 1, 2017, a~~All newly hired employees who are required to wear a uniform in the performance of their duties shall be eligible for a one-time uniform allowance in the amount of six hundred dollars (\$600.00) for the purpose of purchasing approved uniform items and for any related shipping and handling charges. Employees shall be

solely responsible for placing orders and for handling returns and exchanges. Allowance monies shall be payable in the first pay period of employment. In the event an employee resigns or is terminated during the year that employee shall have a deduction made on their final payroll check for their unused uniform allowance on a pro rata basis. The calculation will be: Current initial uniform allowance – [(current initial uniform allowance / 12 months) * number of months worked in the calendar year] = deduction on final paycheck. New employees terminating during their probationary period are required to turn in to the Department all uniform items in their possession that would serve to identify them as members of the Department.

In addition, the County shall replace or repair, at its option, uniforms and items of personal property and equipment damaged in the course of duty when replacement costs are not recovered through court-ordered restitution. It is agreed that any repair or replacement of uniform items will only be provided for uniform items that have not been exposed to extensive wear. For purposes of this Article, the uniform must be damaged to the extent that it does not meet Department standards. Employees are responsible for acquiring and maintaining uniforms and related items in accordance with the Department policy.

If an employee's glasses are damaged in the line of duty the Employer will compensate the employee for the loss or repair; and seek remuneration through the courts.

11. ARTICLE 18 COMPENSATION PLAN

Revise the second paragraph of this Article as follows:

Newly hired officers shall be required to ~~become certified law enforcement officers~~ maintain state certification as a law enforcement or jail officer as a condition of continued employment. Assignment to the recruit training programs for all officers shall be at the discretion of Management.

12. ARTICLE 22 DUES DEDUCTION

Revise by deleting the current Article 22 in its entirety and replacing it with the following language:

ARTICLE 28
DUES DEDUCTIONS

A. The Employer agrees to deduct monthly dues in the amount certified by the WPPA-LEER from the pay of employees who individually

sign a dues deduction authorization form supplied by the WPPA-LEER affirmatively consenting to the deduction of dues from the employee's paycheck, including any local Association dues which the employee has authorized to be deducted in conjunction with the WPPA-LEER dues.

B. It shall be the WPPA-LEER's responsibility to obtain dues authorization forms from new employees and provide them to the Employer. Dues deductions will be made on the second payroll of each month. Dues deduction forms must be received by the Human Resources Department at least ten calendar days before the payroll when deductions are taken.

C. The Employer shall notify the WPPA-LEER of all new hires within 10 days of their start date.

D. The Employer shall deduct the combined dues amount each month for each employee requesting such deduction and shall remit the total of such deductions, with a list of employees from whom such sums have been deducted, to the WPPA-LEER, or the local Association if applicable, in one lump sum no later than the 15th of the month following the month during which the dues were deducted. Any changes in the amounts of dues to be deducted must be received by the Human Resources Department by the first day of the month in which the deductions will be taken.

E. Authorization of dues deduction by a voluntary member may be revoked upon notice in writing to the Employer, WPPA-LEER, or to the local Association.

F. No employee shall be required to join the Association, but membership in the Association shall be made available to all employees in the bargaining unit who apply consistently with either the WPPA or local Association's constitution and by-laws. No employee shall be denied membership because of race, creed, color, sex, or other legally protected class status.

G. It is expressly understood and agreed that WPPA-LEER will refund to the Employer or the employee involved any dues erroneously deducted by the employer and paid to WPPA-LEER or the local Association. WPPA-LEER shall indemnify and hold the Employer harmless against any and all claims, demands, suits, order, judgments, or any other forms of liability against Employer which may arise out of Employer's compliance with this Article.

13. ARTICLE 36 DRUG TESTING

Revise by deleting all of the currently existing language in this Article, and replacing with the following language:

Officers may be subject to drug and alcohol testing under Winnebago County Human Resources Policy 7.04. Additionally, officers will be tested as part of all promotional procedures and transfers from one division to another. Officers may also be subjected to testing after any use of deadly force or motor vehicle accident.

On a yearly basis, random drug testing will be conducted on up to five officers. The random selection pool will include all officers (this includes the Emergency Response Unit and the Multi-Jurisdictional Group/Drug Unit). The random selection of the names of five officers will be drawn by the president or selected designee of the bargaining unit and a representative from management.

14. ARTICLE 39 NEGOTIATIONS

Revise the dates to reflect a two-year Agreement covering the period from January 1, 2019 through December 31, 2020.

15. APPENDIX A PROMOTIONAL PROCEDURE

Revise as follows:

Persons selected for placement into any rank above that of Police Officer/Corrections Officer shall be selected from a list of the three candidates who score highest in the competitive written examination for named ranks administered by the State of Wisconsin or appropriate alternate source. This written exam shall be appropriate to the position. (In the event that tie scores in the competitive exam result in more than three finalists, the number of finalists shall be increased to include all finalists having the same score as the third highest finalist.)

In order to be eligible to write the competitive exams for promotion, candidates must meet or exceed the following minimum length of service requirements for the respective ranks at the time of examination:

1. Corporal Exam - 12 years of service in the department.
2. Detective Exam - 3.5 years of service in the department and a minimum of 12 years in patrol.
3. Sergeant Exam - 35 years of service in the Department.

~~—In addition to meeting the length of service requirements, actual promotion shall be contingent upon the candidate's meeting or exceeding the following minimum time-in-grade requirements for the respective ranks:~~

- ~~1. Corporal - 2 years' experience in the Corrections Division.~~
- ~~2. Sergeant — 1 year experience in the division in which the vacancy exists. (This provision does not apply to positions within the Support Services Division).~~

Upon completion of the examination process, the results shall be posted by ~~Social Security~~ individual employee identification number, and the Association shall be provided with a copy. The results shall remain valid for a period not to exceed two years. In the event that the list of eligibles contains less than the names of three individuals having passing scores, a new test shall be conducted and a new list prepared.

Once a vacancy occurs, the names of the top three candidates for promotion shall be presented to the Sheriff. In the event that the first person selected turns down the offer of promotion, the Sheriff shall be given a new list of three names excluding the name of the individual who turned down the offer of promotion. In the event of vacancies in more than one rank, the vacancy in the highest rank shall be filled first.

16. REORGANIZATION OF ARTICLES AND SECTIONS THROUGHOUT

The language of the agreement will be reorganized by dividing Article 7 into several different Articles, by renumbering all Articles, and by dividing Articles into sections and assigning section numbers thereto.

17. ARTICLE 31 DEATH OR INJURIES CAUSED BY THE USE OF DEADLY FORCE

Revise by deleting all of the current language of this Article and replacing it with the following language:

ARTICLE 37 OFFICER-INVOLVED CRITICAL INCIDENT

Wisconsin Statutes section 175.47 requires that, in the event of the death of an individual as the result of an action or inaction by a law enforcement officer, the ensuing investigation must be conducted by an investigative team from an independent agency. This will be done in accordance with Winnebago Policy—"Officer Involved Death or Critical Incident", policy number 6.5.

18. ARTICLE 27 MATERNITY LEAVE

Revise by adding the following section at the end of the language of the current Article 27:

There are times when the employee may have medical restrictions that prevent full-time duty in their assigned position but allow for light duty work, then the Sheriff in his/her discretion may assign the light duty to that employee, provided there is no job related medical restricted employee who qualifies for light duty. If there are more non-job-related medical restricted employees available for light duty work than work available, the Sheriff shall assign the work to the employee who first requested it off in writing. Employees regardless of the rate of pay for the light duty position they are placed in shall receive their normal rate of pay.

19. APPENDIX B COMPENSATION PLAN 2019-2020

Revise to reflect increases of 2.25% in pay rates for all positions effective 1/1/2019 and an additional 2.25% effective 1/1/2020.

20. APPENDIX B COMPENSATION PLAN 2019-2020

Revise the compensation table by eliminating the position of Detective Sergeant and by placing each position (Sergeant, Detective, Corporal, Police Officer, and Corrections Officer) in its own row in the table.

21. APPENDIX B COMPENSATION PLAN 2019-2020

Revise the pay rate for Detective, effective 1/1/2020, so that it is equal to the pay rate for Sergeant effective 1/1/2020.

2 **RESOLUTION: Amend the Table of Organization for the Winnebago County Human**
3 **Services Department to Convert One Case Aide Position to a Social Work**
4 **Specialist Position**

6
7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8 **WHEREAS**, when telephone calls reporting possible child abuse or neglect are received by the Department
9 of Human Services, the calls are handled by a team of three Access/Initial Assessment employees, currently
10 consisting of two Case Aide positions and one Social Worker Specialist position with the Department of Human
11 Services; and

12 **WHEREAS**, experience has shown that such calls can be managed more efficiently and with better
13 outcomes for the public if the calls are handled by a more highly-trained Social Work Specialist rather than by a Case
14 Aide who must transcribe the reported information and pass it on to a Social Work Specialist for assessment; and

15 **WHEREAS**, one of the Case Aide positions in the Access/Initial Assessment unit will soon become vacant,
16 due to an employee resignation; and

17 **WHEREAS**, the Human Services Department wishes to replace the vacant Case Aide position with a Social
18 Work Specialist position.

19
20 **NOW, THEREFORE, BE IT RESOLVED**, by the Winnebago County Board of Supervisors that it hereby
21 approves amending the Table of Organization for the Winnebago County Human Services Department, Child
22 Welfare Services Division, by deleting one full-time Case Aide position and adding one full-time Social Work
23 Specialist position.

24 **Fiscal Note:** The new position is in a higher pay grade (23) than the position being deleted (18), resulting in
25 additional costs of approximately \$13,572 in wages and \$5,022 in related fringe benefits per year, for a
26 total of \$18,594 per year. This amount can be absorbed in the existing 2019 Budget and no budget
27 transfer is necessary.

28
29 Respectfully submitted by:

30 **PERSONNEL AND FINANCE COMMITTEE**

31 Committee Vote: **4-0**

32 Vote Required for Passage: **Two-Thirds of Membership**

33
34 Approved by the Winnebago County Executive this ____ day of _____, 2019.

35
36 _____
37 Mark L Harris
38 Winnebago County Executive

2 **RESOLUTION: Amend the Table of Organization for the Winnebago County Public**
3 **Health Department to Convert One Public Health Nurse Position with a**
4 **Community Health Strategist Position**

5
6
7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8 **WHEREAS**, there is currently a vacancy for one full-time Public Health Nurse position; and

9 **WHEREAS**, the evolving demands on the Public Health Department can be better met by refilling this
10 position with a Community Health Strategist rather than with a Public Health Nurse; and

11 **WHEREAS**, the Public Health Nurse position is in Grade 24 of the Winnebago County Compensation
12 Schedule, while the community Health Strategist position is in Grade 22, so that replacing one Public Health Nurse
13 position with a Community Health Strategist position will produce a modest savings to Winnebago County, and will
14 not require any transfer of funds for the 2019 Budget.

15
16 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
17 approves amending the Table of Organization for the Winnebago County Public Health Department , effective
18 immediately, by deleting one full-time Public Health Nurse position and adding one full-time Community Health
19 Strategist position.

20 **Fiscal Note:** Based on the minimum salary for the positions involved, the change should produce an annual savings
21 to Winnebago County of approximately \$6,328 in wages and \$1,076 in related fringe benefits, for a
22 total of \$7,404. No budget transfer for 2019 will be necessary.

23
24
25 Respectfully submitted by:

26 **PERSONNEL AND FINANCE COMMITTEE**

27 Committee Vote: **4-0**

28 Vote Required for Passage: **Two-Thirds of Membership**

29
30 Approved by the Winnebago County Executive this ____ day of _____, 2019.

31
32
33 _____
34 Mark L Harris
Winnebago County Executive

136-042019

**ORDINANCE: Rescind Section 3.14 of the General Code of Winnebago County:
Domestic Partnership Fees**

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, in 2017 the Wisconsin State Legislature enacted Wisconsin Act 59 which created §770.07(3), Wis Stats, which reads as follow: "No county clerk may issue a declaration of domestic partnership to individuals who apply after April 1, 2018; and

WHEREAS, this law went into effect on September 21, 2017; and

WHEREAS, as a result of 2017 Wisconsin Act 59, Wisconsin county clerks were directed by the State of Wisconsin to discontinue accepting applications for Domestic Partnerships at the end of the day on March 31, 2018; and

WHEREAS, Section 3.14 of the General Code of Winnebago County, which took effect on July 1, 2016, pertains to Domestic Partnership Fees; and

WHEREAS, your undersigned Committee recommends to the Winnebago County Board of Supervisors that Section 3.14 of the General Code of Winnebago County be rescinded in its entirety due to 2017 Wisconsin Act 59.

NOW, THEREFORE, BE IT ORDAINED by the Winnebago County Board of Supervisors that it hereby rescinds Section 3.14 of the General Code of Winnebago County.

BE IT FURTHER ORDAINED that said rescission shall become effective on the date following publication of this Ordinance.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Committee Vote: **5-0**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this _____ day of _____, 2019.

Mark L Harris
Winnebago County Executive