

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, MARCH 19, 2013**

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

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

The following Supervisors were present: Konetzke, Barker, Englebert, Eisen, Ramos, Miller, Roh, Smith, Widener, Hamblin, Albrecht, Gabert, Tews, Thompson, Olson, Hardy, Wingren, Lautenschlager, Norton, Warnke, Singstock, Neubauer, Turner, Locke, Hegg, Finch, Farrey, Rasmussen, Brennand, Egan, Ellis, Snider and Kriescher. Excused: Reynolds and Robl. (There is a vacancy in District 29.)

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

PUBLIC HEARING

The following people spoke in support of Resolution No. 186-32013, "Authorize a Capital Project to Rehabilitate the Community Park Tennis Courts at a Cost of \$186,000 and Authorize that the Funding be Included in the 2013 Bond Issue":

- John Dorsey, 3980 Sharratt Drive, Oshkosh
- Steve Scheuermann, 5226 Loyola Court, Omro
- Everett McKeown, 2858 Ruschfield Drive, Oshkosh

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Kristi Kaczrouske for damage to her vehicle caused when she hit a pot hole on US Highway 41 was referred to the Personnel & Finance Committee.

Town of Neenah's Resolution 2013-02, "Resolution Respecting Adoption of Winnebago County Zoning Ordinance" was filed with the County Clerk on February 28, 2013.

Town of Omro's Resolution #01-2013, "Resolution - Adoption of Chapter 23, Winnebago County Zoning Ordinance" was filed with the County Clerk on March 6, 2013.

Outagamie County submitted the following resolutions:

- No. 120-2012-13 – regarding Sec. 968.255, Wis. Statutes and strip searches – referred to Legislative Committee and the Judiciary & Public Safety Committee
- No. 122-2012-13 – which opposes any proposal that would allow the state's legislature to "dictate the amount of local property tax dollars" a county can spend on a specific county department– referred to Legislative Committee
- No. 127-2012-13 – supports legislation that would allow off-duty officers to carry a firearm on school grounds and certain posted private properties– referred to Legislative Committee and the Judiciary & Public Safety Committee
- No. 128-2012-13 – supports extending the time for a county to seek reimbursement for certain expenses related to county inmates from 12 to 24 months– referred to Legislative Committee and the Judiciary & Public Safety Committee

Petition for Zoning Amendment from Richard L. Gabert and Thomas N. Rusch, Town of Oshkosh, for a zoning change for tax parcel nos. 018-0292-02, 018-0293 and 018-0294-03 from A-2 to B-3 for commercial development was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Dennis and Sandra Ferguson, Town of Oshkosh, for a zoning change for tax parcel no. 018-0313-01(p) from A-2 to R-1 for a single-family residence was referred to the Planning & Zoning Committee.

Motion by Supervisor Konetzke and seconded to approve the proceedings from the February 26, 2013 board meeting. CARRIED BY VOICE VOTE. (Supervisor Farrey abstained.)

COUNTY EXECUTIVE'S REPORT

Executive Harris expressed his support of Resolution No. 159-22013, "Authorize Wittman Regional Airport to Purchase an Oshkosh® Runway Snow Blower at a Cost of \$710,000 to be Funded by Airport Unrestricted Fund Balance of \$710,000". He explained that additional revenue being brought in by storing Oshkosh Corporation vehicles on the grounds at Wittman Regional Airport has allowed the county to purchase needed equipment for the airport.

Executive Harris also expressed support of Resolution No. 186-32013, "Authorize a Capital Project to Rehabilitate the Community Park Tennis Courts at a Cost of \$186,000 and Authorize that the Funding be Included in

the 2013 Bond Issue.” He explained that these tennis courts have not been usable since before 2005. If the Board does not support rehabilitating the tennis courts, Executive Harris stated that he hopes that they will amend the resolution to provide funding to turn the courts back into green space.

COUNTY EXECUTIVE’S APPOINTMENTS

Winnebago County Housing Authority

Executive Harris asked for approval of his appointment of Rebecca Hackett, 1618 Sheridan Street, Oshkosh to the Winnebago County Housing Authority. This is a five-year term that will expire on April 17, 2018. Motion by Supervisor Norton and seconded to approve. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN’S REPORT

Chairman Albrecht reported that Supervisor Robl is home from the hospital and should be back at the Board meetings soon.

COUNTY BOARD CHAIRMAN’S APPOINTMENTS

Planning & Zoning Committee

Chairman Albrecht asked for approval of his appointment of Supervisor Maribeth Gabert to the Planning & Zoning Committee. Supervisor Gabert will replace Joanne Sievert who has resigned from the Board. Motion by Supervisor Ellis and seconded to approve. CARRIED BY VOICE VOTE.

Facilities & Property Management Committee

Chairman Albrecht asked for approval of his appointment of Supervisor Bill Roh to the Facilities & Property Management Committee. Supervisor Roh will replace Joanne Sievert who has resigned from the Board. Motion by Supervisor Wingren and seconded to approve. Ayes: 32. Nays: 1 – Norton. Excused: 2 – Reynolds and Robl. CARRIED.

UW-FOX VALLEY PRESENTATION

Dr. Martin Rudd, UW-Fox Valley Dean, introduced himself to the Board and thanked them for the opportunity to speak to them at tonight’s meeting. Dr. Rudd became the Campus Executive Officer and the Dean in January, 2012. He also introduced James Eagon, Assistant Campus Dean for Administration and Finance.

Dr. Rudd updated the Board on the University Drive building that houses the UW-Fox Valley/UW-Platteville Collaborative Engineering Program. The program has been running since 2003 and there are approximately 60 people working in the Fox Valley that obtained their Bachelor of Mechanical or Bachelor of Electrical degree from this program. The building on University Drive that houses this program was renovated and a special ceremony to reopen the building was held in September 2012.

Dr. Rudd discussed and explained three of the university’s efforts in sustainability:

- The Green Roof project – 480 square feet of the Communication Art Center has been converted to a garden.
- Hoop House – this structure will extend the growing season for some of the fruits and vegetables that are grown on the campus and distributed to area food pantries.
- UW-Fox Valley has been recognized as a Tree Campus USA facility. They received this recognition from the Arbor Foundation because of UW-Fox Valley’s efforts to preserve and maintain the tree specimens on their campus.

Dr. Rudd discussed the following UW-Fox Valley projects:

- Boiler Replacement – There are three boilers on the campus that are in need of replacement. They were installed in 1959 and require regular maintenance. Dr. Rudd explained that they would like to replace these boilers. The cost will be approximately \$480,000. Outagamie County has already approved paying their half of the cost of this project--\$240,000.
- Asphalt replacement and repair is needed in various areas of the parking lots and the loop road at the campus. The Winnebago County Highway Department will make these repairs at an approximate cost of \$276,000. Outagamie County has approved their half of the cost of this project--\$138,000.
- Energy conservation measures – Because the State of Wisconsin pays the utility bills at UW-Fox Valley, they will fund energy conservation measures that have an acceptable payback period where savings on energy costs exceed the initial cost of the investment. Dr. Rudd explained that there will be no cost to Outagamie and Winnebago Counties, but their approval is needed to move ahead with these projects. They are looking for state funding that will replace old, outdated equipment. These include outdoor lighting, plumbing, building

envelope remediation, air handling and energy management control systems. The total cost of this project is approximately \$1.5 Million, with a payback period of just under sixteen years.

Dr. Rudd then took questions from the Board.

URBAN FORESTRY COUNCIL AWARD

Jeff Troy of the Wisconsin Urban Forestry Council began the presentation by describing the makeup and purpose of this council. He stated that the council is made up of volunteers appointed by the Secretary of the Department of Natural Resources for a term of three years. The council “serves as a statewide voice for critical issues impacting urban community forests.” Mr. Troy stated that most of the representatives on the council come from green industry organizations, state agencies, municipal arborists and non-profit organizations.

Shirley Brabender-Mattox explained that the award being presented tonight to Kimberly Miller and Nick Schneider of the county’s UW-Extension Department, is the Partnership Award. They are receiving this award because of their work to establish a partnership with Brown, Outagamie and Winnebago Counties to hold tree care workshops that the DNR had discontinued. Ms. Brabender-Mattox explained that for the past 15 years, these DNR workshops sometimes provided the only training municipal and commercial employees could get at a reasonable cost. Because of the need for these workshops, Ms. Miller and Mr. Schneider worked with the Brown, Outagamie and Winnebago Counties’ UW Extension Departments to co-sponsor the tree care workshops in this area. In September 2012, workshops were held in the three counties with 168 people attending from 24 different counties. Because of this partnership, the workshops have reached a brand new audience and the responses from participants are very positive.

Mr. Troy then presented the Partnership Award Plaque to Ms. Miller and Mr. Schneider. The Board recognized them with a round of applause.

WINNEBAGO CONFLICT RESOLUTION CENTER (WCRC), INC.

Michael Rust, Executive Director of the Winnebago Conflict Resolution Center, Inc., introduced himself to the Board and described his background and training.

The WCRC has approximately 50 volunteer mediators. They mediate court-referred cases and privately engaged disputes. The WCRC is the administrator for an eight-county region that is made up of Calumet, Manitowoc, Fond du Lac, Marquette, Outagamie, Waupaca, Waushara and Winnebago.

Mr. Rust explained that they also provide training on conflict resolution, communication, management and leadership to area businesses and organizations.

Mr. Rust stated that in 2012, they performed 450 mediations with a 93% mediation rate. In January 2013, they have already handled 45 cases.

Mr. Rust informed the Board about the WCRC’s upcoming training session that will be held June 17-21 at the James P. Coughlin Center. He encouraged the supervisors and others to attend this session.

Mr. Rust then took questions from the Board.

WINNEBAGO COUNTY HIGHWAY COMMISSIONER’S REPORT

Ernie Winters, Winnebago County Highway Commissioner, presented information to the Board on the CTH I Mill and Resurfacing Project and the CTH FF Mill and Resurfacing Project:

- CTH I – this project runs from CTH N south to CTH Z, a distance of approximately 3 miles. Traffic volume on this road is approximately 1,800 vehicles per day. The project will consist of milling off approximately 4 inches of asphalt and repaving it. The shoulder will also be paved. The cost of the project is estimated to be \$1,500,000.
- CTH FF – this project runs from STH 44 south to the county line, a distance of approximately 5.5 miles. Traffic volume on this road is between 350 and 500 vehicles per day. The project will consist of milling off approximately 4 inches of asphalt and repaving it. There may be some areas along CTH FF where there is enough room to pave the shoulder. That will be determined later. The cost of the project is estimated to be \$1,750,000.

Mr. Winters then took questions from the Board.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Gary Zahringer, Martenson & Eisele, Inc.; and property owner, George Sturm, Town of Clayton, for a zoning change to P-1 for tax parcel nos. 006-0876-01(p) and 006-0877-04. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-01-13. A requested zoning change from A-2 to P-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: 03/28/2013)

COMMITTEE REPORTS

Supervisor Brennand reported that there will not be a Legislative Committee meeting in March. The next meeting will be on Monday, April 22.

Supervisor Hegg apologized to the Board and Jeff Sturgell, Town of Menasha Administrator, for his mistake last month when he stated that the Town of Menasha purchased a parcel of land for \$80,000. Supervisor Hegg explained that someone else purchased that parcel of land.

Supervisor Hegg then quoted from a Post Crescent article about a drag show that was held at UW-Fox Valley.

Supervisor Roh shared an email he received from a member of the public commending Carol Salvinski and Candace Zeinert of the Winnebago County Zoning Department for the excellent service they provided.

Supervisor Hamblin, Chairman of the Facilities and Property Management Committee, stated that they are in a, "fact finding mode" in regards to the Tri-County Ice Arena. If anyone has any comments or suggestions, Supervisor Hamblin asked that they get them to him prior to their April 10 meeting.

RESOLUTIONS AND ORDINANCES

ORDINANCE NO. 141-12013: Create Section 5.08 of the General Code for Winnebago County: Disposal of Unclaimed Bodies

WHEREAS, Winnebago County has not officially established a policy regarding the disposition of unclaimed bodies; and

WHEREAS, the Winnebago County Coroner has identified a need for such a policy to be established by Ordinance; and

WHEREAS, § 979.09, Wis Stats, provides the county with the authority to establish such a policy.

NOW, THEREFORE, BE IT ORDAINED by the Winnebago County Board of Supervisors that Section 5.08 of the General Code for Winnebago County: Disposal of Unclaimed Bodies, be created to read as follows:

5.08 DISPOSAL OF UNCLAIMED BODIES

(1) AUTHORITY: This Ordinance is created pursuant to that authority provided under § 979.09, Wis Stats.

(2) DISPOSAL BY CREMATION:

(a) The Winnebago County Coroner shall cause the body of an unclaimed deceased person to be cremated upon his written authorization. Cremation of an unclaimed body shall occur no earlier than seven (7) days subsequent to the pronounced date of death of the deceased person.

(3) COSTS:

(a) The Winnebago County Coroner shall request the assistance of the Winnebago County Department of Human Services to determine the Medical Assistance eligibility of the deceased. Should the deceased individual be eligible for Medical Assistance, any Medical Assistance payments made on behalf of the deceased shall be used to offset cremation costs of the deceased individual's unclaimed body.

(b) Family members of deceased individuals who refuse to claim the deceased individual's body shall not have any input into the decision regarding the means of disposition of the unclaimed body. Winnebago County shall have no obligation to pay for visitation or other funeral arrangements relating to any deceased individual whose body remains unclaimed.

(c) Cremation costs shall not exceed \$500 unless otherwise authorized by the Personnel and Finance Committee of the Winnebago County Board of Supervisors.

(d) The Winnebago County Coroner, within his discretion, may dispose of an unclaimed body by burial or by other means when it is in the interests of law enforcement or Winnebago County.

(e) Nothing contained within this Ordinance shall prevent the Winnebago County Coroner or Winnebago County from filing a claim against the estate of the deceased, or using other legal means, to recover the costs of disposition of the deceased individual should it appear that assets are available within the estate of the deceased individual or otherwise to cover said disposition costs.

(4) EFFECTIVE DATE: This Ordinance shall take effect upon the date following the date of publication.

Submitted by:
JUDICIARY AND PUBLIC SAFETY COMMITTEE

WITHDRAWN by Supervisor Wingren.

RESOLUTION NO. 159-22013: Authorize Wittman Regional Airport to Purchase an Oshkosh® Runway Snow Blower at a Cost of \$710,000 to be Funded by Airport Unrestricted Fund Balance of \$710,000

WHEREAS, the runway blower currently operated by the Airport has aged beyond its economic useful life; and
WHEREAS, the original equipment manufacturer was absorbed by another manufacturer which no longer offers technical support for the vehicle; and

WHEREAS, continuing mechanical issues due to its age and unavailability of parts make it difficult to keep the snow blower vehicle in a full operational state which, at times, may result in up to four (4) weeks of vehicle downtime; and

WHEREAS, the current snow blower vehicle has been determined to have no trade-in value, but may have an estimated public auction value of \$10,000 to \$15,000; and

WHEREAS, a new snow blower vehicle will be more fuel efficient and provide greater operating efficiencies because of advanced technologies in manufacturing and blower design; and

WHEREAS, the new snow blower vehicle will share commonality of parts with the runway broom purchased in 2012, thereby, reducing the number of spare parts to be stocked.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$710,000 to the purchase of a new Oshkosh® Runway Snow Blower for Wittman Regional Airport.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said new snow blower vehicle shall come from the Undesignated Fund Balance of the Airport Enterprise Fund.

Submitted by:
AVIATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Warnke and seconded to adopt. Ayes: 26. Nays: 4 – Ramos, Miller, Hegg and Farrey. Abstain: 3 – Roh, Neubauer and Finch. Excused: 2 - Reynolds and Robl. CARRIED.

RESOLUTION NO. 175-32013: Commendation for Robert L. Lohry

WHEREAS, Robert L. Lohry has been employed with the Winnebago County Parks Department for the past thirty-three (33) years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Robert L. Lohry.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 176-32013: Commendation for Sandra R. Zemanek

WHEREAS, Sandra R. Zemanek has been employed with the Winnebago County Child Support Agency for the past twenty-two (22) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Sandra R. Zemanek 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 Sandra R. Zemanek 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 Sandra R. Zemanek.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motioned by Supervisor Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 177-32013: Disallow Claim of Secura Insurance Company on Behalf of the Neenah Joint School District and William Bauer, Sr.

WHEREAS, your Personnel and Finance Committee has had the claim of Secura Insurance Company on Behalf of the Neenah Joint School District and William Bauer Sr 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 Secura Insurance Company on Behalf of the Neenah Joint School District and William Bauer Sr, filed with the County Clerk on February 21, 2013, 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

Motioned by Supervisor Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 178-32013: Disallow Claim of Heather Drew

WHEREAS, your Personnel and Finance Committee has had the claim of Heather Drew 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 Heather Drew, filed with the County Clerk on February 25, 2013, 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

Motioned by Supervisor Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 179-32013: Disallow Claim of Bruce Kasuboski

WHEREAS, your Personnel and Finance Committee has had the claim of Bruce Kasuboski 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 Bruce Kasuboski, filed with the County Clerk on February 22, 2013, 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 Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 180-32013: Disallow Claim of American Family Insurance on Behalf of Fred Sonnenberg

WHEREAS, your Personnel and Finance Committee has had the claim of American Family Insurance on Behalf of Fred Sonnenberg 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 American Family Insurance on Behalf of Fred Sonnenberg, filed with the County Clerk on January 29, 2013, 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 Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 181-32013: Disallow Claim of State Farm Insurance Company on Behalf of William Mundy

WHEREAS, your Personnel and Finance Committee has had the claim of State Farm Insurance Company on Behalf of William Mundy 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 State Farm Insurance Company on Behalf of William Mundy, filed with the County Clerk on February 20, 2013, 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 Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 182-32013: Disallow Claim of Eduardo Morales

WHEREAS, your Personnel and Finance Committee has had the claim of Eduardo Morales 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 Eduardo Morales, filed with the County Clerk on January 25, 2013, 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 Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 183-32013: Disallow Claim of Menn Law Firm for Sandra Osenroth

WHEREAS, your Personnel and Finance Committee has had the claim of Menn Law Firm for Sandra Osenroth 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 Menn Law Firm for Sandra Osenroth, filed with the County Clerk on Menn Law Firm for Sandra Osenroth, 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 Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 184-32013: Disallow Claim of Acuity Insurance Company on Behalf of Daniel Doyle

WHEREAS, your Personnel and Finance Committee has had the claim of Acuity Insurance Company on Behalf of Daniel Doyle 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 Acuity Insurance Company on Behalf of Daniel Doyle, filed with the County Clerk on February 20, 2013, 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 Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 185-32013: Designate the Week of April 15 through 19, 2013, as “Work Zone Safety Awareness Week” in Winnebago County

WHEREAS, the Federal Highway Administration has designated April 15 through 19, 2013, as National Work Zone Safety Awareness Week; and

WHEREAS, Wisconsin Governor Scott Walker, along with the Wisconsin Department of Transportation (DOT), recognize Work Zone Safety Awareness Week on an annual basis with the signing of a Statewide Proclamation by the Governor and with a Work Zone Safety Awareness Event, which will take place this year in Eau Claire, Wisconsin, on April 15, 2013; and

WHEREAS, in a typical year, over one thousand (1,000) drivers, passengers, and pedestrians are killed in work zones nationwide; and

WHEREAS, over the past several years, Wisconsin has averaged approximately 1,200 accidents in work zones annually with an average of 15 fatalities per year; and

WHEREAS, on March 7, 2006, Marc Neumeyer and Dan Melhorn, employees of the Winnebago County Highway Department, were fatally injured while working in a work zone on USH 41; and

WHEREAS, Winnebago County will dedicate Work Zone Safety Awareness Week to the memory of Marc Neumeyer and Dan Melhorn, particularly, and to all highway and transportation workers statewide who have been killed in work zone accidents.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby designates the week of April 15 through 19, 2013, as “Work Zone Safety Awareness Week” in Winnebago County.

Submitted by:
HIGHWAY COMMITTEE

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

RESOLUTION NO. 186-32013: Authorize a Capital Project to Rehabilitate the Community Park Tennis Courts at a Cost of \$186,000 and Authorize that the Funding be Included in the 2013 Bond Issue

WHEREAS, the poor condition of all six (6) of the tennis courts located in the Winnebago County Community Park are such that the Parks Department has elected to prevent further play on the courts by no longer installing the nets; and

WHEREAS, in order to remedy the situation, the Parks Department would need to take the following action:

1. Demolish the three courts to the north, remove the materials, and restore the vacant space to turf grass;
2. Mill and build up the sub-base on the paved surface of the three courts to the south;
3. Lay an asphalt binder coat and install a hard plastic modular sport court with options for tennis, pickle ball, and basketball play;
4. Modify the fencing, install tennis and basketball fixtures, reconstruct the pathway, and rehabilitate the surface of the parking lot; and

WHEREAS, the poor condition of the courts has been an ongoing problem for some time, and the status of this project does not interact with other types of Community Park improvements; and

WHEREAS, this project would enhance the outdoor recreational activities for residents of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Parks Department to rehabilitate the tennis courts located in the Winnebago County Community Park at a cost of \$186,000.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to rehabilitate the project will be advanced by the General Contingency Fund with the Fund being reimbursed from a subsequent bond issue.

Submitted by:
PARKS AND RECREATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Finch and seconded to adopt. Motion by Supervisor Farrey and seconded to amend Line 25 by changing, “General Contingency fund with the Fund being reimbursed from a subsequent bond issue” to “Undesignated Fund Balance.”

Vote on Supervisor Farrey’s motion – Ayes: 25. Nays: 7 – Roh, Widener, Albrecht, Wingren, Neubauer, Hegg and Rasmussen. Absent: 1 - Ellis. Excused: 2 – Reynolds and Robl. CARRIED.

Vote on Resolution as amended – Ayes: 25. Nays: 6 – Roh, Albrecht, Wingren, Neubauer, Hegg and Brennand. Abstain: 1 – Gabert. Absent: 1 – Ellis. Excused: 2 – Reynolds and Robl. CARRIED.

RESOLUTION NO. 187-32013: Transfer \$7,723 from the General Contingency Fund of the 2012 Budget for Winnebago County to the Other Operating Expenses Account of the Corporation Counsel Office's 2012 Budget to Cover Unexpected Overages in Expense Accounts

WHEREAS, the Winnebago County Corporation Counsel's Office incurred additional unforeseen expenses in contracted services for mental commitment cases in 2012, and subscription costs for its law research search engine as a result of the State transferring the expense to the County; and

WHEREAS, as evidenced in the attached Income Statement, various other line items in the "Other Operating Expense" Account had overages that also contributed to the overage in the "Other Operating Expense" Account as a result of a higher-than-normal work load.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$7,723 from the General Contingency Fund of the 2012 Budget for Winnebago County to the "Other Operating Expense" Account of the Winnebago County Corporation Counsel's Office's 2012 Budget to cover overages.

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

Motion by Supervisor Wingren and seconded to adopt. Ayes: 31. Nays: 0. Abstained: 1 – Hegg. Absent: 1 – Ellis. Excused: 2 – Reynolds and Robl. CARRIED.

RESOLUTION NO. 188-32013: Authorize the Transfer of \$115,000 from the 2012 General Contingency Fund to the Other Operating Expense Category of the Miscellaneous Unclassified Cost Center's 2012 Budget to Cover Overages in the Other Operating Expenses Category

WHEREAS, although Winnebago County is not required to pay property taxes on County-owned property, the County is required to pay special assessments; and

WHEREAS, at the time the budget for 2012 was prepared, the special assessments were unknown; and

WHEREAS, special assessments are difficult to predict because they are only assessed when improvements are made to Winnebago County property by the cities; and

WHEREAS, 2012 was an unusual year in which Winnebago County incurred more special assessments than the County normally incurs; and

WHEREAS, as a result, the "other operating expenses" category of the 2012 Budget was under budgeted.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$115,000 from the General Contingency Fund to the Other Operating Expense category of the Miscellaneous and Unclassified Cost Center of the 2012 Budget for Winnebago County to cover overages.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Roh and seconded to adopt. Ayes: 31. Nays: 0. Abstain: 1 – Hegg. Absent: 1 – Ellis. Excused: 2 – Reynolds and Robl. CARRIED.

RESOLUTION NO. 189-32013: 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 Section 11.11(7), be amended as reflected in the attached proposed Permit Fee Schedule.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Appendix A of Chapter 11 of the General Code for Winnebago County, authorized specifically in Section 11.11(7), is hereby amended as is shown in the attached Winnebago County Public Health Department 2013-2014 Permit Fee Schedule.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said amendment shall be effective as of July 1, 2013.

Submitted by:
BOARD OF HEALTH

Motion by Supervisor Ramos and seconded to adopt. Supervisor Egan asked that the committee vote be corrected to "5-2".

Vote on Resolution as corrected – Ayes: 10 – Eisen, Ramos, Miller, Smith, Hamblin, Tews, Norton, Singstock, Locke and Hegg. Nays: 21. Abstain: 1 – Turner. Absent: 1 – Ellis. Excused: 2 – Reynolds and Robl. LOST.

Motion by Supervisor Finch and seconded to adjourn until Tuesday, April 16, 2013. CARRIED BY VOICE VOTE.

The meeting was adjourned at approximately 9:15 p.m.

Submitted by,
Susan T. Ertmer
Winnebago County Clerk

State of Wisconsin)
County of Winnebago) ss

I, Susan T. Ertmer, 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, 2013.

Susan T. Ertmer
Winnebago County Clerk