

**WINNEBAGO COUNTY BOARD MEETING  
TUESDAY, FEBRUARY 11, 2014**

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, Kiel, Smith, Widener, Hamblin, Albrecht, Tews, Thompson, Olson, Gilson, Hardy, Wingren, Norton, Warnke, Robl, Singstock, Turner, Locke, Finch, Youngquist, Farrey, Rasmussen, Brennand, Egan, Ellis, Snider and Kriescher. Excused: Roh, Gabert, Lautenschlager and Neubauer. Absent: Hegg.

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

**PUBLIC HEARING**

No one addressed the Board.

**COMMUNICATIONS AND PETITIONS**

A Notice of Claim from Attorney Jeffrey Leavell for Kirk Gobel for damage to Mr. Gobel's vehicle caused by debris falling off of the Highway 10 bridge/overpass on US Highway 41, was forwarded to the Personnel & Finance Committee.

A Notice of Claim from Leonard Esser for damage to his mail box when it was hit by a county snow plow was referred to the Personnel & Finance Committee.

A Notice of Claim from American Family Insurance for Brooke E. Domer for damage to her vehicle caused by an accident with a county vehicle was referred to the Personnel & Finance Committee.

**REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS**

Supervisor Brennand reported that the next Legislative Committee meeting will be on Monday, February 24. Agenda items should be given to Supervisor Brennand by Friday, February 14.

Supervisor Barker discussed the 2014 Winnebago County Scholarship documents that were given to the Board at tonight's meeting. She asked that the Supervisors distribute them to interested citizens in their districts. Scholarship information is also available from the UW-Extension Office, the County Clerk's Office and it's on the county's website.

Supervisor Norton reported on legislation and his attendance at the WCA Election Exchange Conference. At the WCA conference they discussed the need to let the public know what county government does. Supervisor Norton offered to chair an ad hoc committee that would work to educate the public on county government. He also encouraged the Board to go to the WCA's website and see their presentation on the importance of county government. Supervisor Norton also updated the Board on the county's Aging and Disability Resource Center's (ADRC) activities.

Motion by Supervisor Robl and seconded to approve the January 21, 2014 proceedings. CARRIED BY VOICE VOTE.

**COUNTY EXECUTIVE'S REPORT**

Executive Harris reported that only one of the county's unions scheduled recertification elections by January 30, 2014. However, because their filing fee was late the WERC still hasn't made its final determination on the status of that group. He further explained that employees can continue to be in unions, but the county does not have a "contractual union relationship" with those groups any longer.

Executive Harris stated that he has directed the Human Resources Director to notify all departments that the county will no longer be giving step increases to employees. He explained that this is being done because current non-represented employees are not getting step increases, and these former union employees are now non-represented employees. A resolution will be coming before the Board in March asking to extend the same pay increases for 2014 to these newly non-represented employees that was given to the existing non-represented employees. These increases would be retroactive to January 1, 2014. Executive Harris expects this to be somewhat controversial, but he feels the pay increases will be comparable.

Executive Harris reported that several bonded capital projects came in under budget, so there is approximately \$1 Million going back into the debt service fund. In addition, other capital projects that were being funded from the county's reserve funds have also come in under budget giving the county a little less than \$1 Million to put back in the general fund.

Executive Harris then discussed the 5-Year Capital Improvement plan that was given to the Board. He stated that it includes all the projects that he is currently aware of and that he felt were worthy to come to the Board. He doesn't anticipate that all of them will get Board approval or that all of them will be completed in the time frame proposed.

Executive Harris then took questions from the Board.

### **COUNTY BOARD CHAIRMAN'S REPORT**

Chairman Albrecht announced that Supervisors Roh, Neubauer, Lautenschlager and Gabert are excused from tonight's meeting. Supervisor Gabert is doing well as she recovers from a surgical procedure.

Chairman Albrecht introduced Cassie Smith-Gregor, who is a new employee in the Winnebago County Clerk's Office and is assisting at tonight's meeting.

### **CTH T RECONSTRUCTION PROJECT**

Ernie Winters, Winnebago County Highway Commissioner, went over the information he distributed to the Board on the CTH T reconstruction project. He explained that this project was identified in the County Highway Capital Improvement Plan for 2014. It is a two-mile stretch of road between CTH GG and CTH G.

Mr. Winters explained that because of the condition of the asphalt surface and the concrete pavement undersurface, this project needs to be a reconstruction project—mill and pave or chip sealing will not work in this situation. The estimated cost of the project is \$1,800,000 and the county has approximately \$172,000 in CHIP-D funding to put towards this project.

Mr. Winters will be bringing a resolution to approve funding for this project to the Board in March.

Mr. Winters then took questions from the Board.

### **AIRPORT TERMINAL APRON REHABILITATION**

Peter Moll, Wittman Regional Airport Director, distributed a report on this project and went through it with the Board. He explained that in 2012, the Board approved the county's portion of the cost to completely reconstruct the terminal and Fixed Base Operator (FBO) ramp. However, because the FAA funding didn't come through, the project was never started.

Mr. Moll explained that because of the size and cost to completely reconstruct the ramp, the FAA asked the county to re-evaluate the project and come up with an alternative plan. Mr. Moll stated that OMNNI Associates has worked with them to come up with that alternative, which will be to replace just those pavement panels that are the "most problematic."

Mr. Moll then described the poor condition of the apron/ramp pavement sections and explained the safety hazards that broken and sunken concrete creates.

The total cost for this alternate plan is \$600,000, of which the county would be responsible for \$30,000. Mr. Moll stated that the perimeter fence project came in under budget by \$37,000, so the \$30,000 for this project can be taken from that money.

Mr. Moll then took questions from the Board.

### **ZONING REPORTS AND ORDINANCES**

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant, Martin Finn; and property owner, Freddy Finn Ventures, LLC; Town of Nekimi, for a zoning change to I-1 for tax parcel no. 012-0367. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-01-14. A requested zoning change from A-2 and B-3 to I-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: February 17, 2014)

### **RESOLUTIONS AND ORDINANCES**

#### **RESOLUTION 302-22014: Commendation for John Ralph**

WHEREAS, John Ralph has been employed with Park View Health Center for the past thirty-four (34) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, John Ralph 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 John Ralph 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 John Ralph.

Submitted by:  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION 303-22014: Disallow Claim of Attorney Jeffrey Leavell on Behalf of Kirk Gobel**

WHEREAS, your Personnel and Finance Committee has had the claim of Attorney Jeffrey Leavell on Behalf of Kirk Gobel 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 Attorney Jeffrey Leavell on Behalf of Kirk Gobel, filed with the County Clerk on January 16, 2014, 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 to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION 304-22014: Amend Payment Schedule for Deputy Coroners**

WHEREAS, the payment schedule for deputy coroners in the Winnebago County Coroner's Office has not been amended since Resolution 316-112001 made changes effective January 1, 2002; and

WHEREAS, deputy coroners perform highly-responsible work, and a modest increase in the amount they receive for calls is well justified; and

WHEREAS, one deputy coroner has been designated as chief deputy coroner for the purpose of providing backup leadership to the Coroner's Office requiring him to perform the functions of the coroner when the coroner is absent, and the additional responsibilities performed by the chief deputy coroner justify increased compensation for that position; and

WHEREAS, funding for the increases called for by this Resolution has been included in the adopted 2014 Winnebago County Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts the following payment schedule for deputy coroners in the Winnebago County Coroner's Office effective January 1, 2014.

<i>On-Call Between:</i>	<i>Per Diem for Being On-Call: Deputies</i>	<i>Per Diem for Being On-Call: Chief Deputy</i>	<i>Additional Per-Call Payment: Deputies</i>	<i>Additional Per-Call Payment: Chief Deputy</i>
0 to 4 hours	\$30.00	\$35.00	\$30.00	\$30.00
Over 4 and up to 12 hours	\$60.00	\$70.00	\$30.00	\$30.00
Over 12 and up to 24 hours	\$90.00	\$105.00	\$30.00	\$30.00

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION 305-22014: Convey a 5.82 Acre Parcel of Highway Right-of-Way to the Wisconsin Department of Transportation in Accordance with §84.09(3)(b), Wis Stats, and Authorize the Appropriate Official to Sign the Quit Claim Deed**

WHEREAS, in 1945 Winnebago County purchased a parcel of land near the USH 41 and STH 26 Interchange for the purpose of future expansion of USH 41; and

WHEREAS, the purchase of this parcel of land was funded by the Wisconsin Department of Transportation (DOT). At that time, it was a common practice for the Wisconsin DOT to purchase from the counties bordering the projects the right-of-way and for the properties to be "held in trust" for the State; and

WHEREAS, pursuant to § 84.09(3)(b), Wis Stats, the Wisconsin DOT has the authority to require that counties convey parcels of land "held in trust" back to the DOT upon request for no cost to DOT; and

WHEREAS, the DOT has requested that Winnebago County agree to convey this 5.82 acre parcel, located at the SE corner of the USH 41/STH 26 interchange, back to the DOT.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby agrees to convey the 5.82 acre parcel of highway right-of-way back to the Wisconsin Department of Transportation via a Quit Claim Deed to be signed by the appropriate county officials and recorded in the Office of the Register of Deeds.

Submitted by:

HIGHWAY COMMITTEE

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

**RESOLUTION 306-22014: Convey a .82 Acre Parcel of Highway Right-of-Way to the Wisconsin Department of Transportation in Accordance with §84.09(3)(b), Wis Stats, and Authorize the Appropriate Official to Sign the Quit Claim Deed**

WHEREAS, in 1952 Winnebago County purchased a parcel of land near the USH 41 and STH 26 Interchange for the purpose of future expansion of USH 41; and

WHEREAS, the purchase of this parcel of land was funded by the Wisconsin Department of Transportation (DOT). At that time, it was a common practice for the Wisconsin DOT to purchase from the counties bordering the projects the right-of-way and for the properties to be "held in trust" for the State; and

WHEREAS, pursuant to § 84.09(3)(b), Wis Stats, the Wisconsin DOT has the authority to require that counties convey parcels of land "held in trust" back to the DOT upon request for no cost to DOT; and

WHEREAS, the DOT has requested that Winnebago County agree to convey this .82 acre parcel, located at the SE corner of the USH 41/STH 26 interchange, back to the DOT.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby agrees to convey the .82 acre parcel of highway right-of-way back to the Wisconsin Department of Transportation via a Quit Claim Deed to be signed by the appropriate county officials and recorded in the Office of the Register of Deeds.

Submitted by:

HIGHWAY COMMITTEE

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

**RESOLUTION 307-22014: Appropriate \$300,000 for the Milling and Resurfacing of CTH C in the Town of Nekimi**

WHEREAS, CTH C from STH 26 south to the County Line in the Town of Nekimi is showing significant signs of deterioration and is in need of resurfacing to extend it's useful life; and

WHEREAS, The Winnebago County Highway Department typically performs milling and paving projects each year to the most deteriorated pavements in the system in order to extend the useful life and preserve the County's investment in the asset; and

WHEREAS, CTH C has been scheduled for resurfacing in 2014 and has been identified as a needed project in the Highway Department's 2014 – 2018 Capital Improvement Plan; and

WHEREAS, The Winnebago County Board recognizes the value of maintaining high quality transportation systems in our 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 appropriating \$300,000 for a capital improvement project to mill and resurface CTH C from STH 26 south to the County Line in the Town of Nekimi.

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

Submitted by:

HIGHWAY COMMITTEE

PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION 308-22014 : Appropriate \$800,000 for the Milling and Resurfacing of CTH Z in the Town of Black Wolf**

WHEREAS, CTH Z from STH 45 to CTH I in the Town of Black Wolf is showing significant signs of deterioration and is in need of resurfacing to extend it's useful life; and

WHEREAS, the Winnebago County Highway Department typically performs milling and paving projects each year to the most deteriorated pavements in the system in order to extend the useful life and preserve the County's investment in the asset; and

WHEREAS, CTH Z has been scheduled for resurfacing in 2014 and has been identified as a needed project in the Highway Department's 2014 – 2018 Capital Improvement Plan; and

WHEREAS, the Winnebago County Board of Supervisors is committed to and supports good transportation systems and highways in our County along with maintaining our infrastructure assets.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves appropriating \$800,000 for a capital improvement project to mill and resurface CTH Y from CTH T to CTH south.

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

Submitted by:

HIGHWAY COMMITTEE:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 31. Excused: 4 – Roh, Gabert, Neubauer and Lautenschlager. Absent: 1 – Hegg. CARRIED.

**RESOLUTION 309-22014 :      Appropriate \$450,000 for the Milling and Resurfacing of CTH Y in the Town of Oshkosh**

WHEREAS, CTH Y from CTH T to CTH S in the Town of Oshkosh is showing significant signs of deterioration and is in need of resurfacing to extend it's useful life; and

WHEREAS, The Winnebago County Highway Department typically performs milling and paving projects each year to the most deteriorated pavements in the system in order to extend the useful life and preserve the County's investment in the asset; and

WHEREAS, CTH Y has been scheduled for resurfacing in 2014 and has been identified as a needed project in the Highway Department's 2014 – 2018 Capital Improvement Plan; and

WHEREAS, The Winnebago County Board recognizes the value of highway quality transportation systems in our County and is committed to maintaining our highways; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves appropriating \$450,000 for a capital improvement project to mill and resurface CTH Y from CTH T to CTH south.

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

Submitted by:

HIGHWAY COMMITTEE

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 31. Excused: 4 – Roh, Gabert, Neubauer and Lautenschlager. Absent: 1 – Hegg. CARRIED.

**RESOLUTION 310-22014:      Authorize a Capital Project to Repair/Replace Sections of the Roofs Over the UW Fox Valley Campus at a Cost of \$590,000, to be Funded \$295,000 from Outagamie County and \$295,000 from a Winnebago County Bond Issue**

WHEREAS, several sections of roofing at the UW Fox Valley campus are in need of major repairs / replacement in 2014 and have been included in the 5-year Capital Improvements Plan; and

WHEREAS, total estimated cost to replace / repair the sections of roofing is \$590,000; and

WHEREAS, Outagamie County is our 50% partner for all buildings at the campus and has approved their share of the project; and

WHEREAS, this repair and maintenance work has been identified in a comprehensive roof study conducted in 2013. Approximately 27% of the roof area (66,622 sq ft) is scheduled to be addressed with this project; and

WHEREAS, failure of a roof system will cause damage to interior spaces, equipment, building materials, and infrastructure, which will be costly to repair or replace; and

WHEREAS, the typical life cycle of a membrane roof is 18 years. All roof areas to be addressed are 18 years old or older, up to 52 years old.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the roof repair / maintenance project at UW Fox Valley and appropriates \$590,000 to the Capital Project Fund to cover the cost of the project, with \$295,000 to be funded by Outagamie County, and the remaining \$295,000 to be funded by Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$295,000 from the General Fund of Winnebago County to the Capital Project Fund with the General Fund being reimbursed from a subsequent bond issue.

Submitted by:  
UW FOX VALLEY BOARD OF TRUSTEES  
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Widener and seconded to adopt. Ayes: 31. Excused: 4 – Roh, Gabert, Neubauer and Lautenschlager. Absent: 1 – Hegg. CARRIED.

**RESOLUTION 311-22014: Authorize Contract Between AT&T and Winnebago County (Telephone Line Service)**

WHEREAS, the telephone line service contract between Winnebago County and One Communications Corporation will expire in May 2014; and

WHEREAS, Winnebago County has experienced issues with untimely support of its telephone line service from One Communications Corporation; and

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

WHEREAS, AT&T presently owns the copper telephone wiring which terminates inside County buildings; and

WHEREAS, the fact that AT&T owns the telephone wiring within Winnebago County buildings has been a source of conflict between Winnebago County and One Communications Corporation as to the issue of who is responsible for the maintenance of certain wiring components; and

WHEREAS, if Winnebago County fails to execute a new long-term contract with a telephone line service corporation prior to the expiration of the present contract with One Communications Corporation, Winnebago County will be required to pay month-to-month pricing for the required service; and

WHEREAS, after careful review, the undersigned Committees have recommended the approval of a new 5-year contract between Winnebago County and AT&T for the provision of telephone line services.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the execution of a contract between Winnebago County and AT&T for the provision of the primary lines for telephone services to Winnebago County's major buildings pursuant to those terms as is contained in the attached contract, which is made a part of this Resolution by reference, for a term of five (5) years.

Submitted by:  
INFORMATION SYSTEMS COMMITTEE  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Smith and seconded to adopt. Ayes: 31. Excused: 4 – Roh, Gabert, Neubauer and Lautenschlager. Absent: 1 – Hegg. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until Tuesday, March 11, 2014. CARRIED BY VOICE VOTE.

The meeting was adjourned at 6:47 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 February 11, 2014.

Susan T. Ertmer  
Winnebago County Clerk