

**ADJOURNED SESSION
COUNTY BOARD MEETING**

TUESDAY, MAY 27, 1998

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisor Koziczkowski.

Supervisor Robl moved and it was seconded to adopt the agenda with the change of order of the resolutions, so that Resolution No. 39-598 and 40-598 follow Resolution No. 34-598. CARRIED BY UNANIMOUS VOICE VOTE.

PUBLIC HEARING

No one addressed the Board.

REPORTS, RESOLUTIONS & ORDINANCES

SUBSTITUTE

**RESOLUTION NO. 34-598 Investigate the Feasibility of Establishing a
Regional Forensic Pathologist Among Interested
Counties**

WHEREAS, the complex nature of modern death investigation requires the expertise of a professional who is trained in forensic pathology investigation; and

WHEREAS, the Winnebago County Board of Supervisors finds that the establishment of a Regional Forensic Pathologist may guarantee to the people of Winnebago County that medical-legal death investigations will be performed by personnel who have acquired expertise in the field.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the Winnebago County Executive is directed and authorized to contact surrounding counties to investigate their interest in hiring or retaining a forensic pathologist who would be specifically available to assist in death investigations in those counties.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive report back to the Winnebago County Board of Supervisors as to the interest of surrounding counties in hiring or retaining a regional forensic pathologist and the estimated cost of funding such a position to each participating county.

Submitted by:
RON J. MONTGOMERY, DIST. #15
DONALD F. ARNE, DISTRICT #32
COUNTY BOARD SUPERVISORS

Motion by Supervisor Arne and seconded to adopt Substitute Resolution No. 34-598. Supervisor Arne apologized for any disruption his actions at last week's meeting may have caused.

Supervisor Montgomery spoke to the Board about the intentions of Substitute Resolution No. 34-598. He stated that regardless of all the

controversy surrounding this issue, everyone is in agreement that we do need a regional forensic pathologist. This resolution will allow the County Executive to investigate which surrounding counties would be interested in retaining a regional forensic pathologist. Supervisor Montgomery explained that this resolution does not affect the coroner position at this time.

Supervisor Pech stated that his name should appear as a co-sponsor of this Resolution.

Vote on Resolution - ayes: 34; nays: 3 - Klitzke, Crowley and Schaidler; excused: 1 - Koziczkowski. CARRIED.

RESOLUTION NO. 35-598: Create One Part-Time Position of Secretary I: Finance Department

WHEREAS, with the restructuring of the purchasing function in 1997 and its relocation to the Finance Department, the position responsible for providing secretarial support to the purchasing function was reassigned and a temporary clerical position was created to provide secretarial services in the purchasing area on a part-time basis; and

WHEREAS, after working with the temporary part-time secretarial position for a number of months, it has been determined that such a position is needed on a continuing, non-temporary basis.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one part-time position of Secretary I be, and hereby is created within the Table of Organization of the Winnebago County Finance Department.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be applied from within the budget of the Finance Department.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Koziczkowski. CARRIED.

RESOLUTION NO. 36-598: Oppose Assembly Bill 369 (Employer Monitoring of Employee Use of Computer Networks)

WHEREAS, State Assembly Bill 369 prohibits an employer from monitoring an employee's use of a computer network, such as the internet, to send, receive, gain access to and take possession of or copy any message or data; and

WHEREAS, the passage of said Bill could allow employees to misuse computers owned by their employer for internet and E-mail purposes and would cause a significant problem for companies that desire to investigate criminal activity taking place on their computers; and

WHEREAS, your undersigned Committee is of the opinion that passage of said Bill would be detrimental to the interest of Winnebago County and employers within Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it is hereby opposed to the passage of 1997 Assembly Bill 369 by the Wisconsin State Legislature.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the County Clerk to all

legislators representing constituents within Winnebago County; to the Wisconsin Counties Association and to the Office of Governor Tommy Thompson.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36.
Nays: 0. Abstain: 1 - Widener. Excused: 1 - Koziczowski. CARRIED.

ORDINANCE NO. 37-598: Create Section 3.07(3)(I) of the General Code of Winnebago County: Exemption For Purchase of Computer Equipment Not Exceeding \$10,000 By Winnebago County Departments

WHEREAS, new developments in computer technology are occurring at a geometric pace; and

WHEREAS, as innovations occur in computer technology, the price of said technology continues to decrease; and

WHEREAS, such price decreases occur sometimes as frequently as each month; and

WHEREAS, given the changes in such fast-paced technology, competitive purchasing procedures set forth in Section 3.07 of the General Code of Winnebago County are ill-suited to the purchase of computer technology by Winnebago County Departments and have resulted in the County sometimes not receiving the lowest price for said technology; and

WHEREAS, your undersigned Committee is recommending that Section 3.07 of the General Code of Winnebago County be amended due to the fact that the specifications and pricing of computer technology change so rapidly, thus causing the present competitive purchasing requirements to be inefficient, unproductive and not cost beneficial to Winnebago County.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 3.07(3)(I) of the General Code of Winnebago County, which shall read as follows:

3.07 PROCEDURE FOR COMPETITIVE PURCHASING BY WINNEBAGO COUNTY DEPARTMENTS; DOCUMENTATION REQUIREMENTS; EXEMPTIONS.

(3) EXEMPTIONS.

(I) The purchase of computer equipment and components where the cost of each individual item or component does not exceed \$10,000, subject to the condition that one of the following two processes must be used for the purchase of said equipment or components:

(1) That the vendor be selected from the bid list of the State of Wisconsin or another municipal unit for the purchase of computer equipment for the current budget year; or

(2) That the component be purchased from a list of pre-

qualified vendors after having received price quotations therefrom, said pre-qualification being made for each budget year or for a pre-determined time period thereof by the Purchasing Department in cooperation with the Information Systems Department. In its sole discretion, the Purchasing Department may add vendors to the pre-qualification list for specific items.

(a) The Purchasing Department or individual departments of Winnebago County shall contact all vendors on the pre-qualification list to obtain current information as to prices and recommended configurations prior to an initial purchase of a specific article. Once an order has been placed, Winnebago County reserves the right to continue to order from that vendor at that price or a lower price despite the fact that the specifications with regard to a component or recommended configuration have been improved or enhanced.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that this ordinance shall be effective as of May 15, 1998.

Submitted by:
PERSONNEL & FINANCE COMMITTEE INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Ayes: 36.
Nays: 1 - Rengstorf. Excused: 1 - Koziczowski. CARRIED.

RESOLUTION NO. 38-598: Oppose Assembly Bill 851 (DNR Awarding Grants to Reimburse Political Subdivisions For a Portion of the Costs of Investigating and Remedying Environmental Pollution Caused by Landfills Owned by Political Subdivisions)

WHEREAS, Assembly Bill 851 has been introduced in the State Legislature which would establish a program under which the Department of Natural Resources would award grants to reimburse political subdivisions for a portion of the costs of investing and remedying environmental pollution caused by landfills owned by political subdivisions; and

WHEREAS, the passage of such Bill would add approximately a \$.40 per ton surcharge on all landfills in the State of Wisconsin for the purpose of assisting and cleaning up contaminated landfill sites; and

WHEREAS, those landfills operated by Winnebago County have been safely operated throughout the years and have been closely monitored for any possible contamination to surrounding property or ground water, the costs of which have been paid for by users of Winnebago County's landfill facilities; and

WHEREAS, the passage of this Bill would result in the users of the Winnebago County landfill being charged approximately \$50,000 more per year in tipping fees with it being unlikely that any of the money collected would be used with regard to remediation of Winnebago County owned landfills.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of

Supervisors that it hereby opposes the passage of Assembly Bill 851 by the Wisconsin State Legislature.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of this resolution to all legislators representing constituents within Winnebago

County; to the Wisconsin Counties Association and to the Office of Governor Tommy Thompson.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 37.
Excused: 1 - Koziczowski. CARRIED.

RESOLUTION NO. 39-598: Authorize Lease Agreement Between Winnebago County and Oshkosh Convention and Visitors Bureau

WHEREAS, Winnebago County has tentatively reached an agreement with the Oshkosh Convention and Visitors Bureau whereby the Oshkosh Convention and Visitors Bureau would lease approximately 2,496 feet of floor space within the Airport Terminal Building for the purpose of operating an office there for a period commencing July 1, 1998 and ending June 30, 2001; and

WHEREAS, said space would be leased to the Oshkosh Convention and Visitors Bureau at the rate of \$1,541.28 per month for the first year of the lease; \$1,587.52 per month during the second year of the lease and \$1,635.16 during the third year of the lease; and

WHEREAS, your undersigned Committee believes that execution of said lease would serve the best interest of Winnebago County and its taxpayers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute a lease agreement between Winnebago County and the Oshkosh Convention and Visitors Bureau with regard to the lease of 2,496 square feet of floor space within the Airport West Terminal Building to the Oshkosh Convention and Visitors Bureau for a three year term commencing on July 1, 1998, pursuant to those terms discussed above. (A copy of the full lease agreement may be obtained from the Office of Corporation Counsel for Winnebago County or from the Airport Manager.)

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1 - Koziczowski. CARRIED

RESOLUTION NO. 40-598: Authorize Ground Lease Between Winnebago County and Peter Winkelmann and Dorothy Winkelmann

WHEREAS, a tentative agreement has been reached between Winnebago County and peter Winkelmann and Dorothy Winkelmann whereby the Winkelmanns shall enter into a ground lease for 2,160 square feet of property at the Winnebago County Airport for a twenty-five (25) year period, commencing on

May 1, 1998, with an option to renew said lease for five (5) additional periods of five (5) years; and

WHEREAS, the initial rental rate for said property shall be \$.08 per square foot or \$350.00 per year, whichever is greater, for the first five (5) years of the lease with said rental amount to be negotiated at five (5) year periods thereafter, provided that no increase of the rent for said property shall exceed 150% of the previous rental; and

WHEREAS, it is Lessees' intent to use said property for the purpose of building an aircraft hangar for private aircraft storage; and

WHEREAS, your undersigned Committee believes that execution of said lease agreement would serve the best interests of Winnebago County and its taxpayers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute a ground lease agreement between Winnebago County and Peter Winkelmann and Dorothy Winkelmann for a period commencing on May 1, 1998 and ending on April 30, 2023 for 2,160 square feet of space to be used for aircraft storage at an initial rate, during the first five (5) years of said lease, of .8 cents per square foot or \$350.00 per year, whichever is greater. (A copy of the full lease agreement may be obtained from the Office of Corporation Counsel or from the Airport Manager.)

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1 - Koziczkowski. CARRIED

RESOLUTION NO. 41-598: Establish Salaries for Constitutional Offices for Winnebago County

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the annual salary rates for the following constitutional offices of Winnebago County for the term commencing after January 1, 1999 shall be as follows:

<u>Office</u>	<u>Annual Salary</u> <u>1999</u>	<u>Annual Salary</u> <u>2000</u>
Sheriff	\$64,272	\$66,522
Clerk of Courts	\$46,062	\$47,674
Coroner	\$43,652	\$45,180
County Clerk	\$43,652	\$45,180
Register of Deeds	\$43,652	\$45,180
Treasurer	\$43,652	\$45,180

BE IT FURTHER RESOLVED, that the above positions be provided with County-paid fringe benefits at the same level as is provided to the County's appointed department heads.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be included as part of the 1999 and 2000 County budgets.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Rengstorf and seconded to amend the Resolution by reducing the salaries by 1 percent. Vote on amendment - ayes: 15; nays: 22; excused: 1 -Koziczkowski. LOST. Vote on resolution - ayes: 30; nays: 7; excused: 1 - Koziczkowski. CARRIED.

SUBSTITUTE

RESOLUTION NO. 42-598: Authorize Appropriation of \$8,000 - Project Manager - Winnebago County Jail/Sheriff's Facility

WHEREAS, the Winnebago County Board of Supervisors has authorized the County Executive to investigate options for construction of a new Jail/Sheriff's Facility and/or other alternative financing options for said facility; and

WHEREAS, the County Executive, after meeting with members of her staff, has decided that the first step in construction of such a project would be to advertise for the submittal of qualifications for design/construction firms interested in participating in the construction of such a facility; and

WHEREAS, after firms were pre-qualified with regard to their interest in such a facility, the firms would be asked to submit a detailed proposal, including detailed construction plans and anticipated costs with regard to the construction of such a facility and subsequent to review of such proposals, a recommendation would be made to the County Board with regard to the retainer of such a firm for the design and construction of such a facility; and

WHEREAS, the County Executive has completed the task designated to her by the County Board (Rent or Build a Sheriff's Dept. and Jail). It now becomes necessary to obtain the expertise of a project manager to assist the Committee's of Jurisdiction with the formulation of an advertisement for qualified design/construction firms and the evaluation of said firms; the evaluation, coordination and facilitation of the conceptual solution phase of subsequent proposals submitted by qualified firms and the coordination and facilitation of conceptual design meetings with the Sheriff's Department and the Department of Corrections with regard to such a facility.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an appropriation of a sum of \$8,000 for the purpose of retaining a Project Manager to assist the Property Management and Maintenance Committee and the Judiciary & Public Safety Committee with regard to those issues cited above with regard to the construction of a new Winnebago County Jail/Sheriff's Facility.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said Project Manager are hereby appropriated from the General Fund of Winnebago county, with said fund to be reimbursed from any subsequent bond issue which Winnebago County issues to pay for the costs of the design and construction of said facility.

Submitted by:
HARVEY RENGSTORF, DIST. #37
COUNTY BOARD SUPERVISOR

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Koziczkowski and Arne. CARRIED.

RESOLUTION NO. 43-598: Authorize Acceptance of 1999 Soil and Water Resource Management Program Grant

WHEREAS, pursuant to Sec. 92.14, Wisconsin Statutes, the Wisconsin Department of Agriculture, Trade and Consumer Protection, through the Soil and Water Resource Management Grant Program, will allocate funding to help counties administer soil and water resource management programs in 1999; and

WHEREAS, your Land & Water Conservation Department has submitted a grant application in the amount of \$50,000 to Wisconsin Department of Agriculture, Trade and Consumer Protection; and

WHEREAS, the County Board must authorize acceptance of said grant.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee Chairman be and hereby is authorized, on behalf of Winnebago County, to accept a 1999 Soil and Water Resource Management Grant from the Wisconsin Department of Agriculture, Trade and Consumer Protection in or near the amount of \$50,000.

Submitted by:
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35.
Nays: 0. Excused: 2 - Arne and Koziczowski. CARRIED.

RESOLUTION NO. 44-598: Authorize Application For Agricultural Shoreland Management Ordinance Grant

WHEREAS, it is well documented and widely recognized that silt, sediment and organic matter from agricultural crop fields are major contributors to the degradation of rivers, lakes and streams in the State of Wisconsin, including those in Winnebago County; and

WHEREAS, the degradation of the water resources in Winnebago County imposes a threat to the environment, health and economic welfare of the citizens of the county and other portions of the Fox-Wolf Basin; and

WHEREAS, your Land Conservation Committee is seeking a grant from the Wisconsin Department of Agriculture, Trade and Consumer Protection to determine the merits of creating an Agricultural Shoreland Management Ordinance for Winnebago County; and

WHEREAS, adoption of an Agricultural Shoreland Management Ordinance enables a county to provide financial incentives to landowners to establish protective land use practices that remove certain lands from intensive production practices; and

WHEREAS, your County Board, community businesses and many citizens groups throughout Winnebago County have consistently welcomed and promoted tourism on the basis of the wealth of water resources contained in the Lake Winnebago Chain.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee Chairman be and hereby is authorized, on behalf of Winnebago county, to apply for and accept the Agricultural Shoreland Management Grant through the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Koziczowski and Arne. CARRIED.

**RESOLUTION NO. 45-598: Issue Proclamation for May 29, 1998, to be
"Statehood Day" in Winnebago County**

WHEREAS, Wisconsin became the 30th state on May 29, 1848; and
WHEREAS, Winnebago County became a county eight years prior to
Wisconsin becoming a state; and
WHEREAS, a special Sesquicentennial bell ringing ceremony is planned
for 12:00 noon on May 29, 1998, at the Winnebago County Courthouse to
signal the 150th year of statehood; and
WHEREAS, the entire county was invited and encouraged to participate
in this simple, but memorable way to celebrate this day; and
WHEREAS, the Sesquicentennial will be observed statewide.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of
Supervisors that Winnebago County, Wisconsin does hereby proclaim Friday,
May 29, 1998, "Statehood Day" in Winnebago County.

Submitted by:
DAVID ALBRECHT, DIST. NO. 11

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

Supervisor Montgomery announced that there would be a special meeting
of the Park View Health Center Committee on Friday, May 29 and 10:00 a.m.

Motion by Supervisor Schwartz and seconded to adjourn to June 2, 1998.
CARRIED BY VOICE VOTE.

Respectfully submitted,

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 Adjourned meeting held May 27, 1998.

Susan T. Ertmer
Winnebago County Clerk