

**ADJOURNED SESSION  
COUNTY BOARD MEETING**

**Tuesday, October 19, 1999**

Chairman Joseph Maehl called the meeting to order at 6:00 p.m. in the County Board Room, Fourth Floor, Courthouse, Oshkosh.

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

The following Supervisors were present: 35 - Kollath, Barker, Griesbach, O'Brien, Maehl, Klitzke, Widener, Lauson, Albrecht, Pech, Leschke, Schwartz, Montgomery, Bertrand, Sundquist, Wingren, Wagner, Warnke, Footit, Troxell, Robl, Lawson, Crowley, Kramer, Schaidler, Finch, Spanbauer, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf and Metzger. Excused: 1 – Savas. Absent: 1 - Koziczowski.

Motion by Supervisor O'Brien and seconded to approve the proceedings from the September 7 and September 21, 1998, County Board meeting. Motion by Supervisor Pech and seconded to correct Page 161, Paragraph 7, Line 6, by changing the word "voting" to democracy". Motion by Supervisor Leschke and seconded to correct the vote on Resolution No. 299-999 to read as follows:

Motion by Supervisor Schaidler and seconded to adopt. After much discussion, Motion by Supervisor Leschke and seconded to postpone until this agreement is reviewed by Corporation Counsel John Bodnar. Supervisor Leschke WITHDREW this motion. Motion by Supervisor Leschke and seconded to refer this resolution to the Land Conservation Committee. Vote on motion to refer – Ayes: 29. Nays: 5 – Widener, Crowley, Kramer, Finch and Spanbauer. Excused: 2 – Savas and Rankin. Absent: 2 – Footit and Lawson. CARRIED.

Motion by Supervisor Troxell and seconded to approve the proceedings with these corrections. CARRIED BY VOICE VOTE.

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

**COMMUNICATIONS, PETITIONS, ETC.**

A note was received from Supervisor Helen Savas thanking the Board for the floral arrangement they sent her after her surgery.

A notice of claim from Helen Lukas for injuries she sustained from a fall on the steps of the Courthouse was referred to the Personnel & Finance Committee.

Information was received on the following conferences and seminars:

- East Central Wisconsin Regional Planning Commission and UW-Extension, "Plan Implementation II: The Nuts & Bolts of Making Implementation a Reality, October 29, Waupaca
- Great Lakes Inter-Tribal Council & WCA, "Opportunities for Partnership Conference, Tribes & Counties Forging a New Future, November 10-11, Lac Du Flambeau
- WCA Energy Seminar, various dates and locations
- 8<sup>th</sup> Annual Water & Wastewater Funding Sources Workshop, various dates and locations

Various Wisconsin counties submitted the following resolutions:

- Ashland County, "To Oppose 1999 Assembly Bill 321 Relating to Proceeds from Sales of Tax Delinquent Property"
- Bayfield County, "Distribution of Gaming Compact Funds"
- Dodge County, Resolution No. 99-71 (request for state funding for jail costs)
- Manitowoc County, "Resolution Concerning Proposed Federal Social Service Block Grant Cuts"
- Trempealeau County, "Oppose 1999 Assembly Bill 321 Relating to Proceeds from Sales of Tax Delinquent Property"; "Request for State Funding for County Jails" and "Allocation of Tobacco Liability Settlement Funds to Disease Prevention Services"
- Wood County, Resolution No. 99-9-7 (To support federal campaign finance reform legislation)

Petition for Zoning Amendment from James Fletcher, Bechard Investments, Inc., for zoning change from B-5 to R-5 for multi-family use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Roy J. Schumacher for zoning change from B-3 to R-1 to an addition to an existing residential lot was referred to the Planning & Zoning Committee.

## **COMMITTEE REPORTS**

Supervisor Pech reported that attendance was somewhat down at his "office hours" held last evening for his constituents. He will be scheduling more office hours in the near future. Supervisor Pech then announced that in lieu of his buying a birthday cake to share with the Board, he is making a \$25.00 donation to the County Board's scholarship fund. He encouraged other supervisors to do the same.

Supervisor Finch thanked Supervisor Pech for his donation to the scholarship fund. He also reported that the Awards Committee has held several meetings to establish criteria and standards for the scholarships. They should have everything finalized by the end of November.

Supervisor Arne announced that his name should also have been included in tonight's birthday cake and that he will be paying his share.

Supervisor Diakoff inquired about the cost overrun on the County "CB" Project and how it was being handled. Supervisor Robl stated that at this time actual figures and solutions have not been presented. He stated that he will look into it and have more information after the next Highway Committee meeting.

Supervisor Schaidler reported that the Ethics Sub-Committee will be holding a meeting on Wednesday, October 20 at 7:00 p.m. It is anticipated that the committee will make their final decision on the proposed ethics ordinance and handbook at this meeting. He encouraged all the Supervisors to attend. He congratulated everyone involved in this effort, particularly John Bodnar, Corporation Counsel, for his outstanding efforts on this project.

Supervisor Leschke addressed the public regarding their concerns for funding of various Social Service programs. She explained that the Living Healthy Program is receiving a \$25,000 budget transfer to cover expenses for this month and efforts are being made to provide future funding. She also expressed her support for the Domestic Abuse program, but stated that the reduction in grant money and the continuing need to fund state mandated programs is cutting into what can be given to this and other programs. Supervisor Leschke recognized the importance of their organization.

Supervisor Barker reminded the Legislative Committee about their meeting on October 25, at 9:00 a.m., at the Highway Department.

Supervisor Barker also reminded the Board that Tuesday, November 9, is Student Government Day and how important it is that they make time to attend the luncheon at the American Legion Post.

Supervisor Albrecht reported that Winnebago County has gotten an even better rate of interest on the refinancing of their bonds. Instead of a 4.75% interest rate, we received a 4.6% rate, which increases the amount saved from \$80,000 to \$100,000.

## **PUBLIC HEARING**

Walt Chrapla, 721 Mitchell Street, Neenah, spoke in opposition to Resolution No. 313-1099, "Create Task Force to Study Winnebago County Board of Supervisors". He stated that a study of this type was done in 1990 and recommended that the Board revisit that study. Mr. Chrapla also spoke in opposition to Resolution No. 302-1099, "Award Sale of \$4,035,000 General Obligation Refunding Bonds; Providing the Form of the Bonds; and Levying a Tax in Connection Therewith". He asked why they don't include the state retirement unfunded liability owed by the county in this bond issue.

Kathleen Propp, 1936 Hazel Street, Oshkosh, speaking on behalf of the League of Women Voters from Oshkosh and Neenah/Menasha, expressed their support of Resolution No. 313-1099.

Dee Durkee, 1416 Beech Street, Oshkosh, commenting on Resolution No. 313-1099, spoke against downsizing the county board.

## **COUNTY EXECUTIVE'S REPORT**

Executive Van De Hey asked that the Board examine the Moody's Rating Report that was placed on their desks. She stated that it is a very good report and she commended Chuck Orenstein and William

Wagner for their efforts in containing the debt service.

Executive Van De Hey urged the Board's support of Resolution No. 305-1099, "Create One-Full Time Position of Director of Human Services and Reclassify Two Existing Positions to Transitional Program Manager". She explained that the organization and establishment of a Human Services Department was a long and complicated process, but that it will be very beneficial to Winnebago County. She further explained that neither Dennis Wendt, Social Services Director, nor Keith Laux, Community Programs Director, are interested in the Human Services Director position. She also stated that two vacant positions in the Social Services table of organization are not being filled in order to offset the costs of reclassifying the Social Service and Community Programs Directors' positions.

Executive Van De Hey spoke in support of Resolution No. 307-1099, "Authorize Transfer of \$25,000 from Community Reinvestment Revenue to Living Healthy Program Account – Winnebago County Department of Social Services".

Executive Van De Hey urged the Board to refer back to the Land Conservation Committee, Resolution No. 310-1099, "Authorize Approval of Grant Agreement Between Winnebago County and the Town of Neenah".

Executive Van De Hey commended the Board for the way they have handled themselves in the face of the negative issues that have come up recently.

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

Chairman Maehl reported that the Wisconsin Department of Transportation has submitted their payment calendar for 2000. Winnebago County will receive payments in January, April, July and December totaling at least \$2,110,311. Chairman Maehl explained that this figure was determined prior to the passage of the State's budget and could possibly be 6.5% or 7% higher.

Chairman Maehl read a letter from Oshkosh West High School thanking the Board for the copy of "In This Century" that was donated to their library.

Chairman Maehl explained that on a monthly basis he receives numerous letters from citizens expressing concerns, but they are not signed. Because they are not signed, he does not read them.

Chairman Maehl welcomed the 16 members of "First Class" who were in attendance at tonight's meeting. He explained that these 16 people were from all over the United States and are training with the Thomson Newspaper group at the Oshkosh Northwestern. The training they are receiving is in news reporting and editorializing.

Chairman Maehl commended Supervisor Pech for his donation to the Winnebago County scholarship fund.

Chairman Maehl asked that the Board share the positive Moody's Rating report with their constituents. He stated that the report clearly explains why Winnebago County was awarded the Aa2 rating.

Chairman Maehl commented on the newspaper article placed on the Supervisors' desks regarding a proposed 6% pay raise for the Outagamie County Board. Chairman Maehl stated that it has been ten years since Winnebago County has discussed an increase.

Chairman Maehl commented on the letter from the Northeast Wisconsin Quarter Horse Association that was placed on the Supervisors' desks. The letter thanks the Board for their insight and determination in the construction of the covered horse arena and the other improvements made at the Expo Center. They feel the facility has a "bright future" and that Winnebago County will continue to see the use of the facility increase. They also thanked the Parks & Recreation Committee and the Parks Department staff.

### **ZONING REPORTS AND ORDINANCES**

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Lillian Kromm Estate for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-01-99. A request for zoning change from A-2 (General Farming)/R-1 (Single Family non-subdivided)/M-2 (Heavy Industrial) to A-2 (General farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from the applicant Robert F. Reider, Carow Land Surveying, and property owner Debbie Noffke for

zoning change to: Lot 1 – A-2 (General Farming) and Lot 2 – R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-02-99. A request for zoning change from A-2 (General Farming)/B-2 (Community Business)/R-1 (Single family, non-subdivided)/B-3 (General Business) to Lot 1 - A-2 (General farming) and Lot 2 - R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Glenn Anklam for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-03-99. A request for zoning change from A-2 (General Farming)/R-1 (Single Family non-subdivided) to A-2 (General farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant James E. Smith, Martenson & Eisele, and property owner Daniel Bonnett for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-04-99. A request for zoning change from R-1 (Single Family non-subdivided)/A-2 (General farming)/B-2 (Community Business) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE

REPORT NO. 005. A report from the Planning & Zoning Committee regarding a requested zoning change from the applicant and property owner Barbara Croisant for zoning change to A-2 (General farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-05-99. A request for zoning change from R-1 (Single Family non-subdivided)/A-2 (General farming) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Versatile Management, Tom Vandeyacht, for zoning change to R-5 (Planned Residential). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-06-99. A request for zoning change from M-1 (Light Industrial) to R-5 (Planned Residential). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 007. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner F. Gerald Altenhofen for zoning change to R-3 (Two-Family)/R-4 (Multiple Family)/M-1 (Light Industrial). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-07-99. A request for zoning change from R-3 (Two-Family)/R-4 (Multiple Family)/M-1 (Light Industrial) to R-3 (Two-Family)/R-4 (Multiple Family)/M-1 (Light Industrial). (See map for explanation.) Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 008. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant T. Steven Karow and property owner John Karow for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-08-99. A request for zoning change from R-1 (Single Family non-subdivided) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 009. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Carl Neumann and property owner Kenneth Walter for zoning change to: Lot 1 to R-2 (Single Family subdivided) and Lot 2 to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-09-99. A request for zoning change from R-2 (Single Family subdivided)/R-1 (Single Family non-subdivided)/A-2 (General Farming) to Lot 1 to R-2 (Single Family subdivided) and Lot 2 to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE

REPORT NO. 010. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Richard Breaker for zoning change to R-2 (Single Family subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

Supervisor Sievert abstained.

AMENDATORY ORDINANCE NO. 10-10-99. A request for zoning change from A-2 (General farming) to R-2 (Single Family subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Sievert abstained.

REPORT NO. 011. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Donald Breaker for zoning change to R-2 (Single Family subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE. Supervisor Sievert abstained.

AMENDATORY ORDINANCE NO. 10-11-99. A request for zoning change from A-2 (General farming) to R-2 (Single Family subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Sievert abstained.

AMENDATORY ORDINANCE NO. 12. A request from the Town of Black Wolf on behalf of Benjamin Karau for zoning change from A-2 to R-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 13. A request from the Town of Black Wolf on behalf of Tim Herides for zoning change from A-2 to R-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 14. A request from the Town of Black Wolf on behalf of James & Sheila Cauley for zoning change from R-1 to A-2. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 15. A request from the Town of Black Wolf on behalf of Shirley Ruck and Douglas Dahlke for zoning change from A-2 to R-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

## **RESOLUTIONS AND ORDINANCES**

### **RESOLUTION NO. 302-1099:           AWARDING THE SALE OF \$4,010,000 GENERAL OBLIGATION REFUNDING BONDS; PROVIDING THE FORM OF THE BONDS; AND LEVYING A TAX IN CONNECTION THEREWITH**

WHEREAS, pursuant to a resolution adopted on September 21, 1999 (the "Initial Resolution"), the County Board of Supervisors of Winnebago County, Wisconsin (the "County") authorized the issuance of not to exceed \$4,035,000 General Obligation Refunding Bonds for the public purpose of refunding obligations of the County, including interest on them, to wit: refunding the County's outstanding General Obligation Promissory Notes, Series 1994, dated November 1, 1994 (the "1994 Notes") maturing in the years 2000 through 2004 (hereinafter the refunding of the County's outstanding obligations shall be referred to as the "Refunding");

WHEREAS, the 1994 Notes were issued for the purpose of paying the cost of acquiring, improving and renovating land and real property; constructing a new Huber Law Detention Facility; and acquiring equipment and furnishings (the "1994 Project")

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the 1994 Notes maturing in the years 2000 through 2004 for the purpose of achieving debt service cost savings and restructuring the County's debt;

WHEREAS, counties are authorized by the provisions of Chapter 67 of the Wisconsin Statutes to borrow money and to issue general obligation refunding bonds for the purpose of refinancing their outstanding obligations; and

WHEREAS, the County Board has directed its financial advisor, Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin, to take the necessary steps to sell its General Obligation Refunding Bonds in an amount not to exceed \$4,035,000 (the "Bonds") for the purpose set forth above;

WHEREAS, a Notice of Sale and an Official Notice of Sale (copies of which are attached hereto as Exhibits A and B and incorporated herein by this reference) have been circulated to potential bidders;

WHEREAS, the following bid proposals were received:

BIDDER

NET INTEREST COST

TRUE INTEREST RATE

EXHIBIT C

## Winnebago County

### COMPETITIVE BID RESULTS

\$4,035,000

General Obligation Refunding Bonds

*Results of Competitive Bids taken  
10:00 a.m., Tuesday, October 19, 1999*

Rank	Bidder	Purchase Price	Net Interest Cost	True Interest Rate
1	First Union Securities, Inc.	\$4,038,759.70	\$616,402.80	4.5996%
2	Robert W. Baird & Co. Incorporated	4,031,973.75	622,706.25	4.6527
3	State Street Capital Markets, LLC & Associates	4,026,930.00	622,270.00	4.6538
4	Nike Securities, L.P.	4,029,512.40	622,727.60	4.6539
5	Zions First National Bank	4,034,809.82	624,667.68	4.6650
6	U.S. Bancorp Piper Jaffray Inc.	4,027,938.75	626,741.25	4.6860
7	Hutchinson, Shocky, Erley & Co.	4,024,912.50	629,450.00	4.7086
8	Harris Trust & Savings Bank & Associates	4,015,592.00	630,530.50	4.7237
9	Morgan Stanley DeanWitter	4,014,825.00	630,425.00	4.7254
10	Griffin, Kubik, Suphens & Thompson, Inc.	4,035,953.65	634,596.35	4.7421
11	Banc One Capital Markets, Inc.	PASS		
12	Miller Johnson & Kuchn, Inc.	PASS		

WHEREAS, it has been determined that the bid proposal submitted by First Union Securities, Inc., Chicago, Illinois, fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. A copy of said bid is attached hereto as Exhibit D and incorporated herein by this reference;

WHEREAS, it has been determined that the Bonds shall be issued in the aggregate principal amount of \$4,010,000.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Approval of Offering Documents. The Notice of Sale, Official Notice of Sale and other offering materials prepared and circulated by Robert W. Baird & Co. Incorporated are hereby ratified and approved.

Section 2. Award of the Bonds. The bid proposal of First Union Securities, Inc., Chicago, Illinois (the "Purchaser") is hereby accepted, said proposal offering to purchase the Bonds for the sum of FOUR MILLION THIRTEEN THOUSAND SEVEN HUNDRED SEVENTY-SEVEN AND 85/100 DOLLARS (\$4,013,777.85), plus accrued interest to the date of delivery. The Bonds bear interest as follows:

<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2000	\$ 590,000	4.25%
2001	610,000	4.25
2002	825,000	4.50
2003	895,000	4.75
2004	1,090,000	4.75

Section 3. Terms of the Bonds. The Bonds shall be designated "General Obligation Refunding Bonds"; shall be in the aggregate principal amount of \$4,010,000; shall be dated November 1, 1999; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; and shall mature serially on November 1 of each year, in the years and principal amounts as set forth above. Interest is payable semi-annually on May 1 and November 1 of each year commencing on May 1, 2000.

Section 4. Redemption Provisions. The Bonds shall be non-callable.

Section 5. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 6. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years and in the amounts as follows:

<u>Levy Year</u>	<u>Amount</u>
1999	\$ 772,412.50
2000	767,337.50
2001	956,412.50
2002	989,287.50
2003	1,141,775.00

The direct annual irrepealable tax hereby levied shall be carried onto the tax roll and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected. So long as any part of the principal of or interest on the Bonds remains unpaid, the tax hereinabove levied shall be and continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account for the Bonds created below.

Section 7. Segregated Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$4,010,000 Winnebago County General Obligation Refunding Bonds dated November 1, 1999", which fund account shall be used solely for the purpose of paying the principal of and interest on the Bonds. There shall be deposited in said fund account all accrued interest paid on the Bonds at the time the Bonds are delivered to the Purchaser, any premium, all money raised by taxation pursuant to Section 6 hereof, and all other sums as may be necessary to pay principal of and interest on the Bonds as the same become due. Said fund account shall be used for the sole purpose of paying the principal of and

interest on the Bonds, shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished, and shall at all times be invested in a manner that conforms with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any applicable income tax regulations (the "Regulations").

Section 8. Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into an account separate and distinct from all other funds and disbursed solely for the purposes for which borrowed or for the payment for the principal of and the interest on the Bonds.

Section 9. Arbitrage Covenant. The County shall not take any action with respect to the Bond Proceeds which, if said action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of delivery of and payment for the Bonds (the "Closing") would have caused the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code and the Regulations.

The Bond Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Bonds remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Bonds, whether such moneys were derived from Bond Proceeds or from any other source, will not be used or invested in a manner which would cause the Bonds to be "arbitrage bonds" within the meaning of the Code or Regulations. The County covenants that it will not invest in any obligation if such investment would violate the "prohibited payment" requirement of Section 148 of the Code.

The County Clerk, or other officer of the County charged with responsibility for issuing the Bonds, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Bond Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 10. Additional Tax Covenants; Six Month Expenditure Exemption from Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Bonds) to assure that the Bonds are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Bonds will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

The County covenants that it is a governmental unit with general taxing powers and that the Bonds are not "private activity bonds" as defined in Section 141 of the Code.

In accordance with Section 148(f)(4)(B) of the Code, the County covenants that ninety-five percent (95%) or more of the net proceeds of the Bonds are to be used for local governmental activities of the County and that 100% of the proceeds of the Bonds will be expended for the governmental purposes of the issue within six months of the Closing. If for any reason the County did not qualify for the six month exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

Bonds in the principal amount of \$4,000,000 are deemed designated as "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3)(D)(ii) of the Code and the balance of the Bonds are designated as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with the responsibility for issuing the Bonds, shall provide an appropriate certificate of the County, all as of the Closing.

Section 11. Execution of the Bonds. The Bonds shall be prepared in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated by its fiscal agent, if any, sealed with its official or corporate seal, if any, or a facsimile thereof and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the delivery of the Bonds, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The



aforsaid officers are hereby authorized to do all acts and execute all documents as may be necessary and convenient for effectuating the Closing.

Section 12. Payment of the Bonds. The principal of and interest on the Bonds shall be paid in lawful money of the United States of America by the County Clerk or Treasurer.

Section 13. Persons Treated as Owners; Transfer of Bonds. The County shall keep books for the registration and for the transfer of the Bonds. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Bonds. Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York, the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 15. Redemption of the 1994 Notes. Pursuant to the Initial Resolution, the County has called the 1994 Notes maturing in the years 2000 through 2004 for redemption on November 1, 1999.

Section 16. Bond Insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as any municipal bond insurer which makes a commitment accepted by the County to insure the Bonds may reasonably request and which are acceptable to the Chairperson and County Clerk, including provisions regarding restrictions on investment of Bond Proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, appropriate reference to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the holders of the Bonds, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the holders of the Bonds or by the Purchaser on behalf of such holders (provided that the rights of the holders and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 18. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 19th day of October, 1999.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht introduced John Mehan, Senior Vice President, Robert W. Baird & Co., Inc., who presented the "Winnebago County Final Pricing Summary, \$4,010,000 General Obligation Refunding Bonds." Ayes: 35. Nays: 0. Excused: 1 – Savas. Absent: 1 – Koziczowski. CARRIED

**ORDINANCE NO. 303-1099:                    Repeal Section 11.01 and 11.10 of the General Code of Winnebago County and Create Section 11.01 of the General Code of Winnebago County (Human Services Board)**

WHEREAS, the Winnebago County Board of Supervisors formerly adopted a resolution creating a Winnebago County Human Services Department; and

WHEREAS, as a result of the creation of that Department, it has become necessary to adopt an ordinance creating a Winnebago County Human Services Board and to repeal those ordinances creating a County Social Services Board and a County Community Mental Health, Developmental Disability, Alcoholism and Drug Abuse Services Board; and

WHEREAS, your undersigned Boards have met for the purpose of drafting an amended ordinance which is proposed to the Board herein.

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

That Sections 11.01 and 11.10 of the General Code of Winnebago County are hereby repealed, effective January 1, 2000.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that Section 11.01 of the General Code of Winnebago County is hereby recreated to read as follows:

11.01            COUNTY HUMAN SERVICES BOARD. (1) Pursuant to Section 46.23(4), Wisconsin Statutes, there is established a Winnebago County Human Services Board. The Human Services Board shall have those powers and duties as enumerated in Section 46.23(5)(m), Wisconsin Statutes.

(2)            MEMBERSHIP.            The Winnebago County Human Services Board shall consist of twelve (12) members. Eight (8) members of the Human Services Board shall be members of the Winnebago County Board of Supervisors. Of the four (4) remaining members of the Human Services Board, at least one (1) member shall be an individual who receives or has received human services or shall be a family member of such an individual. The remainder of the County Human Services Board members shall be consumers of services or citizens-at-large. No public or private provider of services may be appointed to the County Human Services Board.

(3)            APPOINTMENT. (a) Appointment to the Winnebago County Human Services Board shall be made by the Winnebago County Executive, subject to confirmation by the Winnebago County Board of Supervisors.

(4)            TERM. (a) All members of the Winnebago County Human Services Board shall serve a term of three (3) years. Four (4) of those members appointed to the Human Services Board shall serve a term which shall expire on December 31, 2000. Four (4) of those members appointed to the Human Services Board shall serve a term which shall expire on December 31, 2001. The remaining four (4) members of the Human Services Board shall serve a term which shall expire on December 31, 2002. Vacancies within the Board shall be filled as provided pursuant to Subsections 2 and 3 above. Members of the Human Services Board who are not members of the County Board of Supervisors shall be entitled to a per diem and expenses for attendance at Human Services Board meetings in the same amounts as paid to those persons who are members of the County Board of Supervisors.

(5)            REMOVAL. (a) A member of the County Human Services Board may be removed by the County Executive for cause upon due notice by the County Executive in writing.

(b) The resignation, non-election or removal of a member of the Winnebago County Human Services Board from the Winnebago County Board of Supervisors shall automatically result in said person's ineligibility and removal from the Winnebago County Human Services Board.

(6) LICENSURE OR CERTIFICATION OF HUMAN SERVICES BOARD MEMBERS. (a) The Winnebago County Human Services Department shall not license or certify any member of the Winnebago County Human Services Board for any purpose during the term of that person upon the Winnebago County Human Services Board. Should a Winnebago County Human Services Board member apply to the Department of Human Services for certification or licensure, said application shall be referred to an outside human services or social services agency for review and decision upon said application.

(7) EFFECTIVE DATE. (a) This ordinance shall become effective on January 1, 2000.

Submitted by:  
COMMUNITY PROGRAMS BOARD  
AND  
SOCIAL SERVICES BOARD

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

**RESOLUTION NO. 304-1099: Authorize Construction of An Earth Science Museum and Replacement Classroom Space at the University of Wisconsin Fox Valley Campus**

WHEREAS, the University of Wisconsin Foundation, Inc. has received contributions and pledges to construct and equip an Earth Science Museum and replacement classroom space at the UW Fox Valley Campus; and

WHEREAS, upon completion of the museum and classroom space, the facilities will become the joint property of Winnebago County and Outagamie County; and

WHEREAS, the University of Wisconsin Fox Valley Campus Board of Trustees has approved said project at its July 27, 1999 meeting; and

WHEREAS, funding for the construction of the museum and replacement classroom will be provided by private sources and not by Winnebago County and Outagamie County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes construction of an Earth Science Museum and a replacement classroom space at the University of Wisconsin Fox Valley Campus..

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that authorization for said project is contingent upon sufficient funds being contributed to the University of Wisconsin Fox Valley Foundation, Inc. for the construction and equipping of said museum and replacement classroom space.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that contingent upon sufficient contributions being made for said project, that Winnebago County shall act as the administrator for the construction of said project.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that construction of said project is contingent upon approval of said project by the Outagamie County Board of Supervisors.

Submitted by:  
UNIVERSITY OF WISCONSIN FOX VALLEY BOARD OF  
TRUSTEES

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

**RESOLUTION NO. 305-1099: Create One Full-Time Position of Director of Human Services and Reclassify Two Existing Positions to Transitional Program Manager**

WHEREAS, the Winnebago County Board of Supervisors has created a Department of Human Services, which includes the formerly separate departments of Community Programs, Social Services and Juvenile Intake; and

WHEREAS, the newly created department will require the full-time commitment of a department head to oversee and direct the activities of the department on an ongoing basis.

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

be, and hereby is created, one full-time position of Director of Human Services within the Table of Organization of the Department of Human Services; and

BE IT FURTHER RESOLVED, that a salary for this position be set from within Salary Range 28 of the Winnebago County Administrative Salary Schedule (\$53,326 - \$79,973); and

BE IT FURTHER RESOLVED, that concurrent with the employment of the new Director, the positions of Director of Social Services and Program Director – DCP, each be reclassified to the position of Transition Program Manager and assigned to develop and implement a plan for the consolidation of the three previously separate departments into a single department; and

BE IT FURTHER RESOLVED, that the positions of Transition Program Manager continue to exist for only as long as the present incumbents continue in the employ of Winnebago County.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Rengstorf asked if the attached fiscal note could be amended. John Bodnar, Corporation Counsel, stated that a fiscal note is for information purposes and is not amendable.

Vote on Resolution – Ayes: 30. Nays: 5 – Klitzke, Footit, Arne, Maehl and Wingren. Excused: 1 – Savas. Absent: 1 – Koziczowski. CARRIED.

**RESOLUTION NO. 306-1099: Authorize Transfer of \$22,000 from Park View Health Center Undesignated Fund Balance Account to Capital Outlay Account (Purchase Food Service Van)**

WHEREAS, due to an increase in the number of meals purchased from Park View Health Center, a need exists for an additional, larger vehicle for the delivery of food to the jail, senior meal sites and County-catered events; and

WHEREAS, the number of meals and revenue with regard to food service from Park View Health Center has doubled since 1995; and

WHEREAS, Park View Health Center does not believe that it will be able to accommodate additional jail meals that are requested using Park View's current delivery system, which consists of a 1992 truck, 1993 van and 1995 van, all of which have been requiring additional maintenance and repairs because of age.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$22,000 from the Undesignated Fund Balance of Park View Health Center's Budget to Park View Health Center's Capital Outlay Account for the purchase of a new food service van..

Submitted by:  
PERSONNEL & FINANCE COMMITTEE  
AND  
PARK VIEW HEALTH CENTER COMMITTEE

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

**RESOLUTION NO. 307-1099: Authorize Transfer of \$25,000 From Community Reinvestment Revenue to Living Healthy Program Account - Winnebago County Department of Social Services**

WHEREAS, Community Reinvestment Programs within the Winnebago County Department of Social Services Budget are presently under expended; and

WHEREAS, contingent upon state approval, \$25,000 of said funds could be transferred to the Living Health Program, which will allow the program to operate for an additional month and so as to allow Mercy Medical Foundation to consider funding the program for the remainder of the year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$25,000 from the Community Reinvestment Revenue Fund to the Living Health Program Fund of the Winnebago County Department of Social Services Budget..

Submitted by:  
SOCIAL SERVICES BOARD  
AND  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 308-1099: Authorize Transfer of \$18,000 from General Fund Undesignated Fund Balance to Capital Outlay Account - Coroner's Budget (Purchase New Vehicle)**

WHEREAS, your undersigned Committees have approved the budget transfer to purchase a new vehicle for the Coroner; and

WHEREAS, the current Coroner's van is old and not in the best of shape and not worth the cost of repair; and

WHEREAS, the purchase of a new vehicle would be limited to a price not to exceed \$20,000; and

WHEREAS, the Coroner presently has \$2,000 in his Capital Outlay Budget which can be used for the purchase of a vehicle, in that it was intended for a purchase of a used vehicle from the Sheriff's Department; and

WHEREAS, your undersigned Committees believe that it would be more practical to purchase a new vehicle because of the high mileage on the Sheriff's vehicles when they become available.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$18,000 from the Undesignated General Fund Balance to the Coroner's Capital Outlay Account - Other Equipment for the purpose of purchasing a new vehicle for the Winnebago County Coroner.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Coroner's present vehicle shall be sold upon purchase of a new vehicle and the proceeds from that sale shall be returned to the General Fund Undesignated Fund Balance.

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

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Pech and seconded to refer back to committee. LOST BY VOICE VOTE. Vote on Resolution – Ayes: 31. Nays: 4 – Pech, Montgomery, Sievert and Brennand. Excused: 1 – Savas. Absent: 1 – Kozickowski. CARRIED. Motion by Supervisor Montgomery and seconded to table. LOST BY VOICE VOTE. Vote on Resolution - Ayes: 31. Nays: 4 – Pech, Montgomery, Sievert and Brennand. CARRIED.

**RESOLUTION NO. 309-1099: Authorize Per Call Reimbursement for Deputy Coroners**

WHEREAS, Deputy Coroners are presently reimbursed on the following basis while on call:

0-4 Hours	-	\$30.00;
4-12 Hours	-	\$60.00
12-24 Hours	-	\$90.00; and

WHEREAS, your undersigned Committee believes that in addition to being paid a straight fee for on-call duty that Deputy Coroners also be paid a per call fee of \$15.00 per call responded to while on duty.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Deputy Coroners to be paid a fee of \$15.00 per call responded to in addition to that fee structure already in place with regard to that position, as described above.

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Nay – Leschke, Pech, Brennand and Diakoff).

**RESOLUTION NO. 310-1099: Authorize Approval of Grant Agreement Between Winnebago County and the Town of Neenah**

WHEREAS, as a result of the location of a new Southern Electric Power Plant in the Town of Neenah, Winnebago County shall receive shared revenue funds from the State of Wisconsin during every year that the plant is in operation; and

WHEREAS, estimated Winnebago County's shared revenues from the State of Wisconsin for the first full year of operation of the plant is estimated to be approximately \$360,000; and

WHEREAS, the Town of Neenah desires to construct a water drainage detention pond on the south side of County Trunk Highway "O" to facilitate the removal of drainage and sewage from the Southern Electric Plant as well as to assist area property with regard to long-standing water drainage problems; and

WHEREAS, your undersigned Committees recommend that Winnebago County enter into a grant agreement with the Town of Neenah to provide a grant of funds to the Town of Neenah to assist the Town of Neenah with the construction of said retention pond, with said funds to come from those shared revenues received by Winnebago County during the first full year of operation of Southern Electric Power Plant, but not to exceed \$360,000; and

WHEREAS, said funds would not be paid to the Town of Neenah prior to July 15, 2001.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed grant agreement between Winnebago County and the Town of Neenah with regard to the construction of a water drainage detention pond within the Town of Neenah on the south side of County Trunk Highway "O".. A copy of the proposed agreement is attached to this resolution and made a part of by reference.

Submitted by:  
LAND CONSERVATION COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Maehl and seconded to adopt. Chairman Maehl introduced John St. Peter, attorney for the Town of Neenah, and Pete Van Airsdale, Land & Water Conservation Director, who made presentations on this issue. Atty. St. Peter encouraged the Board to pass the resolution. Mr. Van Airsdale expressed his concerns about the current lack of data for the drainage detention pond. He wanted the Board to be aware that some of his staff has concerns about the project. However, he was also encouraged that Corporation Counsel Bodnar has written into the agreement that Mr. Van Airsdale and his staff will be reviewing the project and all of their concerns will be addressed.

Vote on Resolution – Ayes: 18 – Kollath, Barker, O'Brien, Klitzke, Lauson, Albrecht, Wagner, Warnke, Footit, Troxell, Crowley, Kramer, Schaidler, Finch, Spanbauer, Rankin, Rengstorf and Metzsig. Nays: 17 – Griesbach, Maehl, Widener, Pech, Leschke, Schwartz, Montgomery, Bertrand, Sundquist, Wingren, Robl, Lawson, Sievert, Arne, Diakoff, Brennand and Egan. Excused: 1 – Savas. Absent: 1 – Koziczkowski. LOST. (2/3<sup>rd</sup>'s vote was required.)

**RESOLUTION NO. 311-1099: Amend County Board Rule Section 25.5 - Legislative Committee**

WHEREAS, the composition of the present Legislative Committee does not include the Chairman of the Public Safety Building Board; and

WHEREAS, your undersigned supervisor believes that it would be in the best interest of Winnebago County that the Legislative Committee include within its composition the Chairman of the Public Safety Building Board Committee.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Section 25.5 of the Rules of the Winnebago County Board of Supervisors be amended to read as follows:

**25.5 LEGISLATIVE COMMITTEE.** The Committee shall be composed of the Chair of the following committees and boards:

Those committees listed in Sections 25.1 through 25.4 and 25.6 through 25.12 of these Rules; the Community Programs Board; the Social Services Board; the Health Board; the Solid Waste Management Board and the Public Safety Building Board.

The Committee shall review proposed federal and state legislation and administrative regulations impacting upon the County and shall provide and inform area legislators of the recommendations of the County Board, if feasible, or the committee as to such legislation. The Committee shall report its actions to the County Board as well as any pertinent information relating to such legislation.

Submitted by:  
JOSEPH N. MAEHL, DIST. #6  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Maehl and seconded to adopt. Supervisor Maehl corrected the resolution by adding the following to Line 30:

The Chairman of the Public Safety Building Board will be a member of the Legislative Committee only if he/she is a Winnebago County Board Supervisor.

Vote on Resolution as corrected – CARRIED BY VOICE VOTE. (Sundquist voting nay.)

**RESOLUTION NO. 312-1099: Support Continuation of Funding for the State Criminal Alien Assistance Program at \$585,000,000**

WHEREAS, the Federal State Criminal Alien Assistance Program (SCAAP) provides funding to local entities for the incarceration of illegal aliens; and

WHEREAS, in fiscal year 1999, SCAAP reimbursed Winnebago County in the amount of \$10,287.00, which only represents 38.5% of Winnebago County's total cost for incarcerating illegal aliens; and

WHEREAS, on July 22, 1999, the United States Senate passed Commerce-Justice-State Appropriations Bill for fiscal year 2000 with the level for funding for SCAAP at \$100 million dollars; and

WHEREAS, in comparison, in its companion Bill, which has not yet been considered, the U.S. House of Representatives has authorized an appropriation, in committee, for SCAAP at \$585,000,000; and

WHEREAS, your undersigned Committees recommend support for the House version of this Bill to maintain funding at \$585,000,000 for SCAAP.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports legislation pending in the U.S. House of Representatives to continue funding for SCAAP at \$585,000,000.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Clerk to transmit a copy of this resolution to the office of Representative Thomas Petri and to the offices of Senators Herbert Kohl and Russell Feingold..

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE  
AND  
LEGISLATIVE COMMITTEE

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

**RESOLUTION NO. 313-1099: Create Task Force to Study Winnebago County Board of Supervisors**

WHEREAS, it is the responsibility and obligation of the Winnebago County Board of Supervisors to periodically re-examine itself for efficiency, effectiveness and accountability in its representation of the citizens

of Winnebago County; and

WHEREAS, the Winnebago County Board of Supervisors has not officially re-examined itself since a task force was created for that purpose in 1990; and

WHEREAS, discussion and consensus regarding County Board committee structure, pay structure, size and rules of operation would be beneficial to all County Board Supervisors and to all residents of Winnebago County; and

WHEREAS, a Task Force should be created to facilitate discussion of those issues stated above and to make recommendations to the County Board of Supervisors based upon its findings.

NOW, THEREFORE, BE IT RESOLVED THAT the Winnebago County Board of Supervisors Committee on Committees create a Task Force which shall be charged with those duties, including, but not limited to, the study of committee structure, pay structure, size and rules of operation, of the Winnebago County Board of Supervisors in addition to any other matters involving the structure of the Winnebago County Board of Supervisors which said Task Force deems to be appropriate to consider.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Task Force shall be composed of six (6) present members of the Winnebago County Board of Supervisors and six (6) citizen members. Those members of the County Board of Supervisors appointed to said Task Force shall be appointed in such a way so as to provide proportionate representation upon the the Task Force to cities and towns within Winnebago County. In addition, supervisors appointed to said Task Force shall be appointed so as to provide equal representation upon said Task Force from those County Board Members with short tenure upon the County Board of Supervisors (5 years or less) and those with long tenure upon the County Board of Supervisors (more than 5 years). Citizen members shall be appointed so as to proportionately represent cities and towns within Winnebago County and so as to provide for diverse backgrounds and interests among those appointed.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Corporation Counsel is directed to attend said Task Force meetings and to participate in such meetings in an advisory capacity.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Task Force shall invite Winnebago County Department Heads to attend its meetings to provide advice and input to the Task Force with regard to relevant issues.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that no County Board members or citizen members appointed to said Task Force shall receive any per diem or other compensation nor expenses for participation and attendance of meetings of the Task Force.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that recommendations of the Task Force shall be presented to the Winnebago County Board of Supervisors for consideration no later than the Winnebago County Board of Supervisors meeting of March, 2000.

Submitted by:

JULIE LESCHKE, DIST. #13

BILL WINGREN, DIST. #18

JOANNE SIEVERT, DIST. #31

PATRICK BRENNAND, DIST. #34

DOROTHY SCHWARTZ, DIST. #14

DONALD ARNE, DIST. #32

DAVID ALBRECHT, DIST. #11

THOMAS PECH JR., DIST. #12

COUNTY BOARD SUPRVISORS

Motion by Supervisor Leschke and seconded to adopt. Supervisor Leschke read the following statement:

I believe very strongly that an essential ingredient in any organization's success is a regular review, or self-evaluation. This is common practice in the business world and in any successful organization. I believe very strongly that the Winnebago County Board would benefit in many ways from a periodic self-examination (perhaps occurring more frequently than every 10 years). Through this process, we will certainly be reassured of our strengths but we will also have an opportunity to identify our weaknesses and take steps to bring about positive changes.



Unfortunately, the Oshkosh Northwestern, despite my words to the contrary, characterized this resolution as a one –issue resolution. It is not. The purpose of the resolution is to create a forum where a broad scope of county board issues can be discussed with input from every county board member and any interested citizen of Winnebago County.

I have spoken with, or left messages for, every county board supervisor. My goal was to have as many supervisors has possible take “ownership” of this resolution. There are 19 co-sponsors. In talking to these supervisors, I have learned that they already have many ideas for improvements in our current system. Of these 19, there is a wide range of views, regarding the “size” issue but we are all willing to have it be a part of the discussion.

I realize that the issue of size is a delicate one. I realize that there are hard feelings remaining surrounding the task force recommendations of 10 years ago. I realize there are those who believe that I have a hidden agenda regarding this issue. I do not. I want to assure those with such feelings that my only desire with this resolution is to do what is in the best interest of the county.

If you look at the resolution you can see:

We are looking for discussion. We are looking for consensus. We are looking for recommendations. We are turning over the selection process for the task force to the committee on committees.

(committee members are: Joanne Sievert, Dave Albrecht, Joe Maehl, Pat O’Brien, and Ken Robl). At this point, only two of the five are co-sponsors of the resolution, the others are undecided.

Nonetheless, I am counting on the committee on committees to select a diverse group of open-minded, intelligent, dedicated, agenda-free individuals to be on the task force.

My hope is that all county board supervisors will get involved by 1. Offering suggestions to the C on C for task force members. 2. Offering input to TF members for items to be discussed. 3. Attending the meetings of the task force.

The idea of a critical self-examination on a regular basis is not new. I see the passage of this resolution as a commitment on the part of the county board to move forward together. I see it as a means of examining the ‘system’ we have in place (not the individuals) for possible improvement. I see it as a creation of a forum where issues can be discussed thoroughly and respectfully and where, ultimately, Winnebago County and its citizens will benefit

Supervisor Leschke asked that the following Supervisors’ names be added to the resolution: Diakoff, Lawson, Kozickowski, Footit, Warnke, Metzgi, Troxell, Egan, Klitzke, Crowley and Bertrand.

Motion by Supervisor Schaidler and seconded to refer this resolution to the Judiciary & Public Safety Committee. Ayes: 20 – Kollath, Barker, Griesbach, O’Brien, Maehl, Klitzke, Lauson, Montgomery, Sundquist, Wagner, Robl, Lawson, Crowley, Kramer, Schaidler, Spanbauer, Sievert, Egan, Rankin and Rengstorf. Nays: 13 – Widener, Albrecht, Pech, Leschke, Schwartz, Bertrand, Wingren, Warnke, Footit, Troxell, Arne, Diakoff, and Brennand. Excused: 1 – Savas. Absent: 3 – Kozickowski, Finch and Metzgi. CARRIED.

**RESOLUTION NO. 314-1099: Approve Appraisals of Tax Deed Properties**

Whereas, Section 3.03(1)(a), General Code of Winnebago County requires that all tax deeded lands have their appraisal prices determined by the Personnel and Finance Committee of the Winnebago County Board of Supervisors and approved by the County Board of Supervisors; and

Whereas, appraisals of tax deeded properties acquired as a result of delinquent real estate taxes as a consequence of In Rem actions wherein judgment was rendered during 1998 and 1999 have been made; and

Whereas, the parcel numbers, legal descriptions and appraised values of said tax deeded properties are as follows:

Parcel # 022-1269  
Town of Rushford  
S28 T18 R14

ORIGINAL PLAT OF EUREKA  
LOT 10 BLK 15

Appraised Value \$2,000.00

Parcel # 026-0640-12  
Town of Vinland  
S20 T19 R17  
PT E ½ SW ¼ DESC AS  
COMANCHE LANE

Appraised Value \$500.00

Parcel # 265-0064  
City of Omro  
S18 T18 R15  
RR THROUGH THE CITY OF OMRO  
EXC DOC. 457373, DOC. 464624,  
DOC. 478482, AND DOC. 567963

Appraised Value \$6,500.00

Parcel # 904-0400  
653 Grand Street  
City of Oshkosh, Fourth Ward  
PARKINSONS SUB  
55 FT OF E 84.75 FT OF  
LOT 10 BLK 42

Appraised Value \$38,000.00

Parcel # 907-0429  
659 Frederick Street  
City of Oshkosh, Seventh Ward  
R PARKINSONS SUB OF PART OF  
BLK 45 S 43 FT OF LOT 16 BLK A

Appraised Value \$5,100.00

Parcel # 908-0184  
122 Bay Street  
City of Oshkosh, Eighth Ward  
SECOND ADD LOTS 25 & 26  
& 30 FT OF LOT 24 EXC  
N 90.4 FT & EXC S 46 FT BLK F

Appraised Value \$1,00.00

Parcel # 908-0229  
827 Ceape Avenue  
City of Oshkosh, Eighth Ward  
BOWENS ADD  
W ½ OF LOT 12 &  
ALL OF LOT 13 BLK 6

Appraised Value \$77,000.00

Parcel # 910-0757  
1199 N. Main Street  
City of Oshkosh, Tenth Ward  
SUHLS ADD  
N ½ OF E ½ OF  
LOT 6 EXC RR BLK 1

Appraised Value \$1,500.00

Whereas, the appraisal values of said properties have been approved by the committee as is required by section 3.03(1)(a) of the General Code of Winnebago County and is herewith submitted to the Winnebago County Board of Supervisors for approval.

Now, Therefore, Be It Resolved by the Winnebago County Board of Supervisors that it hereby approves the appraisals of those parcels of property listed above, which were acquired by the Winnebago County Treasurer for tax delinquency pursuant to an In Rem judgment entered during 1997. The full appraisal reports for each parcel shall be incorporated as a part of this resolution. (A copy of these appraisal reports can be viewed in the Treasurer's office.)

Submitted by;  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. A correction was made to Page 2, Parcel #908-0184 – The appraised value should be \$1,000.00. CARRIED BY VOICE VOTE.

(Additional typing errors were corrected by the County Treasurer as follows: Page 1, 2<sup>nd</sup> Paragraph, last line after "during" add "1990"; Page 2, fourth line after "1997" add "1990, 1998 and 1999".)

**RESOLUTION NO. 315-1099: Approve Reduction in Appraisal of Tax Deed Property**

Whereas, Section 3.03(1)(a), General Code of Winnebago County requires that all tax deeded lands have their appraisal prices determined by the Personnel and Finance Committee of the Winnebago County Board of Supervisors and approved by the County Board of Supervisors; and

Whereas, an appraisal of a tax deeded property acquired as a result of delinquent real estate taxes as a consequence of an In Rem action wherein judgment was rendered during 1992 had been made at \$25,000; and

Whereas, the property has remained unsold for sale for seven years; and

Whereas, Nancy Davis, of Coldwell Banker The Real Estate Group, has been unable to sell the property at the appraised price; and

Whereas, the parcel number, legal description and adjusted appraised value of said tax deeded property is as follows:

City of Neenah, First Ward  
8320 Congress Street  
PARCEL #801-0494-02  
PART IN VOL. 1048 PG.23  
FURTHER DESC. IN DOC. 477753

Appraised Value \$19,000

Whereas, the appraisal value of said property has been approved by the committee as is required by section 3.03(1)(a) of the General Code of Winnebago County and is herewith submitted to the Winnebago County Board of Supervisors for approval.

Now, Therefore, Be It Resolved by the Winnebago County Board of Supervisors that it hereby approves the appraisal of the parcel of property listed above, which was acquired by the Winnebago County

Treasurer for tax delinquency pursuant to an In Rem judgment entered during 1992.

Submitted by;  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Chairman Maehl corrected the address of the parcel listed in the Resolution to "830 Congress Street". CARRIED BY VOICE VOTE.

Supervisor Wingren asked the Clerk to record in the proceedings that he left the meeting because he was not allowed to speak on a previous resolution.

**RESOLUTION NO. 316-1099:                    Require new grant applications to be reviewed by the Finance Department and Personnel & Finance Committee prior to coming before the Winnebago County Board for approval.**

WHEREAS, departments of Winnebago County generally have grant funds that they receive each year and include in their budgets; and

WHEREAS, often times new grants are made available to County Departments upon application after the budget has been adopted; and

WHEREAS, State Statutes require that acceptance and appropriation of funds where that information is not included in the department's approved budget requires approval of the governing body; and

WHEREAS, a necessity exists for a uniform process of review of grant applications and fiscal information to assure it is complete, accurate and is included with any resolution to accept and appropriate funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requires that all grant applications for new funding outside of the annual budget process, be reviewed by the Finance Department and forwarded to the Personnel & Finance Committee for their review and recommendation prior to a resolution being forwarded to the Board of Supervisors for approval.

BE IF FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the Personnel & Finance Committee shall forward such grant resolutions to the County Board of Supervisors with complete fiscal notes so the Board has all the facts regarding such applications to use in making its decision.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Maehl and seconded to amend the Resolution by changing Line 25 to read: "the Committee of Jurisdiction for their review and recommendation and then to the Personnel & Finance Committee prior to a". CARRIED BY VOICE VOTE (Montgomery voting nay.)

Vote on Resolution as amended: CARRIED BY VOICE VOTE.

**RESOLUTION NO. 317-1099:                    Disallow Claim of Integrity Mutual Insurance Company Re: Eugene Berger**

WHEREAS, your Personnel and Finance Committee has had the claim of Integrity Mutual Insurance Company Re: Eugene Berger 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 Integrity Mutual Insurance Company Re: Eugene Berger dated August 12, 1999, 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 Albrecht and seconded to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 318-1099: Disallow Claim of Sara C. Grame**

WHEREAS, your Personnel and Finance Committee has had the claim of Sara C. Grame 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 Sara C. Grame dated August 31, 1999, 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 Albrecht and seconded to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 319-1099: Disallow Claim of Allstate Insurance Company Re: Catherine Ehler**

WHEREAS, your Personnel and Finance Committee has had the claim of Allstate Insurance Company Re: Catherine Ehler 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 Allstate Insurance Company Re: Catherine Ehler dated August 17, 1999, 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 Albrecht and seconded to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 320-1099: Disallow Claim of Helen Sosinski**

WHEREAS, your Personnel and Finance Committee has had the claim of Helen Sosinski 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 Helen Sosinski dated August 30, 1999, 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 Albrecht and seconded to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 321-1099: Request State Funding for County Jails**

WHEREAS, county jails throughout Wisconsin are housing inmates at an unprecedented rate due to criminal regulations adopted by the State Legislature requiring longer periods of incarceration in county jails; and

WHEREAS, this continual increase in jail populations is forcing counties to build and staff new facilities at great cost to county taxpayers; and

WHEREAS, with such new criminal regulation, the State Legislature has failed to provide funding to support the housing of additional inmates by enforcing the state's policies.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests the Governor and the Wisconsin Legislature to provide sufficient funding to support the implementation of state policies which result in additional cost to county taxpayers by housing additional inmates in county jails.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the state funding shall cover both the capital costs associated with the increased use of county jails and the staffing costs incurred by a jail facility in order to safely support increased jail population.

BE IT FURTHER RESOLVED, that the County Clerk is directed to send a copy of this resolution to all other Wisconsin counties, the Governor, the Secretary of the Department of Administration, the Secretary of the Department of Corrections, and Legislators representing Winnebago County.

Submitted by:  
LEGISLATIVE COMMITTEE

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

Supervisor Wagner announced that there will be an open forum on how to downsize the County Board. It will be held Monday evening, November 1 at Robbins Restaurant.

Supervisor Schwartz reported that she has a copy of the 1987 Arthur Young study on the Winnebago County Board and that she will give it to the clerk so copies can be made for those that are interested in reading it.

Motion by Supervisor Schwartz and seconded to adjourn to November 8, 1999, at 6:00 p.m. CARRIED BY VOICE VOTE. The meeting was adjourned at 10:03 p.m.

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 October 19, 1999.

Susan T. Ertmer  
Winnebago County Clerk