

**ADJOURNED SESSION
COUNTY BOARD MEETING
JULY 21, 1999**

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.

Present: Kollath, Barker, Griesbach, Maehl, Koziczowski, Klitzke, Widener, Lauson, Albrecht, Leschke, Schwartz, Montgomery, Sundquist, Wingren, Wagner, Warnke, Footit, Troxell, Robl, Payne, Lawson, Crowley, Kramer, Schaidler, Finch, Hue, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf and Metzgi. Absent: O'Brien, Savas, Pech and Bertrand.

Supervisor Robl moved and it was seconded to adopt the agenda. CARRIED BY UNANIMOUS VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Copies of the following adopted resolutions were received: Douglas County, No. 88-00, "Assembly Bill 321 Opposed"; Juneau County, No. 99-34, "Opposition to Governor's Budget Proposal to Increase State Administrative Fee For Sales Tax Collection"; La Crosse County, No. 64/6-99, "Opposition to Senate Bill 142"; Langlade County, No. 69-99, "Support Campaign Finance Reform Legislation"; Marathon County, No. 43-99, "To Oppose 1999 Assembly Bill 321 Relating to Proceeds from Sales of Tax Delinquent Property" and No. 44-99, "To Oppose An Increase In The State of Wisconsin Sales Tax Administration Fee"; Oconto County, No. 64-1999, "Allocation of tobacco liability settlement fund to disease prevention services"; Walworth County, No. 30-06/99, "Opposition to Governor's Budget Proposal to Increase State Administrative Fee for Sales Tax Collection"; Washburn County, No. 158-99, "Resolution Opposing An Increase In State Administating Fees for Sales Tax Collection"; and Waupaca County, No. 10 (1999-2000), "Opposition to Governor's Budget Proposal to Increase State Administrative Fee for Sales Tax Collection."

A letter was received from Rep. Gregg Underheim acknowledging receipt of the Resolution No. 226-599, "Support Development of Wayside at Wisconsin State Cemetery In Washburn County" and Resolution No. 221-599, "Oppose Senate Bill 44/Assembly Bill 22 (Social Security Number Releases)."

Information was received regarding a WCA Educational Seminar entitled, "Binding Arbitration." It will be held in Wausau on Monday, August 30. The registration deadline is August 20. Anyone interested in attending should contact the County Clerk's Office prior to that date

Information was received regarding the 1999 International Trade, Business & Economic Development Council Conference. It will be held on August 12 at the Holiday Inn City Centre in Green Bay. The registration deadline is July 29. Anyone interested in attending should contact the County Clerk's Office prior to that date.

Petition for Zoning Amendment from Tim Goss for change from B-3 to M-2 for addition to collision repair shop and storage building for tow trucks was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from H. J. Jennerjohn for change from A-1/R-1 to R-1 for residential lots was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Tammy Harrer for change from A-1 to A-2 for residential and agricultural use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from William Roeder for change from A-2, M-2 and R-1 to R-1 (Lots 1 & 2) and A-2 (Lots 3 & 4) to place new lots within one zoning district was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Diane Putzer for zoning change from A-2/R-1 to A-2 for residential use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Larry and Connie Tritt for zoning change from A-2, R-1 & B-2 to A-2 for single family dwelling was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Norman W. Marohn, for change from Agricultural to Commercial for meeting hall and offices for the state headquarters of a veterans organization was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Lauson reported that the Country USA concert at the fairgrounds were a success. There was some damage done to the turf, but it's repairable. He also stated that the Life Promotions Christian Music Festival, also held at the fairgrounds, was well attended and very successful. He expressed his thanks to the Sheriff's Department, the Oshkosh Police Department and the reserve officers for their services.

Supervisor Barker commented on the Fox-Wolf Basin Link newsletter that was placed on their desks. The newsletter reports that Pete Van Airsdale, Director of the Land & Water Conservation Department, was the recipient of the Becky Wallace Memorial Award. Mr. Van Airsdale received the award because he has, "done notable work enhancing partnerships and fostering a watershed approach to water resource management."

Supervisor Robl reported that the Highway Committee toured the County Road CB and County Road K construction projects. The excessive rainfall has caused some problems for these projects.

Supervisor Rankin commented on the possibility that state funding for recycling programs may be discontinued. He stated that there is a great demand for recycling and that Winnebago County's program has been very successful.

Supervisor Schaidler called the Board's attention to the first issue of Winnebago Community, a newsletter compiled by Mike Koles, Winnebago County Community Development Educator at the UW-Extension. Supervisor Schaidler stated that the newsletter discusses various aspects of the land use issue. He asked that they keep this information for future reference.

Supervisor Sundquist called the Board's attention to the Quarterly Convention Calendar distributed by the Oshkosh Convention and Visitors Bureau.

Supervisor Hue reported that Christine Kniep, Office Chairman of the Winnebago County UW-Extension Department, has been made a full professor. He stated that Winnebago County is the only county that has two full professors on staff in their UW-Extension Office. Jim Barthel, 4H Youth Development Educator, is also a full professor.

Supervisor Leschke gave a "friendly reminder" to the committees, commissions and boards that they remember to record their votes in their minutes. County Board Rule 7.2 requires that any resolution coming from a committee, commission or board have that body's vote indicated on the resolution.

Supervisor Leschke also asked that the following correction be made to the previously approved proceedings for May 19: Page 34, Line 6, replace "on this issue" with "about Park View Health Center and its operations." Vote on correction – carried by voice vote.

Supervisor Footit spoke about the Parks & Recreation Committee's unrecorded vote regarding a Sunnyview Speed Zone Raceway issue. He stated that in an effort to correct those minutes, the Committee was uncertain of the actual vote, so they decided to indicate that a majority of the Supervisors present voted in favor of the issue.

Supervisor Footit also expressed his concern about misleading newspaper headlines regarding his water business dealings with Country USA. He explained that this incident was investigated by the District Attorney's Office and no chargers were filed.

Supervisor Footit spoke in support of Supervisor Payne's committee actions regarding the recent Sunnyview Speed Zone Raceway controversy. He also expressed his objections to Supervisor Payne being singled out for ethics violations.

Supervisor Albrecht told the Board that Mike Koles completed the first phase of an economic impact study of the airport. He encouraged the Board to review the study. Supervisor Albrecht said that the second phase of the study is in progress. When that is done, a complete report will be given to the Board.

Supervisor Albrecht also reported that the issue regarding a late payment by the Azco Group Limited because of an alleged postal service delay or error has been resolved.

Supervisor Troxell moved and it was seconded to accept the minutes of the June 1 & 15, 1999 meetings. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE REPORT

Executive Van De Hey reported that she and other county officials participated in area parades over the 4th of July weekend.

Executive Van De Hey also told the Board that she has been serving as the Emergency Government Director and was at Country USA in that capacity. She thanked the Sheriff's Department, the Oshkosh Police Department and the reserve officers for their services at Country USA.

Executive Van De Hey reported that the Country USA promoters relaxed their "no water policy" and the county installed water coolers on the grounds.

Executive Van De Hey reported that the radio tower located in the Town of Clayton has been purchased for \$13,000 less than originally negotiated. She stated that this will improve emergency radio transmissions making the citizens of Winnebago County safer.

Executive Van De Hey told the Board that interviews for the construction of the jail have been completed, and that architect and construction manager RFP's are being completed. When the RFP's have been approved by the jail committee and John Bodnar and Mike Elder, recommendations will be brought to the Property Management & Maintenance and Judiciary & Public Safety Committees.

Executive Van De Hey recommended the Board's approval of the following resolutions: No. 248-799, "Authorize Execution of Amendment #3 of Lease Agreement Between Fox Valley Technical College and Winnebago County;" No. 256-700, "Create Five Full-Time Positions of Corrections Officer: Sheriff's Department;" No. 259-799, "Create One Full-Time Position of Custodian II: Maintenance Department;" No. 260-799, "Create One Full-Time Position of Custodian III: Maintenance Department;" No. 261-799, "Appropriate the Sum of \$376,000 for Planning & Design of Road Improvements and the Development of Irrigation System in the Winnebago County Community Park;" and No. 266-799, "Authorize Transfer of \$34,000 to Bus Service Expense Fund: Winnebago County Department of Social Services."

COUNTY EXECUTIVE'S APPOINTMENTS

Emergency Management Committee

Executive Van De Hey asked for the Board's approval of her appointment of Don Wilmot, W3965 Empire Lane, Fond du Lac, Wisconsin as Winnebago County's Emergency Management Director. Mr. Wilmot's employment will begin on August 9, 1999.

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

Executive Van De Hey introduced Mr. Wilmot to the Board. Mr. Wilmot expressed his gratitude to the Board for his appointment as Emergency Management Director.

Winnefox Library System Board of Trustees

Executive Van De Hey asked for the Board's approval of her appointment of Supervisor Tom Widener to the Winnefox Library System Board of Trustees. He will fill the unexpired term of retired Supervisor John Hue. Said term to begin immediately and end on December 31, 1999.

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

UW-Fox Valley Board of Trustees

Executive Van De Hey asked for the Board's approval of her appointment of Supervisor Nancy Barker to the UW-Fox Valley Board of Trustees. She will fill the unexpired term of retired Supervisor John Hue. Said term to begin immediately and end on April 21, 2000.

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

PRESENTATION OF SOCIAL SECURITY ADMINISTRATION CERTIFICATE OF APPRECIATION – MARY KRUEGER, COMMUNITY PROGRAMS DEPT.

Supervisor Schwartz introduced Susan Kennedy, Director of the Oshkosh Social Security Office. Ms. Kennedy presented the Social Security Administration Certificate of Appreciation to Mary Krueger,

Assistant Director for Developmental Disabilities. Ms. Krueger received the award because of her outstanding public service.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported to the Board that in 1899, the construction of an approved county jail and Sheriff's home was delayed because of an increase in cost--\$19,000 to \$26,000.

Chairman Maehl reported that the Fox River Locks in the City of Menasha saw a 49% increase in watercraft. He stated that this has a positive economic impact.

Chairman Maehl commented on the 7-page letter the Board received from Fred Umland, Juvenile Court Intake, and Judge Robert Hawley. He encouraged the Board to read the letter, as it gives a detailed look at their side of the issue regarding the transfer of Juvenile Court Intake to the Human Services Department.

Chairman Maehl read a note from Supervisor Kramer thanking the Board for the plant and their expressions of sympathy regarding the death of his daughter. Chairman Maehl also asked that the Board keep another of Supervisor Kramer's daughters in their prayers as she battles a serious illness.

Chairman Maehl read thank you notes from the four scholarship recipients. They are: Andrew Dobbins, Neenah High School; Meghan Healy, St. Mary's, Menasha; Andrew Williams, Oshkosh West High School; and Mary Knigge, Omro High School.

Chairman Maehl extended happy birthday wishes to Corporation Counsel Bodnar, Supervisors Sievert and Kramer.

Chairman Maehl announced Wisconsin Counties Association's appointment of Supervisor Brennand to the Wisconsin County Capital Projects Commission. He congratulated Supervisor Brennand on his appointment.

PRESENTATION OF 1ST ANNUAL HIGH SCHOOL SCHOLARSHIP AWARD

Chairman Maehl presented the fifth of the seven \$1,000 scholarships to Laura Tipler, a graduate from Winneconne High School. Ms. Tipler thanked the Board for the program and for awarding her one of the scholarships. The last two recipients, Marisa Lee and Katie Olander, will receive their scholarships at a later date.

PRESENTATION OF PLAQUE – RETIREMENT OF SUPERVISOR JOHN HUE

Chairman Maehl presented a plaque to Supervisor Hue in recognition of his 7-1/2 years of service to the Winnebago County Board of Supervisors and his constituents.

Supervisor Hue accepted the plaque and told the Board that he has enjoyed "every minute" of his time on this Board and wished them good luck in their future endeavors.

PUBLIC HEARING

Dee Durkee, 1460 Beech Street, Oshkosh, spoke to the Board about the importance of a code of ethics for people in public service.

Janet Schneider, citizen, told the Board that she felt they all owed Supervisor Payne an apology in regards to the Sunnyview Speed Zone Raceway issue.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS

Parks & Recreation Committee

Chairman Maehl asked for the Board's approval of his appointment of Supervisor Klitzke to the Winnebago County Parks & Recreation Committee. Supervisor Klitzke will fill the unexpired term of Supervisor Payne, who resigned from that Committee. Supervisor Klitzke's term would begin immediately.

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

Long-Term Support Advisory Committee

Chairman Maehl asked for the Board's approval of the reappointment of the following people to the Long-Term Support Advisory Committee:

Cathleen Lewis, 15 Eveline Street, Oshkosh;
Terri Hansen, 304 High Street, Oshkosh;
Wayne Winistorfer, 320 Sweet Street, Oshkosh

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

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee regarding a requested zoning change from applicant and property owner John Reinert for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept recommendation to DENY. Supervisor Schaidler asked that this Report be corrected by adding the following to the fifth "WHEREAS": "5. Property not suitable for development." CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-01-99. A request for zoning change from A-1 (Agri-Business) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to DENY. Ayes: 24 Nays: 9 – Maehl, Albrecht, Leschke, Montgomery, Wingren, Footit, Sievert, Egan and Rengstorf. Abstained: 1 – Metzgi. Excused: 4 – O'Brien, Savas, Pech and Bertrand. CARRIED.

REPORT. NO. 002. A report from Planning & Zoning Committee regarding a requested zoning change from applicant Don Backus and property owner James Salm for zoning change to R-2 (Single Family Subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-02-99. A request for zoning change from P-1 (Institutional & Recreational Park District) to R-2 (Single Family Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT. NO. 003. A report from Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Eldon Otto for zoning change to R-1 (Single Family Non-Subdivided) and M-1 (Light Industrial). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-03-99. A request for zoning change from A-2 (General Farming) to R-1 (Single Family Non-Subdivided) and M-1 (Light Industrial). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT. NO. 004. A report from Planning & Zoning Committee regarding a requested zoning change from applicant Carow Land Surveying and property owner Paul Seelow for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-04-99. 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. 005. A report from Planning & Zoning Committee regarding a requested zoning change from property owner William Spanbauer and applicant Oshkosh Community YMCA, Inc., for zoning change to P-1 (Institutional & Recreational Park District). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-05-99. A request for zoning change from A-2 (General Farming) to P-1 (Institutional & Recreational Park District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT. NO. 006. A report from Planning & Zoning Committee regarding a requested zoning change from property owner Vulcan Land, Inc. and applicants David & Wanda Zwicky for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-06-99. A request for zoning change from A-1 (Agri-Business) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT. NO. 007 and AMENDATORY ORDINANCE NO. 07-03-99 were POSTPONED UNTIL AUGUST, 1999.

REPORT. NO. 008. A report from Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Richard Cleveland for zoning change to R-2 (Single Family Subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-08-99. A request for zoning change from B-2 (Community Business) to R-2 (Single Family Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT. NO. 009. A report from Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Marion Sabee for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-09-99. A request for zoning change from A-1 (Agri-business) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10. A request from the Town of Vinland on behalf of Dorothy E. Hickey Miller for zoning change from A-1 to A-2. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11. A request from the Town of Vinland on behalf of F & M Bank for zoning change from A-1 to A-2. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 12. A request from the Town of Vinland on behalf of Lawrence Mehlberg/All Truck & Equipment Sales for zoning change from A-2 to B-3. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 13. A request from the Town of Vinland on behalf of Todd Devens for zoning change from A-2 to R-1. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 14. A request from the Town of Vinland on behalf of Gary & Jill Jansen for zoning change from A-1 to A-2. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 15. A request from the Town of Vinland on behalf of Robert Albright/Dave Conger for zoning change from A-2 to M-1 for Lot 2 of CSM 3782. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 16. A request from the Town of Poygan on behalf of Sandra J. Hendrickson for zoning change from A-2 to R-1. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 17. A request from the Town of Rushford on behalf of Eldon & Mary Lee for zoning change from A-2 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 246-799: Declare Month of August as "Town of Clayton Month" in Winnebago County

WHEREAS, during month of August, 1999, the Town of Clayton will be celebrating its 150th anniversary; and

WHEREAS, your undersigned believe that it is important for Winnebago County to recognize the Sesquicentennial celebration of the creation of the Town of Clayton.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby declares the month of August, 1999 as "Town of Clayton Month" in Winnebago County in celebration of the Sesquicentennial anniversary of the creation of the Town of Clayton..

Submitted by:
JOANNE GORR SIEVERT, DIST. #31
JOSEPH MAEHL, DIST. #6
COUNTY BOARD SUPERVISORS

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

RESOLUTION NO. 247-799: Support Continued State Funding For Recycling Program

WHEREAS, the state recycling program is a mandate imposed on Wisconsin municipalities that is largely unfunded for the majority of those municipalities, as the temporary recycling surcharge has paid only a portion of the eligible costs of local recycling programs; and

WHEREAS, Winnebago County, Wisconsin invested 4.4 million dollars in a Material Recovery Facility with a current debt service of 2.6 million dollars remaining; and

WHEREAS, the responsible units of government in Winnebago County would lose \$800,000 in grant funding and have invested thousands of dollars for equipment to comply with the mandate; and

WHEREAS, due to inadequate markets, low cost virgin materials corporate subsidies for raw materials, the lack of corporate responsibility for products and packaging and the failure of the private sector in the development of infrastructure and markets adequate to meet the needs of local recycling programs, recycling has not met its goal of becoming financially self-sufficient by 1999; and

WHEREAS, under current laws, state revenues are unlikely to be sufficient to fund all current recycling programs through the 1999-2001 biennium at 1997 levels.

NOW, THEREFORE, BE IT RESOLVED that Winnebago County supports continued funding of the recycling mandate at least at the 1997 levels, financed by one or a combination of the following alternatives: tipping fees on all solid waste disposed of in Wisconsin landfills and a sales tax on all solid waste services.

NOW, THEREFORE, BE IT RESOLVED that Winnebago County urges the Legislature to provide funding for the recycling mandate not only to local governments, but also to those state agencies which provide technical and educational assistance to local recycling programs and which promote the continued development of markets for recycled materials..

BE IT FURTHER RESOLVED that Winnebago County urges the Legislature to reaffirm the State of Wisconsin's commitment to recycling with appropriate directives and adequate funding to all state agencies to foster compliance with all aspects of Wisconsin Act 335, its revisions and amendments, especially those related to enforcement, research, minimum recycled content, truth-in-advertising, etc.

BE IT FURTHER RESOLVED that copies of this resolution be sent to Governor Tommy G. Thompson, Wisconsin Counties Association and Winnebago County representatives in the 1999 Wisconsin State Legislature.

Submitted by:
SOLID WASTE MANAGEMENT BOARD
LEGISLATIVE COMMITTEE

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

RESOLUTION NO. 248-799: Authorize Execution of Amendment #3 of Lease Agreement Between Fox Valley Technical College and Winnebago County

WHEREAS, Winnebago County and Fox Valley Technical College entered into a Lease Agreement effective September 14, 1992 and subsequently amended on June 22, 1995 and October 1, 1998, with regard to rental of property at Wittman Regional Airport in relationship to an Avionics Center and Hangars at said facility; and

WHEREAS, Fox Valley Technical College wishes to deed to Winnebago County approximately 1.55 acres of land with a fair market value of \$15,500 which is adjacent to said property; and

WHEREAS, in exchange for said property, Winnebago County would lease said property to Fox Valley Technical College but would forgive rent upon said property in an amount equal to \$15,500 on a monthly basis beginning on the date where said agreement would take effect and after said credit is utilized, (approximately August 1, 2005) Fox Valley Technical College shall then pay Winnebago County the annual rent at the aviation and non-aviation related land rental rate upon the land utilized by that facility; and

WHEREAS, the attached agreement would affectuate said transaction.

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

hereby approves Amendment #3 to the Lease Agreement between Winnebago County and Fox Valley Technical College originally executed on September 14, 1992 and as amended on June 22, 1995 and October 1, 1998. A copy of said Amendment #3 is herewith attached and made a part of this Agreement by reference.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 – O'Brien, Savas, Pech and Bertrand. CARRIED.

**ORDINANCE NO. 249-799: Amend Chapter 13 of the General Code of Winnebago County:
 Animal Waste Management**

WHEREAS, it is well documented and widely recognized that nutrients and organic matter from mismanaged or misapplied livestock waste are major contributors to the water quality degradation in the rivers, lakes and streams throughout 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

WHEREAS, a committee of citizens from throughout Winnebago County representing a broad spectrum of interests, including agricultural and urban provided extensive input into the revision of this ordinance, under the guidance of the Winnebago County Land Conservation Committee.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Chapter 13 of the General Code of Winnebago County be amended to read as follows: A copy of the proposed ordinance is herewith attached.

(See attached Ordinance – CHANGES ARE IN BOLD PRINT.)

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby.

Submitted by:
LAND CONSERVATION COMMITTEE

CHAPTER 13

LIVESTOCK WASTE MANAGEMENT

- 13.01 Authority
- 13.02 Findings and Declaration of Policy
- 13.03 Purpose
- 13.04 Interpretation
- 13.05 Jurisdiction
- 13.06 Effective Date
- 13.07 Definitions
- 13.08 Activities Subject to Regulation
- 13.09 Standards and Specifications
- 13.10 Application and Issuance of Permits
- 13.11 Permit Fee
- 13.12 Permit Revocation
- 13.13 Administration
- 13.14 Abandonment
- 13.15 Appeals

LIVESTOCK WASTE MANAGEMENT - CHAPTER 13

13.01 AUTHORITY

- (1) This Chapter of the Code is adopted pursuant to authority granted in Chapter 59, and sec. 92.11,

92.15 and 92.16, Wis. Stats.

- (2) This Chapter of the Code incorporates by reference the technical standards developed by the United States Department of Agriculture and the Natural Resources Conservation Service, hereinafter called the **USDA-NRCS Technical Guide**, adopted by the Winnebago County Land and Water Conservation Department for use in the design, construction, operation, and maintenance of livestock waste storage facilities and animal lots. Any such standards shall apply until amended and then shall apply as amended.
- (3) This chapter of the Code also incorporates by reference the Soil Survey of Winnebago County, 1980, USDA-Soil Conservation Service and Wis. Administrative Code 812.04 (the Wisconsin Well Code).

13.02 FINDINGS AND DECLARATION OF POLICY

- (1) The Winnebago County Board of Supervisors finds that storage of livestock wastes in facilities and animal lots and the land application of livestock waste may cause pollution of the surface waters and ground waters of Winnebago County, and may result in actual or potential harm to the health and safety of County residents and transients, to livestock, aquatic life and other animals and plants, and to the property tax base of Winnebago County.
- (2) The Winnebago County Board of Supervisors also finds that the USDA-NRCS Technical Guide, as adopted by the Winnebago County Land and Water Conservation Department, provides the basis for effective and environmentally safe methods of construction, operation, and maintenance of livestock waste storage facilities and animal lots.
- (3) The County of Winnebago permits operation of properly conducted agricultural operations within the county. If property is located near agricultural lands of operation or included within an area zoned for agricultural purposes, it may be subject to conditions arising from such operations. These conditions may include, but are not limited to: noises, odors, lights, fumes, dust, operation of machinery, and the storage and disposal of manure. One or more of these conditions described may occur as a result of any agricultural operation, which is in conformance with existing laws and regulations and accepted customs and standards. Those residing near an agricultural area should be prepared to accept such outcomes as a normal and necessary aspect of living in a county with strong rural character and an active agricultural sector. Winnebago County has established the Land Conservation Committee to assist in the resolution of any animal waste management disputes, which might arise between residents of the county regarding agricultural operations.

13.03 PURPOSE

The purpose of this Chapter is to assure the safe handling and spreading of animal waste as well as to regulate the location, design, construction, alteration, operation, and maintenance of all animal lots and livestock waste storage facilities. Also to regulate the abandonment of livestock waste storage facilities in order to prevent water pollution, protect the health and safety of residents and transients, prevent the spread of disease, and promote the prosperity and general welfare of the citizens of Winnebago County.

13.04 INTERPRETATION

The provisions of this Chapter of the Code shall be held to be minimum requirements and shall be liberally construed in favor of Winnebago County and shall not be deemed a limitation or repeal of any other power granted by Wisconsin Statutes.

13.05 JURISDICTION

This Chapter shall apply to all unincorporated areas of Winnebago County.

13.06 EFFECTIVE DATE

This Chapter shall become effective upon the date following its County publication.

13.07 DEFINITIONS

- (1) **"Abandonment"** means a livestock waste storage facility that is no longer being used for its intended purpose, and is no longer receiving animal wastes, has not received any animal wastes for a period of one year and, based on available evidence, is unlikely to receive animal wastes from an active livestock operation within the next six months.
- (2) **"Animal"** means domesticated and other types of animals together with fish and birds.
- (3) **"Animal lot"** means a lot or building or combination of lots and buildings intended for the confined feeding, breeding, raising, or holding of animals, specifically designed as a confinement area in which animal waste may accumulate, or where the concentration of animals is such that a vegetative cover cannot be maintained within the enclosure. For purposes of this ordinance, open lots used for the feeding and rearing of poultry (poultry ranges) shall be considered to be animal lots. Pastures shall not be considered animal lots under this ordinance.
- (4) **"Applicant"** means any person who applies for a permit under this chapter of the Code.
- (5) **"Bedrock"** means any naturally formed consolidated rock material and weathered in-place material with > 50%, by volume, larger than 2 mm in size. Bedrock includes, but is not limited to limestone (dolomite), sandstone, shale and igneous and metamorphic crystalline rock, including granite, rhyolite, quartzite, gabbro, basalt, gneiss, schist, diorite and greenstone.
- (6) **"Department"** means the Winnebago County Land and Water Conservation Department.
- (7) **"Ground Water"** means the water filling all the unblocked pores of underlying material below the water table.
- (8) **"Incorporation"** means to blend, mix or combine into the soil, which may include injection, discing, plowing, chisel plowing, roto-tilling, or other tillage methods.
- (9) **"Livestock Waste"** means livestock excreta, bedding material, rain or other water, soil, hair, feathers or other debris normally included in animal waste handling operations.
- (10) **"Livestock Waste Management Permit"** means the signed, typed statement issued by the Winnebago County Land and Water Conservation Department under this chapter of the Code authorizing the applicant to construct, reconstruct, enlarge, or substantially alter a livestock waste storage facility or animal lot.
- (11) **"Livestock Waste Storage Facility"** means an excavated or earthen impoundment or a fabricated structure of concrete, wood and/or steel used for temporary storage of animal waste or other organic waste.
- (12) **"Non-cropped Wetland"** means a wetland that has not been farmed within the last five years.
- (13) **"Nutrient Management Plan (590)"** means a plan that outlines the management and crediting of nutrients from all sources, including legumes, manure, and soil reserves for the application of manure and commercial fertilizers. Management includes the rate, method, and timing of the application of all sources of nutrients to minimize the amount of nutrients entering surface and groundwater. This practice includes manure nutrient testing, routine soil testing, and residual nitrogen soil testing.
- (14) **"Pasture"** means areas where grass or other growing plants are used for grazing and where the concentration of animals is such that a vegetation cover is maintained during the growing season except in the immediate vicinity of temporary supplemental feeding or watering devices.
- (15) **"Person"** means any individual, corporation, partnership, joint venture, agency, unincorporated association, municipal corporation, county, or state agency within Wisconsin, the federal government, or any combination thereof.
- (16) **"Sinkhole"** means a depression or opening on the land surface, usually funnel-shaped, generally

formed by solution or collapse of limestone, dolomite or to a lesser extent sandstone bedrock occurring at or near the surface. Sinkholes may be partially or completely filled with unconsolidated material and solution enlargement of vertical passages, often extend to the water table. Collapse of mine workings in other consolidated formations are also considered sinkholes.

- (17) **"Surface Water"** means any lake, perennial, or intermittent stream as identified on USGS 1:24,000 Quadrangle maps or direct conduits to such waters as determined by the Land and Water Conservation Department.
- (18) **"Technical Standards"** means the current, written standards and specifications for animal lots and livestock waste storage facilities contained in the USDA-NRCS Technical Guide.
- (19) **"NRCS"** means the Natural Resource Conservation Service, an agency of the United States Department of Agriculture.
- (20) **"Waters of the State"** means those portions of Lake Michigan and Lake Superior within the boundaries of Wisconsin, and all lakes, bays, rivers, streams, springs, ponds, wells, impounding reservoirs, marshes, water courses, drainage systems and other surface water and groundwater, natural or artificial, public or private within the state or its jurisdiction as defined in Section 147.015(20) of the Wisconsin Statutes.
- (21) **"Water Pollution"** means contaminating or rendering unclean or impure the ground or surface waters of the state, or making the same injurious to public health, harmful for commercial or recreational use, or deleterious to fish, bird, animal, or plant life.

(22) **"Water Quality Management Area"** means any of the following:

a) **The area within 1,000 feet from the ordinary high-water mark of a lake, pond or flowage.**

b) The area within 300 feet from the ordinary high-water mark of a stream or river.

c) A site that is susceptible to groundwater contamination or that has the potential to be a direct conduit for contamination to reach groundwater.

- (23) **"Wetland"** means an area that has a predominance of hydric soils and that is inundated or saturated by surface or ground water at a frequency and duration sufficient to support, and under normal circumstances does support a prevalence of hydrophytic vegetation typically adapted for life in saturated soil conditions.

13.08 ACTIVITIES SUBJECT TO REGULATION

- (1) **APPLICABILITY.** Any person or their agent who acquires ownership of, leases, or constructs, reconstructs, enlarges, abandons or substantially alters any livestock waste storage facility or animal lot or applies livestock waste on land subject to this ordinance, shall be subject to the provisions of this chapter of the Code.
- (2) **COMPLIANCE.** A person is in compliance with this chapter of the Code if the procedures of this chapter have been followed, a permit from the Winnebago County Land and Water Conservation Department has been issued prior to commencing construction activities subject to regulation under this section, and there is full compliance with the requirements of the permit.

13.09 STANDARDS AND SPECIFICATIONS

- (1) **ANIMAL LOTS.** The standards and specifications for design, construction, operation and maintenance of animal lots are those identified in Standard 350 and 312, USDA-NRCS Technical Guide and the Wisconsin Administrative Code NR812.

- (2) **ANIMAL LOT SETBACK REQUIREMENTS.** All new animal lots shall be sited a minimum of 50 feet from wells, and 300 feet from any surface water. An Animal lot may be sited between 300 feet and 75 feet from surface water with an approved variance from the Winnebago County Land and Water Conservation Department.
- (3) **LIVESTOCK WASTE STORAGE FACILITIES.** The standards and specifications for design, construction, operation, and maintenance of livestock waste storage facilities are those identified in Standard 313, and 634, USDA-NRCS Technical Guide and the Wisconsin Administrative Code NR812
- (4) **LIVESTOCK WASTE STORAGE FACILITIES SETBACK REQUIREMENTS.** All new livestock waste storage facilities shall be sited a minimum of 75 feet from surface water.
- (5) **LIVESTOCK WASTE MANAGEMENT AND UTILIZATION.** Animal wastes for which storage permits are issued under this chapter of the Code and all wastes from existing livestock waste storage facilities shall be managed and utilized in accordance with Standard 590, USDA-NRCS Technical Guide. A current (590) Nutrient Management Plan shall be submitted by the operator of the livestock waste storage facility by June 1st annually to the Winnebago County Land and Water Conservation Department until the animal waste storage facility is no longer in use and it has been properly abandoned.

- (6) **MANURE HANDLING AND SPREADING REQUIREMENTS.** The following setbacks and separation distances are required for all sources of manure spread within the county.

Manure and organic byproducts shall not be applied to the following areas unless injected or incorporated within 72 hours:

- (a) Within 200 feet of surface water
- (b) Within 200 feet up-gradient of sinkholes, cracked bedrock, or wells.

Manure and organic by products shall not be applied on frozen or snow covered ground in the following areas:

- (a) Within 200 feet of surface water
- (b) Within 200 feet up-gradient of sinkholes, cracked bedrock and wells
- (c) On slopes greater than 9% (Exception: Up to 12% is allowed if contour stripped with sod, or contour farmed with all corn residue remaining.

Manure and organic by products shall not be spread in waterways, non-cropped wetlands, terrace channels, ditches or any other direct conveyance to surface water.

- (7) **ANIMAL WASTE PROHIBITIONS.** The following practices are prohibited pursuant of this ordinance.
 - (a) Overflow of livestock waste storage facilities.
 - (b) Unconfined manure stacking (piling) within a water quality management area.
 - (c) Direct runoff from animal lots or stored manure to waters of the state.
 - (d) Unlimited access by livestock to waters of the state in a location where high concentrations of animals prevent the maintenance of adequate sod cover.

13.10 APPLICATION AND ISSUANCE OF PERMITS

- (1) **PERMIT REQUIRED.** Except as hereinafter provided, no person or their agent may construct, reconstruct, enlarge, or substantially alter any livestock waste storage facility or animal lot without first obtaining a **LIVESTOCK WASTE MANAGEMENT PERMIT** from the Winnebago County Land and Water Conservation Department.
- (2) **EXCEPTION TO PERMIT REQUIREMENT.** Emergency repairs for broken pipes or equipment, leaking dikes, or the removal of obstructions may be performed without a permit from the Land and

Water Conservation Department. If such repairs alter the original design and construction of the facility, the person who initiates such repairs shall make a report to the Land and Water Conservation Department within two business days of the emergency. The determination as to need for additional work and a permit shall be rendered by the Department within two business days of the aforementioned report.

- (3) **LIVESTOCK WASTE STORAGE FACILITY PLAN REQUIREMENTS.** Each application for a permit under this chapter of the Code shall include a **LIVESTOCK WASTE STORAGE FACILITY PLAN**. Such plans shall include the following:
- (a) A plan map showing location of the facility, including buildings and homes within 300 feet of the proposed site. The sketch shall be drawn to scale, with a scale no smaller than 1 inch=100 feet.
 - (b) The location of any wells within 300 feet of the facility.
 - (c) The location of all soil test pits, including a detailed log of each pit to a depth of at least 5 feet below the planned bottom elevation of the facility. The soil test pit log shall include: the location and surface elevation, depth of the pit, description of the soil profile, and the **USDA Uniform Soil Classification**. The location of each test pit, prior to digging, and the log descriptions of each pit, as it is excavated, shall be determined and recorded by Winnebago County Land and Water Conservation Department or NRCS staff.
 - (d) Depth of high ground water, estimated or observed, in the soil profile and date determined.
 - (e) Depth to bedrock, estimated or observed.
 - (f) Ground contours (2-foot maximum intervals), with spot elevations, indicating land slope at and around the site for a minimum distance of 100 feet.
 - (g) Provisions for adequate drainage and control of runoff to prevent pollution of surface and ground water. The location of any navigable body of water within 500 feet of the proposed site must be shown. Lakes, ponds and flowages in Winnebago County shall be presumed navigable if they are listed in Wis. Dept. of Natural Resources publication "Surface Water Resources of Winnebago County" or are shown on U.S. Geological Survey (USGS) quadrangle maps for Winnebago County, revised 1980. Rivers and streams in Winnebago County shall be presumed to be navigable if they are designated as continuous waterways or intermittent waterways on the USGS maps.
 - (h) The number(s) and type(s) of animals for which storage is to be provided.
 - (i) Planned duration of storage, expressed in days or months, and volume of storage, expressed in cubic feet.
 - (j) Description of the type(s) of materials the facility is to consist of; size, dimensions, and cross sections of the facility, and any other specific details including, but not limited to, concrete, concrete thickness in floors and walls, steel schedules, and fencing.
 - (k) A time schedule for construction of the facility.
 - (l) Description of how waste will be transferred into and removed from the facility.
 - (m) A preliminary Nutrient Management Plan, verifying the ability of the landowner/operator to comply with USDA – NRCS 590 Standard.
 - (n) Scale of the plan drawing(s) and north arrow.
 - (o) Description of bench mark(s) including elevation(s) expressed in feet and hundredths.
- (4) **ANIMAL LOT FACILITY PLAN REQUIREMENTS.** Each application for a permit under this chapter of the Code shall include an **ANIMAL LOT FACILITY PLAN**. Such plans shall include the following:

- (a) A plan map showing location of the facility, including buildings, homes, and wells within 300 feet of the proposed site. The sketch shall be drawn to scale, with a scale no smaller than 1 inch:100 feet.
 - (b) The location of any wells within 300 feet of the facility.
 - (c) The location of all soil test pits, including a detailed log of each pit to a depth of at least 3 feet below the planned bottom elevation of the facility. The soil test pit log shall include: the location and surface elevation, depth of the pit, description of the soil profile, and the USDA Uniform Soil Classification. The location of each test pit, prior to digging, and the log descriptions of each pit, as it is excavated, shall be determined and recorded by Winnebago County Land and Water Conservation Department or NRCS staff
 - (d) Depth of high ground water, estimated or observed, in the soil profile and date determined.
 - (e) Depth to bedrock, estimated or observed.
 - (f) Ground contours (2-foot maximum intervals), with spot elevations, indicating land slope at and around the site for a minimum distance of 100 feet.
 - (g) Provisions for adequate drainage and control of runoff to prevent pollution of surface and ground water. The location of any navigable body of water within 500 feet of the proposed site must be shown. Lakes, ponds and flowages in Winnebago County shall be presumed navigable if they are listed in Wis. Dept. of Natural Resources publication "Surface Water Resources of Winnebago County" or are shown on U.S. Geological Survey (USGS) quadrangle maps for Winnebago County, revised 1980. Rivers and streams in Winnebago County shall be presumed to be navigable if they are designated as continuous waterways or intermittent waterways on the USGS maps.
 - (h) Description of the type(s) of materials the facility is to consist of; size, dimensions, and cross sections of the facility, and any other specific details including, but not limited to, concrete, concrete thickness in floors and walls, steel schedules, and fencing.
 - (i) A time schedule for construction of the facility.
 - (j) Scale of the plan drawing(s) and north arrow.
 - (k) Description of bench mark(s) including elevation(s) expressed in feet and hundredths.
- (5) REVIEW OF APPLICATION. The Land and Water Conservation Department shall receive and review all permit applications to determine if the proposed facility will comply with ordinance requirements. The procedure will generally be as follows:
- (a) Prior to issuance of a permit, livestock waste storage facility and or animal lot plans shall be approved either by the NRCS Area Engineer, by a DATCP representative, by a registered professional civil engineer, or by a Land and Water Conservation Department staff person having the appropriate Engineering Job Approval authority.
 - (b) Within thirty days after an application has been submitted to the Department, the applicant shall be notified in writing whether the application has been approved or disapproved. Approval of such plans may be conditional based upon on-site specific requirements determined by the Department or NRCS.
- (6) PERMIT CONDITIONS. All permits issued under this chapter of the Code shall be issued subject to the following conditions and requirements:
- (a) The livestock waste storage facility or animal lot design, construction, operation, and maintenance shall be carried out in accordance with the facility plan and standards specified

in Section 13.09 of this chapter of the Code.

- (b) Any modifications to an approved facility plan must be approved in writing by an authorized representative of the Land and Water Conservation Department. Written approval by the Department shall occur only after the NRCS Area Engineer has reviewed and verbally approved the proposed modifications.
 - (c) All activities authorized by permit must be completed within two years from the date of issuance after which time such permit shall be void unless renewed prior to expiration.
- (7) RENEWALS. A permit may be renewed once. The landowner or his contractor responsible for installation of a livestock waste storage facility or animal lot may renew a permit prior to expiration date by submitting a renewal form and the appropriate fee to the Land and Water Conservation Department. Prior to any permit renewal a complete review of the project site conditions and design parameters shall be made by the Department to determine if any changes have occurred that would alter the permit criteria. The permit shall expire two years from the date of renewal. No additional renewals shall be granted.

13.11 PERMIT FEE

- (1) The initial fee for a permit under this chapter shall be \$100.00.
- (2) The renewal fee for a permit under this chapter shall be \$50.00.

13.12 PERMIT REVOCATION

The Land and Water Conservation Department may revoke any permit issued under this chapter if the person issued the permit has misrepresented any information in the permit application for the livestock waste storage facility or animal lot, or if the person violates any of the conditions of the permit.

13.13 ADMINISTRATION

- (1) ADMINISTRATIVE AUTHORITY. The Land and Water Conservation Department shall administer and enforce this chapter based upon technical review and advice from NRCS/DATCP Area Engineering staff.
- (2) ADMINISTRATIVE PROCEDURES. The administration and enforcement of this chapter by the Land and Water Conservation Department shall be carried out pursuant to established County and Department procedures and policies.
- (3) INSPECTION AUTHORITY. Staff or representatives of the Winnebago County Land and Water Conservation Department shall be authorized to enter upon any lands affected by this chapter to inspect the site prior to and after permit issuance to determine compliance with the ordinance.
- (4) ENFORCEMENT AUTHORITY. The Land and Water Conservation Department shall be authorized to issue a stop work order on livestock waste storage facilities or animal lot sites that have had permits revoked or where activity is in violation of this chapter. Issuance and retraction of stop work orders shall be carried out pursuant to established procedures and policies of the Department.
- (5) PENALTIES. Any person who violates any of the provisions of this chapter, upon conviction of such violation, shall be subject to a penalty as provided in Sec. 25.04 of the Code. Each day that a violation exists shall constitute a separate offense. The following schedule of cash deposits as provided in Sec. 25.04(4)(b)(7) of the code is hereby established.
 - (a) Failure to obtain a Permit - \$500.00.
 - (b) All other violations of this chapter - \$250.00.

13.14 ABANDONMENT

The owner and/or operator of any existing animal waste storage facility in Winnebago County shall not abandon nor otherwise make said facility inoperative prior to preparing an Abandonment Plan. The plan must be prepared in accordance with USDA, NRCS Technical Standard 313 and approved by the Winnebago County Land & Water Conservation Department.

13.15 APPEALS

Any person aggrieved by a decision of the Land and Water Conservation Department, concerning the enforcement of this chapter, may file a written appeal of the decision with the Winnebago County Land Conservation Committee within 30 days of the Departments decision. A hearing upon the appeal shall be commenced within 60 days of the date of the appeal. The decision of the Committee may be appealed to the Circuit Court pursuant to Chapter 68, Wisc. Stats.

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

RESOLUTION NO. 250-799: Authorize Creation of Committee to Study the Formation of a Code of Ethics for Winnebago County Officials

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Chairman of the Winnebago County Board of Supervisors to form a non-permanent committee, consisting of five (5) persons, and no more, to study the possibility of formulating a Code of Ethics regarding Winnebago County elected officials.

Submitted by:
JACQUELYN WAGNER, DIST. #19
COUNTY BOARD SUPERVISOR

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Wagner and seconded to amend Line 14 by changing “five (5)” to “seven (7) and Corporation Counsel Bodnar”. Ayes: 15 – Kollath, Barker, Koziczowski, Lauson, Leschke, Schwartz, Montgomery, Sundquist, Wingren, Wagner, Lawson, Sievert, Diakoff, Brennand and Egan. Nays: 19 – Griesbach, Maehl, Klitzke, Widener, Albrecht, Warnke, Footit, Troxell, Robl, Payne, Crowley, Kramer, Schaidler, Finch, Hue, Arne, Rankin, Rengstorf and Metzger. Excused: 4 - O’Brien, Savas, Pech and Bertrand. LOST.

Supervisor Wagner also asked that the report to be done in 90 days; and the following Supervisors serve on this committee—Montgomery, Diakoff, Wingren, Barker, Lauson, Sievert and Wagner.

Motion by Supervisor Payne to amend Line 13 by adding “non per diem” after “non-permanent”. No second.

Motion by Chairman Maehl and seconded to amend Line 13 by deleting “non-“ and Line 14 by putting a period after “committee” and deleting the rest of Lines 14, 15 & 16. Chairman Maehl then amended his original amendment by adding after “committee” on Line 14 the following: “to formulate a code of ethics regarding Winnebago County elected officials.” No vote.

Motion by Chairman Maehl and seconded to amend the resolution as follows by deleting everything after the word “to” on Line 13 and adding “authorize a study by the Legislative Committee and to report back the ethics potential.”

Motion by Supervisor Schaidler and seconded to refer this Resolution to the Legislative Committee. Vote to refer - Ayes: 25. Nays: 9 - Kollath, Griesbach, Klitzke, Sundquist, Wingren, Crowley, Arne, Brennand and Rengstorf. Excused: 4 - O’Brien, Savas, Pech and Bertrand. CARRIED.

RESOLUTION NO. 251-799: Authorize Execution of License Agreement with Fox Valley and Western Limited Railroad (Installation of Fiber Optic Cables)

WHEREAS, the Winnebago County Information Systems Department is presently involved in the installation of fiber optic cables linking various sites in Winnebago County; and

WHEREAS, the installation of such fiber optic cables necessitates the transversing of railroad tracks owned by the Fox Valley and Western Limited Railroad, such tracks being located in the northern part of the City of Oshkosh; and

WHEREAS, Fox Valley and Western Limited Railroad requires that a license agreement be entered into with the railroad, at a cost of \$250.00 per year, in order to obtain the right to transverse said railroad tracks; and

WHEREAS, your undersigned Committee believes that te proposed license agreement, which is herewith attached, between Winnebago County and Fox Valley & Western Limited Railroad is a fair agreement and serves the best interests of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the Winnebago County Executive and Winnebago County Clerk to execute an agreement between Winnebago County and the Fox Valley & Western Limited Railroad so as to allow Winnebago County a license to transverse railroad tracks owned by said railroad with fiber optic cable in northern part of the City of Oshkosh at a cost of \$250.00 per year for a term of five (5) years..

Submitted by:
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Supervisor Lauson asked that the votes of the two committees be added to the resolution. CARRIED BY VOICE VOTE.

RESOLUTION NO. 252-799: Authorize Execution of License Agreement with Wisconsin Central Ltd. (Installation of Fiber Optic Cables)

WHEREAS, the Winnebago County Information Systems Department is presently involved in the installation of fiber optic cables linking various sites in Winnebago County; and

WHEREAS, the installation of such fiber optic cables necessitates the transversing of railroad tracks owned by Wisconsin Central Ltd., such tracks being located in the northern part of the City of Oshkosh; and

WHEREAS, Wisconsin Central Ltd., requires that a license agreement be entered into with the railroad, at a cost of \$250.00 per year, in order to obtain the right to transverse said railroad tracks; and

WHEREAS, your undersigned Committee believes that te proposed license agreement, which is herewith attached, between Winnebago County and Wisconsin Central Ltd. is a fair agreement and serves the best interests of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the Winnebago County Executive and Winnebago County Clerk to execute an agreement between Winnebago County and Wisconsin Central Ltd. so as to allow Winnebago County a license to transverse railroad tracks owned by said railroad with fiber optic cable in northern part of the City of Oshkosh at a cost of \$250.00 per year for a term of five (5) years..

Submitted by:
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 253-799: Authorize the Winnebago County Community Programs Department to Provide the (State) Local Match in Order to Access the Expanded Federal Medical Assistance Funding

WHEREAS, for many years, Winnebago County Clinical Services has received federal Medical Assistance funds for outpatient psychiatric services if the required local match was provided by Winnebago County; and

WHEREAS, 1997 Wisconsin Act 27 authorizes the expansion of medical Assistance funding for outpatient psychiatric services for adults to now include home and community services if the required local match is provided by Counties.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Community Programs Department to provide the (state) local

match in order to access the expanded federal Medical Assistance funding authorized by 1997 Wisconsin Act 27 in the provision of home and community psychiatric services provided by Clinical Services.

Submitted by:
COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - O'Brien, Savas, Pech, Wingren and Bertrand. CARRIED.

RESOLUTION NO. 254-799: Amend Section 6 of Winnebago County Investment Policy

WHEREAS, Winnebago County's Investment Policy provides of listing of investment depositories into which the Winnebago County Treasurer may invest funds which are not immediately needed; and

WHEREAS, due to continued mergers and buyouts in the banking industry, a need exists to periodically update the listing of designated investment depositories within said policy.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Section 6 (I) of the Winnebago County Investment Policy to read as follows:.
(A copy of the proposed amended policy section is herewith attached and made a part of this resolution).

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - O'Brien, Savas, Pech, Wingren and Bertrand. CARRIED.

RESOLUTION NO. 255-799: Increase the Size of the Winnefox Library System Board of Trustees

WHEREAS, The Winnefox Library system is a Federated public library system established under Chapter 43 of the state statutes; and

WHEREAS, the Board of Trustees of the Winnefox Library System currently consists of 20 members as specified under Section 43.19(1)(b) of the statutes; and

WHEREAS, each County which is currently, or will be, a member of the Winnefox Library System as of January 1, 2000 desires to have at least two (2) representatives on the Winnefox Library System Board of Trustees; and

WHEREAS, Section 43.19(2) of Wisconsin State Statutes states that "A system board appointed under subd. 1 may consist of more than 20 members if the county boards acting jointly, determine that each county in the system shall be represented by at least 2 members on the system board."

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Section 49.13(b)(2), Stats., it does hereby approve the enlargement of the Board of Trustees of the Winnefox Library System to twenty-three (23) members in order that each county which is a member of the system may appoint no less than two (2) members to the Board and that other appointments shall be in proportion to population as nearly practical in compliance with Section 43.19(1)(b), Stats.

Submitted by:
AGRICULTURE EDUCATION AND
EXTENSION COMMITTEE

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

RESOLUTION NO. 256-799: Create Five Full-Time Positions of Corrections Officer: Sheriff's Department

WHEREAS, the most cost-effective means of dealing with the overcrowding of the Winnebago County Jail is the full utilization of the Work Release Center to temporarily house additional sentenced

non-working prisoners at the Work Release Center; and

WHEREAS, the housing of additional sentenced non-working prisoners at the Work Release Center will require the creation of five additional full-time positions of Corrections Officer to be assigned to the Work Release Center in order to provide one additional positions on all shifts seven days per week.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that five full-time positions of Corrections Officer be, and hereby are created within the Winnebago County Sheriff's Department; and

BE IT FURTHER RESOLVED, that all costs associated with the creation of and maintenance of these positions be funded by the budget of the Sheriff's Department

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - O'Brien, Savas, Pech, Wingren and Bertrand. CARRIED.

RESOLUTION NO. 257-799: Create One Full-Time Position of Public Health Nurse - Jail: Public Health Department

WHEREAS, the continuing increase in the prisoner population within the Winnebago County Jail and the need for more weekly hours of health care coverage have caused the need for the creation of a second full-time nursing position at the Jail; and

WHEREAS, the Sheriff's Department has historically contracted for such services with the Winnebago County Public Health Department.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Public Health Nurse be, and hereby is created within the Table of Organization of the Winnebago County Public Health Department for the purpose of providing additional jail nursing services to the Sheriff's Department on an interdepartmental contractual basis; and

BE IT FURTHER RESOLVED, that all costs associated with the creation of and maintenance of these positions be funded by the budget of the Sheriff's Department.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - O'Brien, Savas, Pech, Wingren and Bertrand. CARRIED.

RESOLUTION NO. 258-799: Replace One Part-Time (30%) Position of Program Specialist with One Part-Time Position of Crisis Worker: Department of Community Programs

WHEREAS, a change in staffing patterns has made it unnecessary to staff one part-time (30%) position of Program Specialist at Summit House; and

WHEREAS, a reduction in staff availability on the After Hours Crisis Team has made it necessary to add one part-time position to share substitution duties; and

WHEREAS, funding to cover the cost of the additional part-time position of Crisis Worker has already been budgeted.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one part-time (30%) position of Program Specialist at Summit House be, and hereby is, replaced with

one part-time position of Crisis Worker on the After Hours Crisis Team within the Table of Organization of the Department of Community Programs; and

BE IT FURTHER RESOLVED, that no additional funds be appropriated to cover the cost of this action.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Savas, Pech and Bertrand. CARRIED.

RESOLUTION NO. 259 –799: Create One Full-Time Position of Custodian II: Maintenance Department

WHEREAS, the recent opening of the DNR wing of the James P. Coughlin Center and the need to provide additional custodial services at the Work Release Center and the Public Health Department have required the creation of one full-time position of Custodian II within the County Maintenance Department; and

WHEREAS, the Wisconsin Department of Natural Resources has contracted with Winnebago County for custodial services to its wing of the James P. Coughlin Center and has agreed to pay for the cost of such services.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time positions of Custodian II be, and hereby is created within the Table of Organization or the Winnebago County Maintenance Department; and

BE IT FURTHER RESOLVED, that the cost of custodial services to the DNR wing of the James P. Coughlin Center be billed to the DNR; and

BE IT FURTHER RESOLVED, any non-billable costs associated with this position be funded through the budget of the Maintenance Department.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 260-799: Create One Full-Time Position of Custodian III: Maintenance Department

WHEREAS, the grounds maintenance responsibilities of the Maintenance Department have grown in recent years to the point that an additional year 'round full-time position is needed to both supervise the seasonal maintenance workers and to perform grounds maintenance duties on a continuing basis; and

WHEREAS, the current workload is such that the use of a temporary grounds maintenance worker during the non-summer months is insufficient to meet demands and does not provide a sufficient level of compensation or sufficiently reliable work schedule; and

WHEREAS, the current practice of using building maintenance personnel to assist with grounds maintenance responsibilities has resulted in building maintenance activities being delayed; and

WHEREAS, it is in the best interests of Winnebago County that its buildings and grounds be maintained in an exemplary fashion on an ongoing basis.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Custodian III be, and hereby is created within the Table of Organization or the Winnebago County Maintenance Department; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this position be transferred to the budget of the Maintenance Department from the Undesignated Fund Balance.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. The Resolution was corrected by deleting Lines 29-35. CARRIED BY VOICE VOTE.

RESOLUTION NO. 261-799: APPROPRIATE THE SUM OF \$376,000 FOR PLANNING AND DESIGN OF ROAD IMPROVEMENTS AND THE DEVELOPMENT OF AN IRRIGATION SYSTEM IN THE WINNEBAGO COUNTY COMMUNITY PARK

WHEREAS, your Parks and Recreation Committee has determined the Winnebago County Community Park continues to be a tremendous recreational resource that is of regional significance; and

WHEREAS, the recent addition of soccer fields, improvements in drainage patterns, and roadway realignment, have been important first steps in correcting many of the more serious shortcomings existing in the park; and

WHEREAS, the Community Park Master Plan continues to be a crucial instrument in providing guidance in the redevelopment and enhancement of key areas of the park; and

WHEREAS, in continuing with the outline of the Community Park Master Plan, Phase II Development will address the need for final improvements on the new soccer fields as well as continued road realignment; and

WHEREAS, installation of an inground field irrigation system will greatly aid in the upkeep of turf conditions as well as help maintain the playing quality and safety of the field surfaces; and

WHEREAS, realignment of the park roadway will relieve the functional problems and confusion inherent in the present multi-loop configuration.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the development of an inground irrigation system on the new soccer fields in the Winnebago County Community Park at a cost of \$300,000;

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the appropriation of funds for the purpose of planning and design of road improvements within the Winnebago County Community Park at a cost of \$76,000.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said projects are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue.

Submitted by,
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 30. Nays: 3 – Kramer, Rengstorf and Metzsig. Abstain: 1 – Crowley. Excused: 4 - O'Brien, Savas, Pech and Bertrand.

RESOLUTION NO. 262-799: Appropriate funds for the computer system infrastructure project

WHEREAS, the Computer Systems Infrastructure Improvement Project was established to upgrade the general equipment systems of Winnebago county, to connect the facilities via fiber optic cable, and to insure a common and consistent underlying technological base; and,

WHEREAS, the project is in the final phase of completion; and,
WHEREAS, the number of County personnel utilizing computer equipment has grown substantially during the years the project has been in process; and,

WHEREAS, the growth of computer systems during this period has placed additional burdens on the County information structure;

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

hereby appropriates a sum of \$160,000 to the Computer Systems Infrastructure Improvement Project from the general fund for the purpose of completing the project.

BE IF FURTHER RESOLVED, by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue to pay for said costs of completing the Computer Systems Infrastructure Improvement Project.

Submitted by:
INFORMATION SYSTEMS COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - O'Brien, Savas, Pech, Montgomery and Bertrand. CARRIED.

RESOLUTION NO. 263-799: Authorize including funds for the construction of a co-disposal cell at the Sunnyview Landfill in the 1999 County Bond issue

WHEREAS, the Solid Waste Management Board has approved the construction of an additional co-disposal cell at the Sunnyview Landfill, and

WHEREAS, the Solid Waste Management Board has appropriated funds from the Solid Waste cash account to start construction of the additional cell, and

WHEREAS, the Solid Waste Management Board would like to reimburse the cash account from proceeds of General Obligation Promissory Notes, and

WHEREAS, the County already plans to issue General Obligation Promissory notes later in 1999, and

WHEREAS, solid waste tipping fees are used to repay the General Obligation Notes and interest on projects related to Solid Waste and there is no effect on County tax levy.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby agrees to include \$2,200,000 in the 1999 General Obligation borrowing to reimburse the Solid Waste Fund for costs to construct a co-disposal cell.

Submitted by:
SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor Robl and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Savas, Pech and Bertrand. CARRIED.

RESOLUTION NO. 264-799: Authorize including funds for the purchase of a new tub grinder by the Solid Waste Management Board in the 1999 County Bond issue

WHEREAS, the Solid Waste Management Board has approved the purchase of a tub grinder which is used to grind brush, yard waste and all wood waste in the County, and

WHEREAS, the Solid Waste Management Board has appropriated funds from the Solid Waste cash account to make said purchase, and

WHEREAS, the Solid Waste Management Board would like to reimburse the cash account from the proceeds of General Obligation Promissory Notes, and

WHEREAS, the County already plans to issue G.O. Promissory Notes later in 1999, and

WHEREAS, solid waste tipping fees and other Solid Waste Department fees are used to repay the General Obligation Notes and interest on projects related to Solid Waste and there is no effect on the County tax levy.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby agrees to include \$300,000 in the 1999 General Obligation borrowing to reimburse the Solid Waste Fund for costs to acquire a tub grinder.

Submitted by:
SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 1 – Montgomery. Excused: 4 - O'Brien, Savas, Pech and Bertrand. CARRIED.

ORDINANCE NO. 265-799: Amend Section 11.11, General Code of Winnebago County: Licensure and Regulation of Retail Food Establishments, Taverns, Hotels, Restaurants, Tourist Rooming Houses, and Other Establishments by Winnebago County Health Department

WHEREAS, Section 11.11, Winnebago County General Code, provides for the Winnebago County Health Department to regulate retail food establishments, taverns, hotels, restaurants, tourist rooming houses, and other establishments in unincorporated areas of Winnebago County; and

WHEREAS, said ordinance does not regulate temporary retail food establishments that operate in conjunction with a single event such as a fair, carnival, circus, public exhibition, anniversary sale, or occasional sales promotion; and

WHEREAS, your undersigned Board believes that said regulation is necessary to ensure for proper food safety by such establishments;

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

That Section 11.11(3)(n), Winnebago County General Code, be amended to read as follows:

11.11. Licensure and Regulation of Retail Food Establishments, Taverns, Hotels, Restaurants, Tourist Rooming Houses, and Other Establishments by the Winnebago County Health Department.

(3) Definitions . . .

(n) “Temporary Restaurant” or “Temporary Retail Food Establishment” shall mean a restaurant or temporary retail food establishment that operates at a fixed location in conjunction with a single event such as a fair, carnival, circus, public exhibition, anniversary sale, or occasional sales promotion.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors as follows:

That the Winnebago County Health Department 1999/2000 Permit Fee Schedule, which is an Appendix of Section 11.11, Winnebago County General Code, shall be amended to read as shown in the attached Schedule.

Submitted by:
WINNEBAGO COUNTY HEALTH BOARD

WITHDRAWN.

RESOLUTION NO. 266-799: Authorize Transfer of \$34,000 to Bus Service Expense Fund: Winnebago County Department of Social Services

WHEREAS, an unrestricted W2 Profit Fund exists within the Winnebago County Department of Social Services; and

WHEREAS, a proposal has been approved by the Winnebago County Social Services Board that the amount of \$34,000 be appropriated for use to expand the City of Oshkosh northside bus route “on demand” transportation from the local taxi company to be used when city buses are not available; and

WHEREAS, said subsidy would allow greater bus service to low income people living in the Logan Drive area, to Huber Center prisoners, and to persons having business at the Winnebago Mental Health Institution;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$34,000 from the W2 Unrestricted Profit account of the Winnebago County Department of Social Services to the Bus Service-Expense account for the purpose of expanding the City of Oshkosh northside bus route and for providing greater on-demand transportation from local taxi companies when city buses are not running.

Submitted by:
SOCIAL SERVICES BOARD

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 29. Nays: 4 – Griesbach, Wingren, Kramer and Finch. Abstain: 1 – Payne. Excused: 4 - O'Brien, Savas, Pech and Bertrand. CARRIED.

RESOLUTION NO. 267-799: AUTHORIZE TRANSFER OF \$3,500 FROM GRANT REVENUE FUND TO CAPITAL OUTLAY FUND (PURCHASE LAPTOP COMPUTER: BADGER CARE PROGRAM)

WHEREAS, a need presently exists for the use of a laptop computer for the Badger Care Program of the Winnebago County Department of Social Services; and

WHEREAS, grant revenue is available for said purchase;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes a budget transfer of \$3,500 from the Winnebago County Department of Social Services' Grant Revenue Account to its Capital Outlay Account for the purpose of purchasing a laptop computer for the Badger Care Program.

Submitted by:
SOCIAL SERVICES BOARD

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 29. Nays: 4 – Griesbach, Klitzke, Schaidler and Brennand. Excused: 5 - O'Brien, Savas, Pech, Lawson and Bertrand. CARRIED.

RESOLUTION NO. 268-799: Amend Policy Regarding Temporary Clerical/Secretarial Positions

WHEREAS, pursuant to Resolution 24-596, the Winnebago County Board of Supervisors established a policy whereby temporary clerical/secretarial positions shall consist of no more than 590 work hours per year, except in the case of temporary and substitutions for permanent clerical/secretarial employees on leave; and

WHEREAS, the Winnebago County Department of Community Programs has asked that an exception to said policy be made regarding the Department of Community Programs' client-filled positions; and

WHEREAS, your undersigned Committee believes that the adoption of said exception into Winnebago County's policy would benefit Department of Community Program clients without having a detrimental effect upon Winnebago County;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby amends the policy adopted pursuant to Resolution 24-596, which became effective on January 1, 1997, to provide that all temporary clerical/secretarial positions, other than Department of Community Programs client-filled positions, shall consist of no more than 590 work hours, and that, except in the case of temporary substitutions for permanent clerical/secretarial employees on leave, no temporary shall be extended by virtue of the creation of a second temporary position;

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that no person employed by Winnebago County in a temporary clerical/secretarial position, other than the Department of Community Programs client-filled positions, shall work in excess of 590 hours within a given Department within a 12-month period.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 269-799: Commendation for Debra J. Kozel

WHEREAS, Debra Kozel has been employed with the Winnebago County Department of Social Services for the past 20 years and 8 months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Debra Kozel has now resigned from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation be and it hereby is extended to Debra Kozel for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Debra Kozel.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 270-799: Disallowance of Claim - Peter T. Heil

WHEREAS, your Personnel and Finance Committee has had the claim of Peter T. Heil 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 Peter T. Heil dated June 1, 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 & FINANCE COMMITTEE

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

RESOLUTION NO. 271-799: Disallowance of Claim: Betty J. Schroeder

WHEREAS, your Personnel and Finance Committee has had the claim of Betty J. Schroeder 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 Betty J. Schroeder dated June 9, 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. 272-799: Authorize Amendments to Winnebago County Vehicle Use Policy

WHEREAS, the Winnebago County Board of Supervisors, at its June 1999 meeting, adopted a Vehicle Use Policy for Winnebago County; and

WHEREAS, after review of the Policy, the Winnebago County Insurance Administrator observed that there were several errors in the Policy which deviated from actual proved practice, those errors being as follows:

- a. That Certificates of Insurance for all Winnebago County employees operating their own vehicles for County business are provided to and reviewed by the employee's department head or supervisor;
- b. That all automobile accidents resulting in any property damage or bodily injury, regardless of amount, with the exception of windshield damage, must be reported to the proper law enforcement agency immediately; and

WHEREAS, your undersigned Committee has approved the suggested changes of Winnebago County's Insurance Administrator and recommend that the Vehicle Use Policy be amended accordingly;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby amends the Winnebago County Vehicle Use Police so as to read as is shown in the attached amended Policy.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Diakoff asked that the following corrections be made to the Resolution and the attached policy: Line 16 of Resolution – change "Certificate of Insurance" to "insurance declaration of coverage pages"; and third paragraph of policy – change "certificates of insurance" and "insurance certificates" to "insurance declaration of coverage pages."

Vote on Resolution as corrected – CARRIED BY VOICE VOTE.

**RESOLUTION NO. 273-799: Authorize Transfer of \$325,278.00 From W2 Grants—
Community Reinvestment Revenue Fund to Various Other
Funds**

WHEREAS, as part of the W2 contract, Winnebago County was awarded \$325,278.00; and

WHEREAS, State regulations require that Winnebago County use Community Reinvestment profits from the W2 Program for programs and services that will benefit families within the community; and

WHEREAS, a plan has been submitted to the State and approved for the spending of said profit; and

WHEREAS, said plan would require transfer of funds from the W2 Community Reinvestment Revenue Fund to those funds listed in the attached Budget Transfer Sheet, which are made a part of this Resolution; and

WHEREAS, the Winnebago County Social Services Board and Winnebago County Personnel and Finance Committee have approved said plan and the transfer of monies from the Revenue Fund to those funds shown on the attached Budget Transfer Sheet; and

WHEREAS, an explanation of the programs to which said profits would be reinvested is shown in the attached Winnebago County Community Reinvestment Programs explanation, which is made a part of this Resolution;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a budget transfer of \$325,278.00 from the W2 Program Community Reinvestment Revenue Fund to those funds shown, and in the amounts indicated in, the attached Budget Transfer Sheet, which is herewith attached and made a part of this Resolution by reference.

Submitted by:
WINNEBAGO COUNTY SOCIAL SERVICES BOARD

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 32. Nays: 0. Abstain: 1 – Albrecht. Excused: 5 – O'Brien, Savas, Pech, Bertrand and Lawson. CARRIED.

RESOLUTION NO. 274-799: Authorize Transfer of \$5,000 from Government--Reimbursed Fund To Temporary Employees Fund: UW Extension

WHEREAS, revenue is presently available to continue a temporary clerical support position for the Water Basin Specialist in the UW Extension Office; and

WHEREAS, the continuation of said position requires the transfer of funds within the UW Extension Office's budget;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5,000.00 from the Government—Reimbursed Fund to the Temporary Employees Fund of the UW Extension Office's budget for the purpose of retaining temporary clerical support for the Water Basin Specialist position within that Department.

Submitted by:
UW EDUCATION, EXTENSION, AND AGRICULTURE
COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

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

Motion by Supervisor Schwartz and seconded to adjourn until Tuesday, August 17, 1999.
CARRIED BY VOICE VOTE.

Chairman Maehl asked that the Board attend the opening ceremonies of the Winnebago County Fair on Tuesday, August 10 at 6:00 p.m. The meeting was adjourned at 9:20 p.m.

Respectfully submitted,

Susan T. Ertmer
Winnebago County Clerk