

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, February 18, 2003**

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

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

The following Supervisors were present: Sevenich, Griesbach, Hotynski, Scoville, Maehl, Koziczkowski, Klitzke, Widener, Lauson, Albrecht, Thompson, Steineke, Madison, Radewan, Sundquist, Wingren, Jacobson, Norton, Hert, Robl, Eichman, Kline, Kramer, Schaidler, Finch, Farrey, Sievert, Arne, Brennand, Egan, Rankin, Rengstorf, Barker, Tierney and O'Brien. Excused: Pech, Nielsen and Diakoff.

Motion by Supervisor Robl and seconded to adopt the agenda with the following changes: Resolution No. 156-22003 and Resolution No. 153-22003 will be moved ahead of Resolution No. 141-22003 and Resolution No. 157-22003 and Resolution No. 158-22003 will follow Resolution No. 143-22003. CARRIED BY VOICE VOTE.

COMMITTEE REPORTS

Supervisor Hert referred the supervisors to a note on their desks regarding Supervisor Nielsen. He is currently in Kuwait. Supervisor Hert circulated a card for everyone to sign and will forward it to Supervisor Nielsen. Chairman Maehl indicated Captain Glenn Van Airdale was also in Kuwait.

Supervisor Finch sent a letter to all Winnebago County high schools to distribute to parents regarding available scholarships. Scholarship applications were also forwarded to all the high schools.

Supervisor Griesbach announced the Governor's Conference, sponsored by Wisconsin Emergency Management, will be held March 18 and 19 at the Radisson Paper Valley Hotel in Appleton. He encouraged all the supervisors to attend.

Supervisor Robl announced the Highway Committee met with people from the District 3 Transportation office and went through highway projects completed in 2002 as well as projects for 2003, 2004 and 2005. \$82 million were spent by the State on the Highway 10 from Highway 45 to Waupaca County project as well as \$47 million to be spent on the Highway 110 project from Oshkosh to County Trunk G.

Supervisor Barker indicated there would not be a Legislative Committee meeting in February. The next meeting will be Monday, March 24. Supervisor Barker said there should be much to discuss after Governor Doyle's budget speech tonight.

Supervisor Wingren asked the supervisors to check their desks for a letter that had been sent to him regarding Ordinance No. 154-22003.

Supervisor Schaidler shared he would be going Thursday, February 20 to the University of Wisconsin, Madison hospital to have surgery for removal of his cancerous prostate. He expects to be out for two to six weeks.

Motion by Supervisor Lauson and seconded to approve the proceedings from the January 21, 2003 meeting. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

A Notice of Claim was received from SBC Ameritech for damage to an SBC pedestal by a county lawn mower on September 4, 2002 was referred to the Personnel & Finance Committee.

A Notice of Claim was received from Jerilyn L. Berger for damage done to her vehicle by a Highway Department truck was referred to the Personnel & Finance Committee.

A Notice of Claim was received from Attorney Russell Klingaman for Orion Flight Services, Inc. for Winnebago County's alleged "Breach of Contract" was referred to the Personnel & Finance Committee.

A Notice of Claim was received from Theresa Asleson for reimbursement of medical costs incurred by her son after his accident on Grams Road due to loose gravel along the edge of Grams Road was referred to the Personnel & Finance Committee.

A Notice of Claim was received from Peter Long for loss of a belt while incarcerated at the Winnebago County Jail was referred to the Personnel & Finance Committee.

A letter from Senator Herb Kohl acknowledging receipt of Winnebago County's resolution to seek federal funding to establish a Teen Court was read and forwarded to the Legislative Committee.

A letter from Senator Michael Ellis acknowledging receipt of Winnebago County's resolution supporting a change in state law to allow municipalities to use traditional design-build construction concepts for public works projects was read and forwarded to Supervisors Rengstorf and Egan.

A letter from Ronald Bahm, Chairman for the Town of Nepeuskun voicing concerns regarding the proposed Text Amendment to the Winnebago County Town/County Zoning Ordinance regarding Section 17.31, Section A-Construction

Site Erosion Control and Section B-Stormwater Management was read. Supervisor Schaidler asked that a copy of the letter be forwarded to himself and Bob Braun of the Zoning Department. He also requested a copy of the February 25 Planning & Zoning agenda be sent to the Town of Nepeuskun since this issue will be discussed at that meeting.

A note received from Supervisor Barker thanking the Board for the plant she received during her recent hospitalization was read.

The following resolutions from various counties were received:

- Adams County - Resolution No. 7-2003 - "To request Wisconsin Counties Association and National Association of Counties to take a leadership role in complying with HIPAA". Chairman Maehl requested a copy of Resolution 141-22003 be forwarded to Adams County.
- Marathon County - Resolution R-5-03 - "To Support Federal Legislation Proposed by Senator Russ Feingold and Senator Grassley of Iowa to Change Medicare Payment Inequities Between States" was referred to the Legislative Committee.
- Polk County - Resolution to "Increase fees for Register of Deeds Documents" was referred to the Legislative Committee.
- Walworth County - Resolution No. 85-01/03 - "In Support of Federal Legislation to Subject Casein and Milk Protein Concentrates to Tariff Rate Quotas" was referred to the Legislative Committee.
- Walworth County - Resolution No. 93-02/03 - "Requesting Wisconsin Counties Association leadership in health insurance portability and accountability Act (HIPAA) compliance". Chairman Maehl requested a copy of Resolution 141-22003 be forwarded to Walworth County.

Petition for Zoning Amendment from Winnebago County Planning & Zoning Committee, for text amendment change to the Winnebago County Town/County Zoning Ordinance was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from David & Connie Bentley, Town of Menasha, for zoning change from heavy industrial to R-1 for a family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Robert Paananen, Town of Winneconne, for zoning change from R-2 wetland to A-2 with modified wetland for an existing residence filled prior to wetland rules was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Ronald C. and Shelby J. Becker, Town of Winneconne, for zoning change from A-2 general farming to B-3 general business for marine sales and services, child care center and fitness facility was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Wayne D. Ertmann, Town of Clayton, for zoning change from A-2 to R-1 for residential development was referred to the Planning & Zoning Committee.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey said everyone was anxiously awaiting the Governor making his budget presentation. Executive Van De Hey met with the Governor and some of his Cabinet. They were looking for input from local municipalities. Executive Van De Hey hoped Winnebago County could work jointly with the State in a cooperative effort to work on the budget.

Executive Van De Hey announced the new District Attorney, Bill Lennon, is having an open house. There will be two dates available so everyone will have an opportunity to attend. The dates are Friday, February 28 from 2:00 p.m. until 4:00 p.m. and Wednesday, March 12 from 2:00 p.m. until 4:00 p.m. All supervisors are invited to attend.

Executive Van De Hey asked the Board for support of the following resolutions: Resolution No. 145-22003-"Approve County Industrial Development Project - Provide Loan to Village of Winneconne" and Resolution No. 153-22003-"Adopt 2003 Revisions to the Winnebago County Administrative Salary Schedule".

CHAIRMAN'S REPORT

Chairman Maehl extended happy birthday wishes to Sue Ertmer and Supervisor Radewan. He thanked Supervisor Hert for his donation to the Scholarship fund.

Chairman Maehl reminded the supervisors about the change of the March regular session from March 18 to March 25. The meeting has been changed due to the conflict of the Governor's Conference.

Chairman Maehl encouraged everyone to attend the March 11 Special Order of Business meeting.

Chairman Maehl requested each supervisor to talk to their constituents regarding their library. The first county owned and operated library in the United State is in the City of Oshkosh.

Chairman Maehl reminded the supervisors that the federal gas allowance is now 36 cents.

Chairman Maehl referred the supervisors to a comparison done between Winnebago and Outagamie County's County Board budget costs. It compared regular pay, per diem, fringes, travel, contractual services and other costs.

PUBLIC HEARING

Harry Sturgis, 1575 Oak Ridge Road, Town of Neenah spoke against zoning Report No. 001 and Amendatory Ordinance No. 02/01/03. The zoning to be approved was not what he had originally requested.

The following citizens spoke against Ordinance No. 154-22003: "Create Section 5.08, General Code of Winnebago County (Ice Rescue Fee)" - Paul Schmidt, 1534 Grove Street, Oshkosh and Andrew Jaeger, 1703 Oak Street, Oshkosh.

Terry Footit, Monclair Place, Oshkosh spoke against Resolution No. 153-22003: "Adopt 2003 Revisions to the Winnebago County Administrative Salary Schedule" and asked that Ordinance No. 154-22003: "Create Section 5.08, General Code of Winnebago County (Ice Rescue Fee)" and Ordinance No. 155-22003: "Create Section 5.09, General Code of Winnebago County: Rescue Fee for Boaters who Run Out of Gas" be sent back to committee.

Mike Van De Ven, Town of Vinland spoke in favor of Ordinance No. 154-22003: "Create Section 5.09, General Code of Winnebago County (Ice Rescue Fee)" and Amendatory Ordinance 16 - "Town of Utica on Behalf of Robert J. & Marilyn K. Potratz" for zoning change from A-1 to I-1.

The following citizens spoke against Amendatory Ordinance 16-"Town of Utica on Behalf of Robert J. & Marilyn K. Potratz:" for zoning change from A-1 to I-1: Susan Rosenmeier, 1770 Crown Drive; Jim Dorschner, 2710 Clairville Road; Loyal Berg, 1028 Reichow Street and Cindy Sorenson, 4996 W. Ripple Avenue.

Rick Carlson, representing Algoma Ethanol and Robert & Marilyn Potratz spoke in favor of Amendatory Ordinance 16-"Town of Utica on Behalf of Robert J. & Marilyn K. Potratz" for zoning change from A-1 to I-1.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Warren Utecht, Martenson & Eisele and property owner Harrison Sturgis Jr, Town of Neenah, for zoning change to M-1 for Lot 3 and R-1 for Lots 1 & 2 rather than R-3. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-01-03. A request for zoning change from A-2 (General Farming) to M-1 (Light Industrial) for Lot 3 and R-1 for Lots 1 & 2 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE. Supervisor Rengstorf voted nay.(Effective date – February 25, 2003)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners David and Beverly Juedes, Town of Nekimi, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-02-03. A request for zoning change from A-1 (Exclusive Agriculture) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Brennand voted nay. (Effective date – February 25, 2003)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Jay Clarke, Clarke & Associates LLC and property owner Thomas German, Town of Nekimi, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-03-03. A request for zoning change from A-1 (Exclusive Agriculture) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – February 25, 2003)

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Quentine and Mary Ellen Gerlach, Town of Nekimi, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-04-03. A request for zoning change from A-1 (Exclusive Agriculture) to R-1 (Single family non-subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE. (Effective date – February 25, 2003)

REPORT NO. 005. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants David and Amanda Curtis and property owner William Miller, Town of Nekimi, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-05-03. A request for zoning change from A-1 (Exclusive Agriculture) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – February 25, 2003)

REPORT NO. 006. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Donald and Suzanne Pelky, Town of Nekimi, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-06-03. A request for zoning change from A-1 (Exclusive Agriculture) to R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

REPORT NO. 007. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Kris Boeck, Town of Omro, for zoning change to R-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-07-03. A request for zoning change from R-2 with floodplain to R-2 without floodplain. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

REPORT NO. 008. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Mark Schmick, Town of Omro, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-08-03. A request for zoning change from R-1/A-2 (Single family non-subdivided/General Farming) to R-1 (Single family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Brennand abstained. (Effective date - February 25, 2003)

REPORT NO. 009. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant James Smith, Martenson & Eisele and property owner Esther Bartlet c/o Esther Marie Leonard, Town of Omro, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-09-03. A request for zoning change from A-2/B-2/M-2 (General Farming/Community Business/Heavy Industrial) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

REPORT NO. 010. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Russell Reff and property owners Alfred and Mary Ellen Sedlachek, Town of Oshkosh, for zoning change to R-5. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-10-03. A request for zoning change from R-1 (Single Family non-subdivided) to R-5 (Planned Residential District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

REPORT NO. 011. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Kirt and Patricia Angell, Town of Winneconne, for zoning change to B-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-11-03. A request for zoning change from C-1/A-2 (Town Zoning/General Farming) to B-2 (Community Business). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

REPORT NO. 012. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Don and Clarabelle Kossel and Robert and Janis Williamsen, Town of Clayton, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-12-03. A request for zoning change from A-2 (General Farming) to R-1 (Single family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

REPORT NO. 013. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Tom Hoffmann and property owners Arden and Dorothy Eckstein, Town of Clayton, for zoning change to R-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-13-03. A request for zoning change from A-2 (General Farming) to R-2 (Single family subdivided). Motion by Supervisor Schaidler and seconded to adopt. Supervisor Schaidler indicated rather than send this back to committee, the following amendment needs to be made: "Amend the motion to approve to change the following area to R-1 rather than R-2. The 15' contiguous to and East of Tax parcel 006-0658-01, and the 20' contiguous to and South of tax parcel 006-0658-01. The purpose of the amendment is to facilitate the approval of a Certified Survey Map being done for the purpose of transferring the land to the owner of parcel 006-0658-01. The 15' and 20' strip being transferred will eliminate encroachment. Further, the 15' and 20' strip, if changed to R-1 will be the same zoning that presently exists on tax parcel 006-0658-01. Motion made and seconded by Supervisor Schaidler to accept the amendment. CARRIED BY VOICE VOTE. Vote on ordinance as amended. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

REPORT NO. 014. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Sturgis Living trust, Town of Neenah, for zoning change to R-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-14-03. 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 (Effective date - February 25, 2003)

REPORT NO. 015. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Jochman-Burgess Enterprises LLC-Charles Burgess and Mike Jochman and property owner Peter Meyerhofer, Town of Wolf River, for zoning change to M-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-15-03. A request for zoning change from A-2 (General Farming) to M-1 (Light Industrial). Motion by Supervisor Schaidler and seconded to approve denial. CARRIED BY VOICE VOTE. DENIED.

AMENDATORY ORDINANCE NO. 16. A request from the Town of Utica on behalf of Robert J and Marilyn K. Potratz for zoning change from A-1 to I-1. Motion by Supervisor Egan and seconded to adopt. Supervisor Schaidler excused himself from discussion on this ordinance because of a possible business involvement. Ayes: 22. Nays: 11 - Albrecht, Thompson, Sundquist, Wingren, Norton, Hert, Robl, Eichman, Kline, Tierney and Finch. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 1 - Pech. (Effective date - February 25, 2003)

AMENDATORY ORDINANCE NO. 17. A request from the Town of Winneconne on behalf of Kirt and Patricia Angell for zoning change from A-1 to C-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

AMENDATORY ORDINANCE NO. 18. A request from the Town of Wolf River on behalf of Aaron Bartels and Rogene Patoka for zoning change from A-2 to A-3. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

AMENDATORY ORDINANCE NO. 19. A request from the Town of Vinland on behalf of Elizabeth Harper for zoning change from A-2 to R-1. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

AMENDATORY ORDINANCE NO. 20. A request from the Town of Vinland on behalf of Scott and Leeann Wasinger for zoning change from A-2 to R-1. A motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

AMENDATORY ORDINANCE NO. 21. A request from the Town of Vinland on behalf of Michael Pahlow for zoning change from A-1 to R-1. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

AMENDATORY ORDINANCE NO. 22. A request from the Town of Utica on behalf of Jeffrey and Kevin Fritz for zoning change from A-1 to R-1. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - February 25, 2003)

Supervisor Sievert left at 7:20 p.m.

At 7:34 p.m. Chairman Maehl asked for a brief recess. At approximately 7:45 p.m. the Board reconvened.

RESOLUTIONS & ORDINANCES

RESOLUTION NO. 156-22003: RESOLUTION AUTHORIZING THE BORROWING OF \$1,255,000; PROVIDING FOR THE ISSUANCE AND SALE OF TAXABLE GENERAL OBLIGATION REFUNDING BONDS THEREFOR; AND LEVYING A TAX IN CONNECTION THEREWITH

WHEREAS, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") hereby finds and determines that it is necessary, desirable and in the best interest of the County to raise funds for the purpose of paying the cost of refunding obligations of the County, including interest on them, to wit: refunding the County's Taxable Note Anticipation Notes dated January 8, 2003 (the "2003 Notes") (hereinafter the refinancing of the County's 2003 Notes shall be referred to as the "Refunding"), and there are insufficient funds on hand to pay said costs;

WHEREAS, the 2003 Notes were issued for the purpose of paying the cost of financing the County's unfunded prior service liability contributions under the Wisconsin Retirement System (the "Contributions");

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the 2003 Notes for the purpose of providing permanent financing for the Contributions;

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

WHEREAS, due to certain provisions contained in the Internal Revenue Code of 1986, as amended, it is necessary to issue such general obligation refunding bonds on a taxable rather than tax-exempt basis; and

WHEREAS, the County Board of Supervisors now deems it to be necessary, desirable and in the best interest of the County to authorize the issuance of and to award the sale of its taxable general obligation refunding bonds to Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin.

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

Section 1. Authorization of the Bonds. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of ONE MILLION TWO HUNDRED FIFTY-FIVE THOUSAND DOLLARS (\$1,255,000) from Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin (the "Purchaser") in accordance with the terms and conditions of its purchase proposal (the "Proposal") attached hereto as Exhibit A and incorporated herein by this reference.

Section 1A. Sale of the Bonds. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, Taxable General Obligation Refunding Bonds aggregating the principal amount of ONE MILLION TWO HUNDRED FIFTY-FIVE THOUSAND DOLLARS (\$1,255,000) (the "Bonds") for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Bonds. The Bonds shall be designated "Taxable General Obligation Refunding Bonds"; shall be dated March 1, 2003; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; shall bear interest at the rates and shall mature on April 1 of each year, in the years and principal amounts as set forth on the schedule prepared by the Purchaser and attached hereto as Exhibit B (the "Schedule"). Interest is payable semi-annually on April 1 and October 1 of each year commencing on April 1, 2004.

Section 3. Redemption Provisions. At the option of the County, the Bonds maturing on April 1, 2014 and thereafter shall be subject to redemption prior to maturity on April 1, 2013 or on any date thereafter. Said Bonds shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption. If the Proposal specifies that any of the Bonds are subject to mandatory redemption, the terms of such mandatory redemption shall be set forth on an attachment hereto as Exhibit MRP (the "Mandatory Redemption Provisions") and incorporated herein by this reference.

Section 4. 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 C and incorporated herein by this reference.

Section 5. 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 2003 through 2018 for the payments due in the years 2004 through 2019 in the amounts set forth on the Schedule. 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 6. 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 \$1,255,000 Winnebago County Taxable General Obligation Refunding Bonds dated March 1, 2003", 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 5 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 7. 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 8. 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, if required, 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 aforesaid officers are hereby authorized to do all acts and execute all documents as may be necessary and convenient for effectuating the Closing.

Section 9. 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 County Treasurer.

Section 9A. 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 10. 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 ("DTC"), 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 11. 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 12. 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 13. Redemption of the 2003 Notes. The County Board of Supervisors hereby calls the 2003 Notes, which mature on July 1, 2003, for redemption on April 1, 2003. The County hereby directs the Purchaser to cause a notice of redemption, in substantially the form attached hereto as Exhibit D, to be provided at the times, to the parties and in the manner provided thereon.

Section 14. 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 February 18, 2003.

Submitted by:
Personnel & Finance Committee

Motion by Supervisor Albrecht and seconded to adopt. Bradley Viegut from Robert W. Baird & Co. made a presentation regarding the final pricing summary of the refunding bonds. Vote on resolution: Ayes: 34. Nays: 0. Excused: 3 - Diakoff, Nielsen and Sievert. Absent: 1 - Pech. CARRIED.

RESOLUTION NO. 153-22003: Adopt 2003 Revisions to the Winnebago County Administrative Salary

Schedule

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Winnebago County Administrative Salary Schedule be revised for the year 2003, as set forth and described in the documents attached hereto.

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adoption of the 2003 Revisions to the Winnebago County Administrative Salary Schedule shall be made available from funds budgeted for this purpose.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 28. Nays: 6 - Griesbach, Klitzke, Norton, Tierney, Kramer and O'Brien. Excused: 3-Diakoff, Nielsen and Sievert. Absent: 1 - Pech. CARRIED.
Supervisor Schaidler left at 8:05 p.m.

RESOLUTION NO. 141-22003: Authorize Establishment of Administrative Procedures Relating to the Health Insurance Portability and Accountability Act (HIPAA)

WHEREAS, Department Heads from the Winnebago County Department of Human Services, the Winnebago County Health Department, Park View Health Center, the Winnebago County Human Resources Department, the Winnebago County Finance Department and the Winnebago County Corporation Counsel's Office have established an inter-departmental work group (HIPAA Work Group) to conduct an initial study of the impact of the 1996 Federal Health Insurance Portability and Accountability Act on the policies and procedures of various departments of Winnebago County and to help determine the steps necessary to insure that the County complies with the applicable federal and state laws and regulations relating to the use, maintenance and disclosure of protected health information; and

WHEREAS, said work group believes that the establishment of said policies and procedures relating to various departments of Winnebago County is a legal and administrative matter as opposed to a political matter; and

WHEREAS, Winnebago County will be required to establish procedures with regard to affected departments to come into compliance with various terms of said Act at different times during 2003; and

WHEREAS, said work group has determined that it is necessary for the Board of Supervisors to adopt an enabling resolution so as to allow compliance with said law; and

WHEREAS, in that Winnebago County provides health insurance services and also provides a health insurance plan for some of its employees, the HIPAA Work Group believes that Winnebago County is a hybrid entity as defined in the regulations and as such, Winnebago County should be designated as a hybrid entity to take advantage of the benefits such designation confers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Winnebago County is hereby designated as a hybrid entity as defined in the regulations for purposes of the Health Insurance Portability and Accountability Act and compliance therewith.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Winnebago County shall be entitled to enjoy all the benefits that the designation as a hybrid entity confers upon the County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Department Heads or their designees of the Winnebago County Department of Human Services, the Winnebago County Department of Human Resources, the Winnebago County Health Department, Park View Health Center, the Winnebago County Finance Department and the Winnebago County Corporation Counsel's Office to promulgate and establish such procedures and policies as they deem to be necessary so as to insure compliance by Winnebago County with the Health Insurance Portability and Accountability Act, as an administrative matter, under the supervision of the Winnebago County Executive.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Human Resources Director to amend the Winnebago County Personnel Policy, without further approval of this Board, to the extent necessary to bring said policy into full compliance with HIPAA.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive, upon the recommendation of the Department Heads indicated above, shall designate an existing employee of Winnebago County to serve in the capacity of Winnebago County's HIPAA Privacy Officer.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that each of the Department Heads referred to above shall appoint a Deputy Privacy Officer in relationship to HIPAA to serve in that capacity with regard to any privacy issues which may relate to their specific department.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 1 - Pech. CARRIED.

RESOLUTION NO. 142-22003: Authorize Execution of a Five-Year Expo Rental Agreement with Oshkosh Kennel Club Inc.

WHEREAS, Winnebago County has been approached by the Oshkosh Kennel Club Incorporated to enter into a five (5) year contract for use of the Sunnyview Exposition Center facilities for an annual AKC dog show; and

WHEREAS, the Oshkosh Kennel Club Incorporated has been a tenant in good standing, of the Sunnyview Exposition Center facilities for approximately ten (10) years while presenting an annual AKC dog show; and

WHEREAS, the AKC dog show presented by Oshkosh Kennel Club Incorporated is open to the public and is an event of merit for the Sunnyview Exposition Center facilities.

WHEREAS, it is in the best interest of Winnebago County to permit the long range scheduling of said event to allow the promoter to secure necessary agreements with subcontractors and vendors; and

WHEREAS, the long range scheduling of events at the Sunnyview Exposition Center allows County staff to efficiently program the facilities so as to maximize their use and ensure generation of revenues.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Parks Department to enter into a five year lease agreement with Oshkosh Kennel Club Incorporated for presentation of an AKC dog show to be held annually for two days during the month of May.

Submitted by,
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 1 - Pech. CARRIED.

RESOLUTION NO. 143-22003: Request Authority to Apply For Funds For Maintenance Of County-Owned Snowmobile Trails

WHEREAS, Winnebago County is interested in maintaining County owned and leased lands for public snowmobile trail use; and

WHEREAS, funds are available for snowmobile trail maintenance and snowmobile trail bridge maintenance through the Department of Natural Resources pursuant to Sec. 23.09(26), Wisconsin Statutes; and

WHEREAS, in order to participate in this project it is necessary that the County Board authorize submittal of an application for said funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive and the County Clerk are hereby authorized to make application on behalf of Winnebago County with the Department of Natural Resources, pursuant to Sec. 23.09(26), Wisconsin Statutes, for any financial aid that may be available for public snowmobile trail use and maintenance in Winnebago County.

Submitted by,
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 1 - Pech. CARRIED.

RESOLUTION NO. 157-22003: Authorize Segregation of Exposition Center Advertising and Naming Rights Revenue

WHEREAS, Winnebago County is interested in the establishment of a revenue generating program at the Sunnyview Exposition Center based on the sale of advertising space and project sponsorships at various locations throughout the Expo facilities; and

WHEREAS, Winnebago County is further interested in gaining revenue at the Sunnyview Exposition Center through the granting of multi-year naming rights agreements for numerous facility features and building sites throughout the grounds; and

WHEREAS, a crucial factor involved in the marketing of this new program requires that perspective clients

receive assurances that a direct correlation is established between the money invested and the County's commitment to maintaining and improving the grounds which shall benefit all Winnebago County citizen's enjoyment and use of the facilities; and

WHEREAS, in order to facilitate the link between client investments and facility maintenance and improvements, it is necessary that the County Board authorize the segregation of such revenues and ordain that such funds be designated for maintaining and improving the Expo Center Facilities and that unspent funds at year end shall roll forward from year-to-year; and

WHEREAS, the County Board would be kept apprised of the status of the fund balance and would approve actual use of the funds through the annual County Budget.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the establishment of an advertising and naming rights program at the Sunnyview Exposition Center and that such funds be segregated and designated for use in maintaining and improving the Expo Center facilities.

Submitted by,
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 32. Nays: 1-Thompson. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 1 - Pech. CARRIED.

RESOLUTION NO. 158-22003: Support the Efforts of Wittman Regional Airport to Seek Continued Federal Subsidies for Passenger Airline Service To/From Wittman Regional Airport

WHEREAS, the U.S. Department of Transportation has notified Winnebago County that it intends to terminate designation of Wittman Regional Airport's federal essential Air Service (EAS) status, which would then eliminate the subsidy currently available for passenger airline service to the City of Oshkosh, Winnebago County and the surrounding region; and

WHEREAS, continued passenger airline service to the City and the County is desirable for the region's growth and development; and

WHEREAS, Mesa Airlines has indicated a desire to provide air service between Wittman Regional Airport and Chicago Midway Airport, a destination not currently served by any airport in the area.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the efforts of Wittman Regional Airport to object to the proposed termination and to seek continued federal subsidies for passenger airline service to/from Wittman Regional Airport.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the proper county officials are hereby authorized and directed to deliver copies of the resolution to Senator Herbert Kohl, Senator Russell Feingold, Representative Thomas Petri and Secretary Mineta of the U.S. Department of Transportation.

Submitted by:
JOSEPH MAEHL, DISTRICT #6
STAN KLINE, DISTRICT #25
COUNTY BOARD SUPERVISORS

Motion by Supervisor Maehl and seconded to adopt. Ayes: 29. Nays: 4-Thompson, Wingren, Kramer and Arne. Excused: 4- Diakoff, Nielsen, Sievert and Schaidler. Absent: 1- Pech. CARRIED
Supervisor Finch left at 8:25 p.m.

ORDINANCE NO. 144-22003: Amend Section 5.04(2)(a) of the General Code of Winnebago County (Increase Cremation Permit Fee)

WHEREAS, the Winnebago County Coroner has requested the Judiciary and Public Safety Committee to recommend to the Winnebago County Board of Supervisors that the cremation permit fee charged by the Winnebago County Coroner be increased from \$60.00 to \$100.00 so as to help defray expenses within the Winnebago County Coroner's Office; and

WHEREAS, the Judiciary and Public Safety Committee recommends the increase in said fee.

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

That Section 5.04(2)(a) of the General Code of Winnebago County be amended to read as follows:

5.04 Coroner's Fees...

(2) Cremation Permit Fee.

(a) A fee of \$100.00 is hereby established for the viewing of a body by the coroner and the

issuance of a permit as a precedence to cremation, pursuant to the procedure outlined by Section 979.10, Wisconsin Statutes. The estate of the deceased shall be liable for payment of said fee, unless another party agrees in advance, in writing, to be responsible for the payment of said fee.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that said amendment shall be effective as of the date following the date of publication.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Motion made by Supervisor Eichman and seconded to amend line 13 and line 29 from "\$100.00" to "\$75.00". Vote on amendment - Ayes: 22. Nays: 10 - Griesbach, Scoville, Maehl, Steineke, Madison, Sundquist, Kline, Egan, Rengstorf and O'Brien. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 2 - Finch and Pech. CARRIED. Vote on Ordinance as amended: Ayes: 28. Nays: 4 - Griesbach, Steineke, Brennand and Rengstorf. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 2 - Finch and Pech. CARRIED.

RESOLUTION NO. 145-22003: Approve County Industrial Development Project - Provide Loan to Village of Winneconne

WHEREAS, the Village of Winneconne has made a loan request to the Winnebago County Industrial Development Board for the purpose of assisting an existing business, Midwest Towels Incorporated, in the expansion of its manufacturing facility; and

WHEREAS, Winnebago County and its Industrial Development Board are empowered to make such loans pursuant to the authority vested by Section 59.57(2)(f), Wisconsin Statutes; and

WHEREAS, the Village of Winneconne projects that assisting such expansion will generate new jobs and create additional new tax base within that community and Winnebago County; and

WHEREAS, your Industrial Development Board has approved said loan request and is requesting that the County Board of Supervisors of the County of Winnebago approve this project for funding at this time.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the aforementioned Winnebago County Industrial Development Project is hereby approved.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds in the amount of \$600,000 shall be made available to loan to the Village of Winneconne, with such loan agreement to be for a period of five (5) years and at an interest rate of ½ of the prime rate on the date that the loan is made, with interest due yearly upon said loan and the principal of said loan to be due to the Winnebago County Industrial Development Board on the 5th year anniversary date of said loan.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Industrial Development Board and any necessary Winnebago County officers are authorized to execute an agreement between Winnebago County's Industrial Development Board and the Village of Winneconne for this project and for said loan.

Submitted by:
INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Maehl and seconded to adopt. Ayes: 31. Nays: 1 - Widener. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 2 - Finch and Pech. CARRIED.

RESOLUTION NO. 146-22003: Commendation for Duane Abrams

WHEREAS, Duane Abrams has been employed with the Winnebago County Airport, for the past twenty-three years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Duane Abrams.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 147-22003: Commendation for Robert Hughes

WHEREAS, Robert Hughes has been employed with the Winnebago County Sheriff's Department, for the past twenty-eight years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Robert Hughes.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 148-22003: Commendation for Barbara Viitanen

WHEREAS, Barbara Viitanen has been employed with the Winnebago County Department of Human Services, for the past twenty-six years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Barbara Viitanen has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service.

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

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Barbara Viitanen.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

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

Supervisor Hotynski left at 8:40 p.m.

RESOLUTION NO. 149-22003: Approve Reallocation of Staff Hours within the Department of Human Services

WHEREAS, in order to capitalize upon an opportunity to reallocate staff hours as the result of a position vacancy, the Director of Human Services has devised a plan whereby one full-time position of Team Case Manager is to be abolished and two part-time positions of Psychotherapist are to be changed to full-time positions; and

WHEREAS, in order to implement this staff hour reallocation plan, necessary changes must be made to the Table of Organization of the Department; and

WHEREAS, the Board of Human Services and the Personnel and Finance Committee have reviewed this staff hour reallocation plan and proposed changes to the Table of Organization of the Department and have recommended that the Winnebago County Board of Supervisors approve this plan and proposed changes to the Table of Organization.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the Table of Organization of the Department of Human Services be and hereby is modified to show the elimination of one full-time position of Team Case Manager from the Oshkosh Case Management Team and is further modified to show the conversion of one (75%) part-time position of Psychotherapist and one (50%) part-time position of Psychotherapist to full-time positions.

BE IT FURTHER RESOLVED, that the total number of employment positions within the Department of Human Services be reduced by one position as the result of this action; and

BE IT FURTHER RESOLVED, that the Wage and Fringe Benefit budgets for the Department be reduced appropriately.

Submitted by,
HUMAN SERVICES BOARD
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 31. Nays: 0. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 3 - Finch, Hotynski and Pech. CARRIED.

RESOLUTION NO. 150-22003: Disallow Claim of Edric Jansen

WHEREAS, your Personnel and Finance Committee has had the claim of Edric Jansen 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 Edric Jansen dated January 17, 2003, 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. 151-22003: Appropriate remainder of funds needed to complete the fiber optic and other communications infrastructure components from the Coughlin Center to the new Law Enforcement Center.

WHEREAS, The Winnebago County Board approved the construction of the fiber optic connection between the Coughlin Building and the New Law Enforcement Center by resolution 317-112001, and

WHEREAS, the first phase of this project is complete and the remaining funds are now needed to complete the project, and

WHEREAS, this project is necessary to connect the new Law Enforcement Center to the County computer network, and

WHEREAS, funds needed to complete the project are estimated to be \$105,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates **\$105,000** to the Computer System Infrastructure Project for the purpose of paying costs to complete the Fiber Optic Network to the new Law Enforcement Center.

BE IT FURTHER RESOLVED that funds to pay for said improvements be transferred from the General Fund of Winnebago County to the Computer System Infrastructure Capital Project fund with the General Fund be reimbursed from a subsequent bond issue.

Submitted by:
Information Systems Committee
Personnel & Finance Committee

Motion by Supervisor Brennand and seconded to adopt. Ayes: 31. Nays: 0. Excused: 4 - Diakoff, Nielsen, Sievert and Schaidler. Absent: 3 - Finch, Hotynski and Pech. CARRIED.

RESOLUTION NO. 152-22003: Accept John J. and Ethel D. Keller Fund Community Foundation donation and Appropriate for Purchases to Help Meet Resident Needs.

WHEREAS, the John J. and Ethel D. Keller Fund of the Community Foundation has offered to donate \$5,000 per year for a five year period, and

WHEREAS, the Foundation has requested that these funds be used for various purchases to help meet the needs of Park View residents, and

WHEREAS, this is the second year of a 5-year pledge.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby accepts the donation of \$5,000 and appropriates the funds to the Park View Health Center Donated Goods and Services Fund for purchases to help meet resident needs.

Submitted by:

Park View Health Center Committee
Personnel & Finance Committee

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

ORDINANCE NO. 154-22003: Create Section 5.08, General Code of Winnebago County (Ice Rescue Fee)

WHEREAS, Winnebago County is one of the few counties in this area to have equipped its Sheriff's Department with two (2) Hovercraft vehicles to be used for the rescue of persons who are trapped upon or who fall through the ice; and

WHEREAS, the Winnebago County Sheriff is frequently called upon, during winter months, to rescue persons within this area who have been trapped upon or who have fallen through the ice on the areas various waterways; and

WHEREAS, many of these rescues are necessitated by ill advised decisions on the part of the persons needing to be rescued; and

WHEREAS, it is the opinion of the Winnebago County Judiciary and Public Safety Committee that the cost of the equipment and labor for ice rescues should be charged to those persons necessitating such service rather than those costs to be charged to the taxpayers of Winnebago County; and

WHEREAS, the Winnebago County Judiciary and Public Safety Committee believes that it would be just and equitable to create an ordinance establishing a fee schedule for ice rescues and that the imposition of such a fee would dissuade persons from traveling upon the ice illogically at times when ice conditions are poor.

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

The creation of Section 5.08 of the General Code of Winnebago County which shall read as follows:

5.08 ICE RESCUE FEE. (1) **AUTHORITY.** This ordinance is adopted pursuant to that authority provided under Sections 59.03(1), 59.04 and 59.51, Wisconsin Statutes.

(2) The Sheriff of Winnebago County is hereby authorized to charge the following fee to those persons necessitating the use of Winnebago County Sheriff's Deputies and Hovercraft vehicles for those persons who are trapped upon or fall through the ice:

- | | | |
|-----|--|-----------------------------------|
| (a) | For the use of the Hover Guard 1000 Boat | \$125/per hr. |
| (b) | For the use of the Hover Guard 800 Boat | \$110/per hr. |
| (c) | Labor costs for any Winnebago County | \$ 50/per hr./ per each Responder |
- Sheriff's Department Deputy Responding to
An Ice Rescue Call

(3) (a) Should more than one individual be in need of rescue from the ice in relationship to a single incident, each person rescued shall be jointly and severally responsible for said ice rescue fees.

(b) No person who is under the age of eighteen (18) at the time of an ice rescue shall be assessed a fee pursuant to this ordinance.

(c) No fee shall be assessed to persons not actually rescued by the Winnebago County Sheriff's Department who did not request rescue services.

(4) **RECOVERY OPERATIONS.** No fee shall be charged by the Winnebago County Sheriff's Department for labor or the use of Hovercraft vehicles in relationship to operations relating to recovery of a body.

(5) **EFFECTIVE DATE.** This ordinance shall go into effect on the date following the date of the publication of this ordinance.

Submitted by:

_____ JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to refer back to committee. CARRIED BY VOICE VOTE.

ORDINANCE NO. 155-22003: Create Section 5.09 - General Code of Winnebago County: Rescue Fee for Boaters Who Run Out of Gas

WHEREAS, individuals frequently run out of gas during the summer months while boating on the waterways of Winnebago County; and

WHEREAS, the Winnebago County Sheriff's Department is often requested to assist said boaters by bringing gas to said boaters; and

WHEREAS, the Judiciary and Public Safety Committee believes that the costs for such services should be passed on to those persons requesting such services rather than to the Winnebago County taxpayers.

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

That Section 5.09 of the General Code of Winnebago County be created to read as follows:

5.09 RESCUE FEE FOR BOATERS WHO RUN OUT OF GAS.

(1) AUTHORITY. This ordinance is adopted pursuant to that authority provided under Sections 59.03(1), 59.04 and 59.51, Wisconsin Statutes.

(2) FEE. All boaters requesting assistance of the Winnebago County Sheriff's Department on the waterways of Winnebago County as a result of the fact that their boat has run out of gas shall be charged the following fee:

- (a) Labor Costs..... \$50.00/per hr. per each officer responding to said call
- (b) The actual cost of gasoline provided by the Winnebago County Sheriff's Department to the boater

(3) RESPONSIBILITY. Charges for the costs of labor and gasoline shall be issued to the person to whom the boat is registered that is requesting assistance as a result of running out of gas.

(4) EFFECTIVE DATE. This ordinance shall become effective on the date following the date of publication of this ordinance.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to refer back to committee. CARRIED BY VOICE VOTE.

At approximately 8:50 p.m., a motion was made by Supervisor Robl and seconded to adjourn. CARRIED BY VOICE VOTE.

The next meeting of the Board will be Tuesday, March 11, 2003.

Respectfully submitted,
Patricia Rabe, Deputy
Winnebago County Clerk

State of Wisconsin)
County of Winnebago) ss

I, Patricia Rabe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their regular meeting held February 18, 2003.

Patricia Rabe, Deputy
Winnebago County Clerk