

**ADJOURNED SESSION
COUNTY BOARD MEETING
Tuesday, July 22, 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, Barker, Griesbach, Hotynski, Maehl, Koziczowski, Klitzke, Widener, Lauson, Albrecht, Thompson, Steineke, Madison, Radewan, Sundquist, Wingren, Jacobson, Norton, Hert, Robl, Eichman, Kline, Kramer, Schaidler, Farrey, Sievert, Diakoff, Egan, Rankin, Rengstorf, O'Brien, Arne and Finch. Excused: Brennand, Nielsen, Pech and Scoville. Absent: Tierney.

Motion by Supervisor Robl and seconded to adopt the agenda with the following changes: Resolution No. 246-72003, Resolution No. 243-72003 and Resolution No. 251-72003 will be one, two and three respectively followed by Resolution No. 235-62003 and the balance of the agenda. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Therese Foster for jewelry that was lost while she was incarcerated in the Winnebago County Jail was referred to the Personnel & Finance Committee.

Notice of Claim from Daniel J. Van Oss for damages to his boat trailer caused by a Winnebago County Parks Department vehicle was referred to the Personnel & Finance Committee.

A thank you card was received from Supervisor Mark Nielsen for support and patriotism shown during the six months he was mobilized for Operation Iraqi Freedom.

A WCA Education Seminar entitled "What's New in Collective Bargaining and Binding Arbitration?" will be Monday, August 25, 2003 at the Sheraton Madison Hotel. The registration deadline is August 15, 2003. Anyone interested in more information can contact the County Clerk's Office.

The 2003 International Trade, Business & Economic Development Council (ITBEC) Conference will be August 12-13, 2003 at the Ho-Chunk Casino. The deadline for registration is August 1, 2003. Anyone interested in more information can contact the County Clerk's Office.

The following resolutions from various counties were received and forwarded:

- Columbia County - Resolution 31-03: "Requesting Waiver from Certain Statutes Requiring Newspaper Publication " was referred to the Legislative Committee;
- Columbia County - Resolution 25-03: "Resolution Expressing Support for Senate Bill 15, Creating a Joint Survey committee on State Mandates and Required Funding of State Mandates" was referred to the Legislative Committee;
- Florence County - Resolution 03-27: Resolution "firmly opposing the proposed unfunded, mandated property tax freeze" was referred to the Legislative Committee;
- LaFayette County - "Reinstatement of Premium Aid for Wisconsin Fairs" was referred to the UW Extension Committee;
- Outagamie County - Resolution No.30-2003-04: "Support a constitutional amendment to address permitting counties to elect or appoint sheriff's, district attorneys, county clerks, treasurers, register of deeds, coroners, surveyors, and clerk of circuit court" was referred to the Legislative Committee;
- Outagamie County - Resolution No. 27-2003-04: "Request that DNR Secretary P. Scott Hassett and the Wisconsin Department of Natural Resources order and conduct an environmental impact study on the re-opening of the Fox River lock system" was referred to the Land Conservation Committee;
- Polk County - Resolution "Supporting Senate Bill 15 to create a joint survey committee on state mandates and required funding of state mandates" was referred to the Legislative Committee;
- Racine County - Resolution No. 2003-44S: Resolution "Supporting legalization of video lottery machines in restaurants and taverns licensed to sell alcoholic beverages on premises" was referred to the Legislative Committee;
- Trempealeau County - Resolution "Supporting continuation of Wisconsin Land Information Program funding mechanisms" was referred to the Land Conservation Committee;
- Vernon County - Resolution #2003-26: "Supporting continuation of Wisconsin Land Information Program funding mechanism" was referred to the Land Conservation Committee;
- Vilas County - Resolution 2003-46: "Request to rescind the "Smart Growth" Legislation" was referred to the Planning & Zoning Committee;
- Washburn County - Resolution "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 Human Services Board.

- Washington County - 2003 Resolution 32: "Medicare payment inequities between states" was referred to the Human Services Board;
- Wood County - Resolution #03-6-5 "To support an increase in recording fees for documents in the Register of Deeds Office" was referred to the Judiciary & Public Safety Committee.

Petition for Zoning Amendment from Robert and Diane Conant, Town of Neenah, for zoning change from R-1 to A-2 for agricultural small scale farming was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Gerald L. Haunschild, Town of Neenah, for zoning change from A-2 to R-1 for single family homes was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Nancy A. Hepp, Town of Winchester, for zoning change from A-2 to R-1 for a rural residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Craig E. Hardy, Town of Omro, for zoning change from R-1 and R-2 to R-2 for a primary residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Greg Holz, Town of Omro, for zoning change from R-1/A-2 to A-2 for agricultural use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from James Tritt, Town of Omro, for zoning change from A-2 to R-1 for residential use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Jeanette Diakoff, Town Coordinator, Town of Algoma, for zoning change from R-2 to P-1 for a neighborhood park was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from David Bradley, Town of Nekimi, for zoning change from A-1 to A-2 for family dwelling was referred to the Planning & Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Rankin reported an increase in the use of the five libraries in Winnebago County. The Winnefox Library System reports an overall increase of 6% in library circulation in 2002 with the Oshkosh Public Library seeing a 12.43% increase and the City of Omro a 9% increase in circulation.

Supervisor Rengstorf reported he had attended the NACo Convention in Milwaukee. He found many interesting and helpful seminars. He brought back information that will be helpful to the Sheriff's Department.

Supervisor Steineke reported he had also attended the NACo Convention in Milwaukee. He also attended many seminars. He brought back pamphlets and videos which he felt could be useful to various departments.

Supervisor Sievert invited the entire Board to a golf outing that will be held Saturday, August 23 at the West Ridge Golf Course. This is a fund-raiser for the trail. The town is trying to extend the trail from Highway 45 to the WIOUWASH.

Supervisor Schaidler referred supervisors to a pamphlet on their desks regarding "Winn Tomorrow". A meeting will be held Wednesday, July 30, 6:00 p.m. at the Coughlin Center. This will be a presentation by the consultants of the initial final draft of the Comprehensive Land Plan for review. Supervisor Schaidler is hoping everyone will take time to attend this meeting to become familiarized with the Plan.

Supervisor Jacobson brought attention to information in the "Wave Length" regarding boating safety tips. Number one on these tips was wearing your personal flotation device. Supervisor Jacobson forwarded a copy of an article in the Oshkosh Northwestern to Executive Van De Hey showing a picture of deputy's from the Sheriff's Department in a boat sitting on their flotation device. He felt the deputy's should be wearing their life jackets to set a good example.

Supervisor Kline reported EAA will be starting a week from today. Supervisor Kline will again be the coordinator of Team Oshkosh, which is a consortium from Oshkosh Chamber, OCDC, Chamco, Industrial Development Board from Winnebago County and WPS. Wittman Field is also involved. The purpose of Team Oshkosh is to attract business to Winnebago County and Wittman Field. They will be located in Hangar D. The Mayors Breakfast will be Friday, August 1 from 6:00 a.m. to 10:00 a.m. The Honoree receiving a key to the city this year is Paul Poberezny. The cost for the breakfast is \$3.00 for all you can eat.

Supervisor Widener reported the proposals are now in for the Park View Health Center study. It will take a couple months to go over the proposals. A presentation will then be made to the committee of jurisdiction and the full County Board.

Supervisor Sevenich congratulated Supervisor O'Brien on his recent retirement from the City of Menasha Fire Department after 35 years of service.

Supervisor Barker announced there will not be a Legislative Committee meeting in July. A representative from WCA will be attending the August meeting. Anyone having items for the agenda should contact Supervisor Barker. Supervisor Barker encouraged all supervisors to attend the Winnebago County Fair, which will be held August 12-17. Admission is \$8.00 and includes the grandstand and rides. Admission for Senior Citizens Day is \$5.00. The 4H will be hosting a breakfast on Saturday, August 16 from 7:00 a.m. to 10:00 a.m. The cost is \$4.00.

Motion by Supervisor Schaidler and seconded to approve the June 17, 2003 County Board Proceedings with the following correction - page 42, "Petition for Zoning Amendment from Harrison Sturgis, Town of Neenah" should be "Petition for Zoning Amendment from Winnebago County Planning and Zoning Committee". This was brought forth to correct an error previously made by the committee. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey met with the Local Elected Officials Group which is comprised of mayors from Omro, Winneconne, town chairpersons and the City of Oshkosh. Executive Van De Hey said the meetings should be very productive for all are facing similar problems. Rather than spending time on the problems, the group is looking at creative solutions.

Executive Van De Hey said the meeting for her 5-year Capital Plan was postponed a week ago. The plan was released, but the public meeting will not be rescheduled until more is known regarding the State Budget.

Executive Van De Hey told Supervisor Jacobson she had received the picture of the Sheriff's Deputy's sitting on their life jackets. Executive Van De Hey spoke to the Sheriff regarding this matter. There is a policy that states they do not have to wear the flotation devise. She asked the Sheriff to contact Supervisor Jacobson regarding this matter.

The Budget process is coming along well. Positions have been eliminated through attrition rather than layoff. 30 positions have been lost through attrition this year.

Executive Van De Hey encouraged the Board to approve the contract for Donald Wilmot, Emergency Management Director.

CHAIRMAN'S REPORT

Chairman Maehl shared a letter from one of the scholarship winners. Chairman Maehl suggested the supervisors read over the WCA Legislative Update in their packets. The Update is an unbiased look at each bill.

Chairman Maehl announced checks were received from Supervisors Sievert and Kramer towards the Scholarship Fund.

Chairman Maehl extended Happy Birthday wishes to Supervisors Sievert, Kramer and Corporation Counsel, John Bodnar.

CATHERINE NEISWENDER UW-EXTENSION'S ROLE IN THE COMPREHENSIVE PLANNING PROCESS

Catherine Neiswender is the Community Development Educator for UW Extension. She started June first and replaced Mike Koles. Ms. Neiswender passed out a brochure on her position of Community Development Educator.

Ms. Neiswender said UW Extension provides educational assistance to a variety of parties such as local governments, civic organizations, businesses, citizens and families to help them with decision making, provide information and solve problems. The assistance is provided through programming, educational teaching, client research and one on one counseling. The UW Extension is currently putting together their 4-year planning program, which will look at the broad educational needs in Winnebago County.

Ms. Neiswender is participating in a Lake Winnebago-wide Council that was developed out of an environmental forum. Her roll currently is one of facilitator.

Ms. Neiswender is currently working on the "economic impact analysis of the Airport". A meeting was held today with some of the Airport tenants to look over some of the raw survey data collected in January. After the data is compiled, the results will be brought back to the Aviation Committee, County Board and other groups for presentation.

Ms. Neiswender is working with a small group on stormwater educational needs and the feasibility of developing a multi-jurisdictional consortium. She is also working on educational needs related to the recently passed Winnebago County Stormwater Ordinance.

Ms. Neiswender has spent much time attending the planning advisory group (Winn Tomorrow) meetings. The group has reached out to the news media to get them more interested and made recommendations to update the public participation portion of the plan, which is required under the "Smart Growth" statutes and is an important part of the plan. To that end, a website (www.uwex.edu/ces/cty/winnebago/wcplanning) has been update. The goal of the public participation element is to increase people's understanding of what is in the plan and how it affects them. The recommendations will be presented at the Winn Tomorrow meeting on July 30.

PUBLIC HEARING

Dee Durkee, 1416 Beech Street, Oshkosh spoke against Resolution No. 235-62003: "Authorize Transfer of \$110,000 to Capital Improvements Fund-Facilities and Property Management Department (Upgrade Courthouse Security System).

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Kate Pfaendtner and Mark Barbieri, Town of Winchester, for zoning change to R-1/A-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-01-03. A request for zoning change from A-2 (General Farming) to R-1/A-1 (Single family non-subdivided/Exclusive Agriculture). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – July 28, 2003)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Tenron Development LLC, Ronald Tenpas, Town of Algoma, for zoning change to B-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-02-03. A request for zoning change from R-1 (Single Family subdivided) to B-2 (Community Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – July 28, 2003)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Susan and David Buelow, Town of Algoma, for zoning change to R-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-03-03. A request for zoning change from A-2 (General Farming) to R-2 (Sing Family subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – July 28, 2003)

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Michael Bernier, Town of Omro, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-04-03. A request for zoning change from A-2/R-1/B-2 (General Farming/Single Family non-subdivided/Community Business) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – July 28, 2003)

REPORT NO. 005. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and owner Randy Radig, Town of Omro, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-05-03. A request for zoning change from R-1/A-2 (Single Family non-subdivided/General Farming) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - July 28, 2003)

REPORT NO. 006. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner George Dodd, Town of Winneconne, for zoning change to B-3. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-06-03. A request for zoning change from A-2 (General Farming) to B-3 (General Business). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - July 28, 2003)

REPORT NO. 007. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Boss Farms, Inc., Town of Vinland, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-07-03. A request for zoning change from A-2 (General Farming) to R-1 Lots 1 & 2 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - July 28, 2003)

REPORT NO. 008. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant, Dennis Jochman and property owner, Bay Lake Council-Boy Scouts of America, Town of Menasha, for zoning change to B-3. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-08-03. A request for zoning change from R-3 (Two Family residential) to B-3 (General Business). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - July 28, 2003)

AMENDATORY ORDINANCE NO. 9. A request from the Town of Black Wolf on behalf of Leon Luker for zoning change from A-2 to R-1. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – July 28, 2003)

AMENDATORY ORDINANCE NO. 10. A request from the Town of Rushford on behalf of Brian Roycraft for

zoning change from commercial to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - July 28, 2003)

AMENDATORY ORDINANCE NO. 11. A request from the Town of Poygan on behalf of Richard Grundy for zoning change from A-2 to R-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - July 28, 2003)

AMENDATORY ORDINANCE NO. 12. A request from the Town of Wolf River on behalf of G & G Investments LLC for zoning change from business to R-3. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - July 28, 2003)

AMENDATORY ORDINANCE NO. 13. A request from the Town of Vinland on behalf of J. J. Keller & Associates for zoning change from M-2 & A-2 to M-1. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - July 28, 2003)

RESOLUTIONS & ORDINANCES

RESOLUTION NO. 246-72003: Support Senate Bill 176 Allowing Municipal Mutuals to Provide Property Insurance

WHEREAS, under current law, any number of municipalities or associations of municipalities may organize a municipal insurance mutual to provide workers' compensation insurance, liability insurance or risk management services to the members of the municipal insurance mutual; and

WHEREAS, in 1985, many Wisconsin municipalities lost their liability insurance when several commercial carriers ceased writing municipal business. Municipalities were forced to seek liability insurance from a limited commercial market that increased premiums and reduced coverage; and

WHEREAS, municipalities responded to the 1985 liability insurance crisis by creating municipally-owned mutual insurance companies; and

WHEREAS, since that time, additional insurance coverages were added by municipal mutual insurance companies including self-insured services, workers' compensation, nursing home liability and owner-controlled insurance purchase programs for public construction projects; and

WHEREAS, under current law, municipal mutual insurance companies are precluded from offering property insurance and are restricted to purchase coverage at renewal rates, which have skyrocketed in recent years; and

WHEREAS, for many years, the Local Government Property Insurance Fund (LGPIF) has met the property insurance needs of Wisconsin's local units of government; and

WHEREAS, adverse changes in the property insurance marketplace began over 24 months ago and escalated following the tragedy of September 11, 2001; and

WHEREAS, while able to compete at the time, the LGPIF was not immune to reinsurance and capacity problems within the industry and due to this, combined with increases in loss activity over the past several years, was forced to take rate actions in response; and

WHEREAS, the recent actions of the LGPIF, combined with the inability to provide property insurance coverage, has placed the municipal mutual insurance companies, owned by local units of government, in the position of purchasing insurance coverage in an uncompetitive market; and

WHEREAS, the solution to this dilemma is a change in the current statutes to allow municipal owned mutual insurance companies to provide quality, cost effective property insurance coverage to those eligible for coverage through municipally-owned mutual companies or their affiliated insurance companies; and

WHEREAS, Senate Bill 176 authorizes a municipal insurance mutual to provide property insurance to its members.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors recommends the passage of Senate Bill 176 to ensure that municipal mutual insurance companies are allowed the flexibility to respond to skyrocketing property insurance costs.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be sent to Governor James E. Doyle, the Wisconsin Counties Association and all legislators representing Winnebago County constituents.

Submitted by:
PATRICK BRENNAND, DIST. #34
NANCY BARKER, DIST. #2
HARVEY RENGSTORF, DIST. #37
JOSEPH MAEHL, DIST. #6
DAVID ALBRECHT, DIST. #11

COUNTY BOARD SUPERVISORS

Motion by Supervisor Barker and seconded to adopt. Chairman Maehl pointed out a letter by Supervisor Brennand that had been put on each supervisor's desk regarding this resolution.

Mr. Jon Hochkammer, Director of Insurance Operations for Wisconsin Counties Association, started by giving a brief summary of his background. Mr. Hochkammer served as a Manitowoc County Supervisor for four terms beginning in 1984. In December, 1991, Mr. Hochkammer became a lobbyist for Wisconsin Counties. In January, 1994 Mr. Hochkammer became Sergeant at Arms in Madison until July, 2002 when he accepted his current position.

As Director of Insurance he oversees three insurance companies - Wisconsin Counties Association Group Health Trust, Wisconsin Mutual Insurance Company (Winnebago County is a member) and Community Insurance Company.

Community Insurance Company was started in May, 2002. The company was formed because cities, towns and villages approached Wisconsin Mutual Insurance Company to see how they could start a company. Rather than them starting their own company, they joined Wisconsin Mutual Insurance Company. When the number of cities, towns and villages exceeded the counties, Wisconsin Mutual Insurance Company decided to create Community Insurance Company.

Mr. Hochkammer stated over the years the commercial marketplace has stepped away from property insurance. The State Local Government Property Fund did an actuarial study to see where their rates should be. That study said rates should increase by 88%. Instead of increasing 88%, the State decided to increase each year by 24% until the correct level was reached. By increasing only 24%, they went backwards. The school districts that are renewing their property insurance through the Local Government Property Fund are looking at rate increases from 80% to 300%.

In April, 2003, Senator Dale Schultz, Chair of the Insurance Committee for the State Senate, introduced Senate Bill 176. On June 3, the Senate Insurance Committee had a hearing on this Bill and voted 5-0 to support the Bill. It was then sent to the State Senate where the Bill passed by a unanimous voice vote on June 24. On July 17, Mr. Hochkammer testified before the Assembly Insurance Committee. Since there has been no opposition voiced to this Bill, it is anticipated the Assembly Insurance Committee should take action late August or early September. In late September or early October the Assembly should be taking action. In anticipation of the Bill passing, the groundwork has been set for Wisconsin County Mutual to provide property insurance coverage January 1st.

Supervisor Farry asked why the property insurance rates have seen such large increases. Mr. Hochkammer explained the term "reinsurance". A County designates an amount of insurance it is willing to pay out-of-pocket. The amount of insurance purchased for coverage in excess of that designated amount is the reinsurance. There are several reasons for the insurance having large increases including lack of competition, most companies are outside the United States such as Lloyds of London and terrorist activities.

Vote on Resolution: Ayes: 33. Nays: 0. Excused: 4 - Brennand, Nielsen Pech and Scoville. Absent: 1 - Tierney. CARRIED.

RESOLUTION NO. 243-72003: RESOLUTION AUTHORIZING THE BORROWING OF \$3,530,000* ; PROVIDING FOR THE ISSUANCE AND SALE OF 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 certain outstanding obligations of the County, to wit: \$9,200,000 General Obligation Promissory Notes, dated August 1, 1997 (the "1997 Notes") (hereinafter the refinancing of the County's 1997 Notes shall be referred to as the "Refunding"), and there are insufficient funds on hand to pay said costs;

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the 1997 Notes for the purpose of achieving debt service cost savings;

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, the County Board of Supervisors heretofore has directed its financial advisor, Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin ("Baird") to take the steps necessary to sell the general obligation refunding bonds to pay the cost of the Refunding;

WHEREAS, Baird, in consultation with the officials of the County, prepared a Notice of Sale and an Official Notice of Sale (copies of which are attached hereto as Exhibits A and B, respectively, and incorporated herein by this reference) setting forth the details of and the bid requirements for the aforesaid general obligation refunding bonds and indicating that the bonds would be offered for public sale on July 22, 2003;

* Estimated, subject to change.

WHEREAS, the County Clerk (in consultation with Baird) caused the Notice of Sale to be published and/or announced and caused the Official Notice of Sale to be distributed to potential bidders offering the aforesaid general obligation refunding bonds for public sale on July 22, 2003;

WHEREAS, the following bids were received:

<u>BIDDER</u>	<u>NET INTEREST COST</u>	<u>TRUE INTEREST RATE</u>
_____	\$ _____	_____ %
(SEE BID TABULATION ATTACHED AS EXHIBIT C)		
_____	_____	_____

WHEREAS, it has been determined that the bid (the "Bid") submitted by the financial institution listed first on the attached Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. Baird has recommended that the County accept the Bid. A copy of said Bid submitted by such institution (the "Purchaser") is attached hereto as Exhibit D and incorporated herein by this reference.

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 THREE MILLION FIVE HUNDRED THIRTY THOUSAND DOLLARS (\$3,530,000*).

Section 1A. Ratification of the Notice of Sale, and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Bonds set forth in Exhibits A and B attached hereto as and for the details of the Bonds. The Notice of Sale, Official Notice of Sale and other offering materials prepared and circulated by Baird are hereby ratified and approved in all respects. All actions taken by officers of the County and Baird in connection with the preparation and distribution of the Notice of Sale and Official Notice of Sale are hereby ratified and approved in all respects.

Section 1B. Award of the Bonds. The Bid of the Purchaser offering to purchase the \$3,530,000* Winnebago County General Obligation Refunding Bonds (the "Bonds") for the sum set forth on the Bid, plus accrued interest to the date of delivery, resulting in a net interest cost and an average true interest rate as set forth on the Bid is hereby accepted. The Bonds bear interest at the rates set forth on the Bid.

Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation Refunding Bonds"; shall be dated August 1, 2003; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; and shall mature on April 1 of each year, in the years and principal amounts set forth on the debt service schedule prepared by Baird and attached hereto as Exhibit E (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. The Bonds shall not be subject to optional redemption.

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 F 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 2006 for the payments due in the years 2004 through 2007 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 \$3,530,000* Winnebago County General Obligation Refunding Bonds dated August 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

* Estimated, subject to change.

* Estimated, subject to change.

* Estimated, subject to change.

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

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

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

Section 9. Additional Tax Covenants Including Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Bonds) to assure that the Bonds are obligations described in Section 103(a) of the Code, the interest on which is excludable from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

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

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

The County does not anticipate that it will qualify for any exemption from the rebate requirements of the Code. Accordingly, the County hereby covenants and agrees that there shall be paid from time to time all amounts to be rebated to the United States pursuant to Section 148(f) of the Code and any applicable Regulations. This covenant and agreement shall survive payment in full or defeasance of the Bonds. In order to fulfill such covenant and agreement, the County is hereby authorized to employ independent accountants, consultants or attorneys to assist in determining the rebate amounts.

The County Board of Supervisors hereby designates the Bonds to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with the responsibility for issuing the Bonds, shall provide an appropriate certificate of the County, all as of the Closing.

Section 9A. Rebate Fund. If necessary, the County shall establish and maintain, so long as the Bonds are outstanding, a separate account to be known as the "Rebate Fund". The County hereby covenants and agrees that it shall pay from the Rebate Fund the rebate amounts calculated pursuant to the provisions of the Code and Regulations to the United States of America.

Amounts held in the Rebate Fund and the investment income therefrom are not pledged as security for the Bonds and may only be used to pay amounts to the United States.

The County shall maintain or cause to be maintained records of such calculations and shall make such records available upon reasonable request therefor.

The County hereby agrees it will disburse all moneys in the Rebate Fund to the United States of America at the times and in the manner set forth in any applicable Regulations proposed or promulgated thereunder.

Section 10. 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 11. 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 11A. 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 12. 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 13. 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. This 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 hereunder and any failure by the County to comply with the provision of this 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 14. Escrow Agent; Escrow Agreement; Escrow Account. Associated Trust Company, National Association, Green Bay, Wisconsin, is hereby appointed escrow agent for the County, for the purpose of ensuring the payment of the principal of and interest on the callable portion of the 1997 Notes (the "Escrow Agent").

The Chairperson and County Clerk are hereby authorized and directed to execute an escrow agreement substantially in the form attached hereto as Exhibit G (the "Escrow Agreement") (such form may be modified by said officers prior to execution, the execution of such agreement by said officers to constitute full approval of the County Board of Supervisors of any such modifications), with the Escrow Agent, for the purpose of effectuating the provisions of this Resolution.

The Bond Proceeds allocable to refunding the callable portion of the 1997 Notes, other than any premium and accrued interest which shall be deposited in the Debt Service Fund Account created above, shall be deposited in a refunding escrow account which is hereby created with the Escrow Agent, pursuant to the Escrow Agreement, for the purpose of retaining the required amount of cash, if any, and acquiring the United States obligations provided for in the Escrow Agreement.

Upon transfer of the Bond Proceeds and any other necessary funds allocable to refunding the callable portion of the 1997 Notes to the Escrow Account, the taxes heretofore levied to pay debt service on the callable portion of the 1997 Notes shall be abated to the extent such transfer together with investment earnings thereon is sufficient to pay the principal of and interest on the callable portion of the 1997 Notes, but such abatement shall not affect the County's pledge of its full faith, credit and resources to make such payments. The refunding escrow account created by the

Escrow Agreement shall hereinafter serve as the debt service (or sinking) fund account for the callable portion of the 1997 Notes. The Escrow Agent shall serve as custodian of said debt service (or sinking) funds.

Section 15. 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 16. Redemption of the 1997 Notes. The County Board of Supervisors hereby calls the 1997 Notes due on and after April 1, 2005 for redemption on April 1, 2004. The County hereby directs the Escrow Agent appointed above to cause a notice of redemption, in substantially the form attached to the Escrow Agreement, to be provided at the times and in the manner provided thereon.

Section 17. 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 July 22, 2003.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Supervisor Albrecht withdrew the resolution. A tax freeze on borrowing is included in the Budget, which is waiting for Governor Doyle's signature.

RESOLUTION NO. 251-72003: Approve Employment Agreement Between Winnebago County and Donald Wilmot

WHEREAS, the Employment Agreement between Winnebago County and Donald Wilmot expired on June 30, 2003; and

WHEREAS, both Winnebago County and Donald Wilmot are desirous of extending said agreement for an additional two (2) year period; and

WHEREAS, the Emergency Management Committee has approved the attached agreement which also meets with the approval of the Winnebago County Executive.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to enter into an Executive Employment Agreement with Donald Wilmot to serve as Emergency Management Director for a two (2) year period, commencing on August 9, 2003 and concluding on August 8, 2005 at an annual salary of \$52,313 for the first year of service pursuant to the agreement and \$53,359 for the second year of the agreement.

Submitted by:
EMERGENCY MANAGEMENT COMMITTEE

Motion by Supervisor Griesbach and seconded to adopt. Ayes: 26. Nays: 7 - Klitzke, Thompson, Madison Jacobson, Norton, Diakoff and Rankin. Excused: 4 - Brennand, Nielsen, Pech and Scoville. Absent: 1 - Tierney. CARRIED.

RESOLUTION NO. 235-62003: Authorize Transfer of \$110,000 to Capital Improvements Fund - Facilities and Property Management Department (Upgrade Courthouse Security System)

WHEREAS, as a result of the Winnebago County Sheriff's Department moving to its new office, the existing security system within the Courthouse will no longer be able to be monitored in the old Communications Center and cannot be modified to transmit to the new Communications Center; and

WHEREAS, upgrades are necessary to the security system within the Courthouse to provide for adequate security within the Courthouse, as is stated in the attached Memo which is herewith attached; and

WHEREAS, the cost of said Capital Improvements would equal approximately \$110,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$110,000 from the Debt Proceeds Fund to the Capital Improvements Fund of the Facilities and Property Management Department for the purpose of upgrading Courthouse security as is stated in the attached memo.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said funds be appropriated from the General Fund of Winnebago County with said General Fund to be reimbursed from a subsequent bond issue issued in relationship to this project.

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

Supervisor Rengstorf stated a presentation was being made and a vote would not be taken. Mike Elder, Director of Facilities and Property Management Department began the presentation by stating this is a capital improvements project that is being brought back in a revised format from two years ago. Mr. Elder is making the presentation for the Courthouse Security Committee in place of Judge Gritton who is chairing the committee. The committee recommendations are to replace duress buttons and security cameras currently in the Courthouse. The duress buttons and security cameras are both obsolete. The systems can no longer be monitored. Monitoring took place in Dispatch at the Public Safety Building. Dispatch is now located at the new Sheriff's Office making it impossible for them to receive a signal. Mr. Elder stated the replacement system would be a wireless duress button. This would be a small device that could be mounted on a desk or can be worn on a belt to summon help from wherever they are in the building.

The committee has determined the people and offices at risk and need of the duress buttons and cameras. Court Commissioner Yana brought the Board's attention to the Proposed Thirteen-Year Safety Plan, which lays out a plan to secure the Courthouse over the next 13 years.

Diane Fremgen, Clerk of Courts, reported the Security Committee is meeting monthly to address the security needs in a package that is more reasonable with the current budgetary constraints. At this point in the meeting, Supervisor Rengstorf withdrew the resolution.

RESOLUTION NO. 244-72003: Authorize the project expenditures for the 2003 replacement of the Park View Pavilion Emergency Generator at a cost not to exceed \$101,500.

WHEREAS, the original emergency generator at the Pavilion is reaching the end of its useful life, and,
WHEREAS, the generator has reached its maximum capacity for its ability to generate enough power to serve all of the facility's current power needs and,

WHEREAS, the generator no longer has the ability to provide power in emergency situations to systems within the Pavilion that require emergency power.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates an amount not to exceed \$101,500 for the replacement of the emergency power generator at the Park View Pavilion.

BE IT FURTHER RESOLVED that funds to pay for said improvements be advanced from the General Fund of Winnebago County with said fund being reimbursed from a subsequent bond issue.

BE IT FURTHER RESOLVED that should the County not be able to bond to reimburse the general fund, then such funds shall be considered paid from the undesignated fund balance of the general fund of Winnebago County.

Fiscal Impact: Approximate annual debt service over 10 years would be \$ 13,200. Annual maintenance and operating cost would be very minimal and would likely be less than the current generator. Estimated annual cost is \$250. This includes testing, running the equipment for a short period each month, changing oil and general inspection.

Submitted by:
Facilities & Property Management Committee
Park View Health Center Committee:
Personnel & Finance Committee

Supervisor Widener withdrew this resolution. Motion by Supervisor Widener and seconded to have the resolution on the floor for discussion. Supervisor Widener stated the electrical system currently is "maxed out". The existing generator would not be sufficient to handle a power outage.

Mike Elder, Director of Facilities and Property Management Department gave a presentation on the need for

the generator. There are three generators at Park View Health Center. The boiler room and Pleasant Acres generators have been replaced. The third generator is for emergency power at Park View Health Center. The generator is 50 years old and "loaded to it's maximum". There are electrical needs that should be put onto the generator, but there is no capacity left. Four years ago, Park View was without power for 4 1/2 days. Mr. Elder stated the generator was able to make it through that time; however, he is not sure it would make it if this would happen again.

Motion by Supervisor Farry and seconded to suspend County Rule 8.11 - "Any capital expenditure (improvement project) to be considered by the County Board at any session other than at the budget session, the estimated cost of which is in excess of \$50,000, shall require presentation by the committee or the supervisor(s) sponsoring the resolution on behalf of said expenditure at a prior meeting of the County Board before consideration of any appropriation resolution by the County Board". Ayes: 29. Nays: 4 - Klitzke, Albrecht, Eichman and Rengstorf. Excused: 4 - Brennand, Nielsen, Pech and Scoville. Absent: 1 - Tierney. CARRIED. Motion by Supervisor Widener and seconded to remove lines 20 through 22. Ayes: 15 - Sevenich, Hotynski, Maehl, Widener, Lauson, Steineke, Hert, Robl. Kramer, Finch, Farrey, Sievert, Arne, Rankin and O'Brien. Nays: 18. Excused: 4 - Brennand, Nielsen, Pech and Scoville. Absent: 1 - Tierney. LOST. Vote on resolution - Ayes: 31. Nays: 2 - Eichman and Kramer. Excused: 4 - Brennand, Nielsen, Pech and Scoville. Absent: 1 - Tierney. CARRIED.

RESOLUTION NO. 245-72003: Disallow Claim of Bennett Motor Express

WHEREAS, your Personnel and Finance Committee has had the claim of Bennett Motor Express 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 Bennett Motor Express dated May 14, 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. 247-72003: Authorize Payment for Excess Committee Days (April, 2001 – April 30, 2002)

WHEREAS, Section 59.13(2)(b), Statutes, allows that in counties with a population of 25,000 persons or more, the Board of Supervisors, may by a two-thirds vote of the members present, increase the number of days for compensation and mileage that may be paid in any year and fix the compensation for each additional day; and

WHEREAS, your undersigned Committee recommends that a per diem payment be made for those committee members who have committee days in excess of 30 days for the period between April, 2001 and April 30, 2002.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a per diem compensation for persons serving on committees for more than 30 days as is shown in the attached report which is herewith attached and made a part of this resolution, for the period between April, 2001 and April 30, 2002.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 31. Nays: 2 - Wingren and Hert. Excused: 4 - Brennand, Nielsen, Pech and Scoville. Absent: 1 - Tierney. CARRIED.

RESOLUTION NO. 248-72003: Authorize Payment for Excess Committee Days (May 1, 2002 – April 30, 2003)

WHEREAS, Section 59.13(2)(b), Statutes, allows that in counties with a population of 25,000 persons or more, the Board of Supervisors, may by a two-thirds vote of the members present, increase the number of days for compensation and mileage that may be paid in any year and fix the compensation for each additional day; and

WHEREAS, your undersigned Committee recommends that a per diem payment be made for those committee members who have committee days in excess of 30 days for the period between May 1, 2002 and April 30, 2003.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a per diem compensation for persons serving on committees for more than 30 days as is shown in the attached report which is herewith attached and made a part of this resolution, for the period between May 1, 2002 and April 30, 2003.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 31. Nays: 2 - Wingren and Hert. Excused: 4 - Brennand, Nielsen, Pech and Scoville. Absent: 1 - Tierney. CARRIED.

RESOLUTION NO. 249-72003: Authorize County Participation on Landfill Siting Committee

WHEREAS, Georgia Pacific Corporation purchased the Wisconsin Tissue Mills Landfill, located in the Town of Vinland, several years ago; and

WHEREAS, Georgia Pacific is proposing to dispose of all the sediment from the Fox River Sediment Project, including both low level and high level PCB's, in said landfill; and

WHEREAS, State law requires that if that landfill is to be redesigned to accept PCB sediment, that public input will be required including the formation of a new siting committee and its approval; and

WHEREAS, Winnebago County would be a municipality which would be affected by said landfill and would be entitled to membership on such a siting committee; and

WHEREAS, the Solid Waste Management Board believes that it would be in the best interest of Winnebago County to participate in such a siting committee.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that should a siting committee be formed with regard to the possible redesign of the Georgia Pacific Landfill in the Town of Vinland for the purpose of accepting PCB sediment, that the Director of Solid Waste for the Winnebago County Solid Waste Management Board is hereby appointed to represent Winnebago County on said siting committee and that the Chairman of the Solid Waste Management Board is hereby appointed to represent Winnebago County on said siting committee.

Submitted by:
SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 32. Nays: 0. Abstain: 1 - Hert. Excused: 4 - Brennand, Nielsen, Pech and Scoville. Absent: 1 - Tierney. CARRIED.

RESOLUTION NO. 250-72003: Authorize County Aid for Culvert Replacement (Town of Clayton)

WHEREAS, Section 81.38, Wisconsin Statutes, allows a town to petition the County for funds to offset the costs of constructing or repairing culverts or bridges within the town; and

WHEREAS, pursuant to Section 81.38(2), Statutes, the County shall pay the cost of such repair or construction in excess of \$750 up to \$1500 and the town and county shall each pay 1/2 of the cost of construction or repair above \$1500 ; and

WHEREAS, the Town of Clayton has petitioned the Winnebago County Highway Committee for replacement of culverts or bridges pursuant to Section 81.38, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes County aid to the following Town for the following projects the total amount of said projects not to exceed that amount listed with the amount contributed by the County to be controlled pursuant to Section 81.38(2), Statutes:

<u>TOWN</u>	<u>LOCATION</u>	<u>TOTAL AMOUNT OF PROJECT</u>
Town of Clayton	Grandview Road	\$1720.00

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 32. Nays: 0. Excused: 4 - Brennand, Nielsen, Pech and Scoville. Absent: 2 - Schaidler and Tierney. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, August 19, 2003. CARRIED BY VOICE VOTE.

The meeting was adjourned at 8:35 p.m.

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 July 22, 2003.

Patricia Rabe, Deputy
Winnebago County Clerk