

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, JANUARY 18, 2005**

Chairman David Albrecht 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: Weber, Barker, Griesbach, Scoville, Maehl, Koziczowski, Klitzke, Widener, Lauson, Albrecht, Thompson, Steineke, Machotka, Sundquist, Wingren, Jacobson, Norton, Warnke, Tower, Robl, Harris, Kline, Kramer, Schaidler, Finch, Farrey, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf and O'Brien. Excused: Pech, Hotynski, Lennon and Lorenz. Motion by Supervisor Robl and seconded to approve the agenda by changing the order of the resolutions so that No. 141-12005 is acted on prior to No. 134-12005. CARRIED BY VOICE VOTE.

**APPOINTMENT TO SUPERVISOR DISTRICT NO. 22 – FRANK TOWER**

Chairman David Albrecht asked for the Board's approval of his appointment of Frank Tower to Supervisor District No. 22. Mr. Tower will complete the unexpired term of Mark Nielsen, who resigned from the Board.

Motion by Supervisor Sundquist and seconded to approve. Ayes: 32. Nays: 0. Absent: 1 – Steineke. Excused: 4 – Pech, Hotynski, Lennon and Lorenz. CARRIED.

Chairman Albrecht administered the Oath of Office to Mr. Tower.

**COMMUNICATIONS, PETITIONS, ETC.**

A mini-conference entitled, "Biosolids and Manure: Issues Related to Land Application of Waste in East Central Wisconsin" will be held on Friday, January 28 at 9:00 a.m. at Liberty Hall in Kimberly. There is no advance registration or cost for this mini-conference.

A letter from Senator Mike Ellis supporting the Board's position on the future operation of area lift bridges was received. A copy of the letter had been sent to each Board member prior to the meeting, so the letter was not read, but placed on file with the proceedings of the meeting.

The following resolutions were received and forwarded to various committees:

- Resolution from Brown County, "Resolution Regarding ICF-MR Downsizing" was referred to the Legislative Committee.
- Resolution No. 2004-06 – from Jefferson County, regarding their support of "Computer TakeBack Campaign Platform" was referred to the Legislative Committee.
- Resolution No. 39(2004) – from Washington County, "Opposition to Department of Natural Resources Use of Wildlife Damage Funds for Chronic Wasting Disease" was referred to the Land Conservation Committee.
- Resolution No. 33 (2004-2005) – from Waupaca County regarding referendum questions to be placed on the April ballot asking that the State of Wisconsin be financially responsible for the operation of state mandated court systems and human services departments was referred to the Legislative Committee.

A letter was received from Supervisor Sievert thanking the Board for the floral arrangement that they sent her when her mother passed away.

A note was received from Molly Butz of the Oshkosh Senior Center thanking the Board for having their chorus perform at the Board's Christmas party in December and for their donation to the center. She hopes the Board will keep them in mind for 2005.

Petition for zoning amendment from John Pfeiffer, Town of Black Wolf, for zoning change from P-1 to R-1 for residential lots was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Jeff L. Basler of Basler Farms LLP, Town of Nekimi, for zoning change from A-1 to A-2 for construction of a single-family home was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Harry E. Kieckhafer and Priscilla D. Kieckhafer, Revocable Trust, Harry E. Kieckhafer and Priscilla D. Kieckhafer, Trustees, Town of Omro, for zoning change from A-2 to R-1 for residential purposes was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Richard Brotske, Town of Nepeuskun, for zoning change from A-2 to Residential for a single family residence was referred to the Planning & Zoning Committee.

Petition for zoning amendment from G. Philip Grundy, Town of Oshkosh, for zoning change from Agricultural to Residential for an existing residential home site was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Elizabeth J. and Eugene L. Anderson, Town of Clayton, for zoning change from A-1 to A-2 for continued agricultural purposes was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Tim and Judy Klusman, Town of Clayton, for zoning change from A-1 to A-2 for agricultural purposes was referred to the Planning & Zoning Committee.

Petition for zoning amendment from William Degeneffe, Town of Menasha, for zoning change from R-4 to R-5 for condominium development was referred to the Planning & Zoning Committee.

Sue Ertmer, Winnebago County Clerk, noted that a petition had been filed in her office by various citizens of the Town of Vinland protesting that town's approval of Ron Jankowski's zoning change request. Their petition also requests that the Winnebago County Board's approval of Mr. Jankowski's zoning change be by a ¾ affirmative vote of the membership. John Bodnar, Winnebago County Corporation Counsel, explained that the citizens' request for the ¾ vote of the Board's membership is not statutorily required in this case and that a simple majority vote is all that will be required of the Winnebago County Board to pass this zoning change request

### **REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS**

Supervisor Rankin reported that the 2004 "Hunt for the Hungry" program collected over 200,000 pounds of venison from Wisconsin hunters. Venison donated to this program is distributed to those in need in Wisconsin.

Supervisor Barker reported that there will not be a Legislative Committee meeting in January. The next meeting will be on Monday, February 28.

Motion by Supervisor Lauson and seconded to approve the December 7 & 21, 2004 County Board proceedings. CARRIED BY VOICE VOTE.

### **COUNTY EXECUTIVE'S REPORT**

Executive Van De Hey stated that Congressman Petri has gotten involved in the lift bridges issue and is working with the U.S. Coast Guard's attorneys to resolve the situation.

Executive Van De Hey asked for the Board's support of Resolution No. 139-12005, "The Life and Services of PFC Brent T. Vroman." Brent's uncle, Jim Vroman, is a former employee of Park View Health Center.

Executive Van De Hey also asked for the Board's support of Resolution Nos. 140-12005, "Authorize Dissolution of Public Safety Building Board" and 141-12005, "Authorize the County Executive to Seek Architectural and Design Proposals for the Construction of a New Downsized Park View Health Center Facility."

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

Chairman Albrecht asked those supervisors who are in support of the Safe Streets Initiative program that was explained to them at their January 4 Special Orders meeting to sign the letters to area legislators that are on their desks.

Chairman Albrecht informed the Board that as of January 1, 2005 the mileage rate has gone up to \$.405 per mile.

Chairman Albrecht thanked Supervisors Rankin and Jacobson for their donations to the county's scholarship fund.

### **UPDATE FROM SUPERVISOR BERNARD EGAN REGARDING THE FORMER MERCY MEDICAL CENTER AS A POSSIBLE LOCATION FOR PARK VIEW HEALTH CENTER**

Supervisor Egan stated that the Park View Health Center and Facilities and Property Management Committees have agreed that the former Mercy Medical Center on Hazel Street in the City of Oshkosh will not be considered as a possible location for a new Park View Health Center.

Supervisor Egan thanked Ben Ganther for his cooperation and assistance while the county toured and considered his facility as a potential site for Park View Health Center.

Supervisor Egan then explained the pros and cons of locating Park View Health Center at the former Mercy Medical Center site and why they have decided against it.

Some of the positive things about this location were:

- Construction could be completed without disturbing the residents
- Total construction costs might be cheaper
- Construction might be completed sooner

Some of the negative things about this location:

- Another campus for the county to maintain
- Not enough green space
- Asbestos and mildew

- There could be some structural issues with the building – it was built in 1912
- Parking problems
- County would only own part of the building
- Windows are too high; too many elevators to maintain
- It would be a five floor facility – not efficient
- Accessibility to the facility for all county residents is bad
- Building may not meet state codes for a nursing home facility
- Outdoor paging system would be disruptive to the neighborhood
- Both city hospitals are located on the other side of the railroad tracks—in an emergency situation this could be an issue
- Not a good location for the county's Public Health Department

Supervisor Egan explained that their goal on this project is to save money in the long run. He further explained that the initial cost for the building is a small portion of what will be paid over the next 20 years at this facility; and, if the facility is built and maintained properly, savings will be realized by the efficiencies that are built into the project and facility.

## **2004 BUDGET STATUS REPORT REVIEW – CHUCK ORENSTEIN, FINANCE DIRECTOR**

Chuck Orenstein distributed his "Budget Status Report – December 2004 Preliminary" and explained its layout and contents to the Board.

Mr. Orenstein explained that some of the departments do have overages in their budgets and that most of the overages are in the labor area. The labor area is a hard area to budget because it can fluctuate and if there are overruns in that area, departments still need to be staffed.

Mr. Orenstein stated that budget transfer requests will be brought to the Board to cover these overages.

Mr. Orenstein answered questions from the Board.

## **PUBLIC HEARING**

The following people spoke in opposition to Amendatory Ordinance 5 from Ronald M. Jankowski of Eighteen Wheel Enterprises, LLC:

Scott and Leeann Wasinger, 6632 Highway 45, Neenah; Tom Flatley, 6742 Highway 45, Neenah; Randy Steinert, State Road 76, Neenah; Mark and Amy Neiland, 6704 State Road 76; Lee Fahrenkrug, 2861 Kellett Road, Neenah; Norman and Nancy Lietz, 2836 Kellett Road, Neenah; Rose Ann Roth, citizen; Reinhold Lehrer, 2911 Ridgeway Drive, Neenah; Tom Christensen, 2816 Kellett Road, Neenah

The following people spoke in support of Amendatory Ordinance 5 from Ronald M. Jankowski of Eighteen Wheel Enterprises, LLC:

Raymond Batley, Chairman, Town of Vinland, 1519 Cowling Bay Road, Neenah; Jim Wollerman, Supervisor, Town of Vinland, 4531 County Road G, Neenah

The following people spoke in support of Resolution No. 141-12005, "Authorize the County Executive to Seek Architectural and Design Proposals for the Construction of a New Downsized Park View Health Center Facility":

Donna Lohry, 511 West Bent Avenue, Oshkosh; Sandra Koeppler, 1265 Heritage Trail, Oshkosh; Mark Madison, 619 West New York Avenue, Oshkosh

## **ZONING REPORTS & ORDINANCES**

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Thomas Polakowski, Town of Nepeuskun, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-01-05. A request for zoning change from A-2 (General Farming) to R-1(Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to approve. CARRIED BY VOICE VOTE. (Effective date – January 25, 2005)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Dorothy Reak, Town of Omro, for zoning change to R-2/A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-02-05. A request for zoning change from R-1 (Single Family non-subdivided) to R-2/A-2 (Single Family subdivided/General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – January 25, 2005)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Arthur Sullivan, Town of Omro, for zoning change to A-2. Motion by Supervisor

Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-03-05. A request for zoning change from A-2/R-1 (General Farming/Single family non-subdivided) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – January 25, 2005).

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant George Dearborn and property owner Town of Menasha, Town of Menasha, for zoning change to remove all surface water drainage districts within the Town of Menasha. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-04-05. A request for zoning change from surface water drainage district to remove all surface water drainage districts within the Town of Menasha. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – January 25, 2005).

AMENDATORY ORDINANCE NO. 5. A request from the Town of Vinland on behalf of Eighteen Wheel Enterprises for zoning change from A-2 to B-2. Motion by Supervisor Farrey and seconded to adopt. Motion by Supervisor Sundquist to refer to the Planning and Zoning Committee. Chairman Albrecht ruled Supervisor Sundquist's motion out of order. Supervisor Farrey withdrew his motion to approve. Motion by Supervisor Farrey and seconded to refer Amendatory Ordinance No. 5 to the Winnebago County Planning and Zoning Committee. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Vinland on behalf of Richard Meyer for zoning change from R-1 to B-2. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – January 25, 2005)

At approximately 8:05 p.m., Chairman Albrecht called for a fifteen minute recess. The Board reconvened at 8:20 p.m.

## **RESOLUTIONS & ORDINANCES**

### **RESOLUTION NO. 133-12005: Request that Wisconsin Legislature Amend Section 59.13(2), Wisconsin Statutes**

WHEREAS, Section 59.13(2)(b), limits the number of days for which compensation and mileage may be paid to a committee member of the Winnebago County Board of Supervisors in any year to thirty (30) days for service on committees, except that the Board may by two-thirds vote of the members present, increase the number of days for which compensation and mileage may be paid in a year and affix the compensation for each day; and

WHEREAS, the Winnebago County Board of Supervisors has routinely, for a number of years, increased the number of days for which compensation and mileage may be paid in any year and fixed the compensation at its regular rate for each additional day of committee service for Winnebago County Board members serving on committees; and

WHEREAS, the Winnebago County Board of Supervisors has a number of committees with many supervisors serving on more than one committee; and

WHEREAS, as a result of the above-stated fact, most supervisors exceed thirty (30) days of service for committees during a year; and

WHEREAS, the Winnebago County Board of Supervisors believes that Section 59.13(2)(b) is antiquated and that said statute was placed into effect at a time when the functions of county government were relatively small and when county boards of supervisors and their committees met only several times per year; and

WHEREAS, the Winnebago County Board of Supervisors believes that said statute should be amended to delete Section 59.13(2)(a) and (b), Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests that the Wisconsin State Legislature adopt legislation so as to amend Section 59.13(2), Statutes, so as to delete the following language:

Section 59.13 Committees; Compensation.

(2) .... The number of days for which compensation and mileage may be paid to a committee member in any year, except members of any committees appointed to have charge of the erection of any county building, and except as otherwise provided by law or limited as follows:

- (a) Counties less than 25,000 population to 20 days, not more than 10 of which shall be for services on any one committee, except that the Board may increase the number of committee meetings under Paragraph B and similarly affix the compensation of the members for the additional meetings.

- (b) In counties with the population of 25,000 or more, 30 days for services on committees, except that the Board may, by two-thirds vote of the members present, increase the number of days for which compensation and mileage may be paid in any year and fix the compensation for each additional day.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to all legislators representing constituents within Winnebago County, to the Office of Governor James Doyle, to the Chairman of all County Board Supervisors in Wisconsin counties, and to the Wisconsin Counties Association.

Submitted by:  
DAVID ALBRECHT, DIST. #11  
COUNTY BOARD SUPERVISOR  
JUDICIARY & PUBLIC SAFETY COMMITTEE  
LEGISLATIVE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 1 - Jacobson. Abstain: 0. Excused: 4 - Pech, Hotynski, Lennon and Lorenz. CARRIED.

**RESOLUTION NO. 141-12005: Authorize the County Executive to Seek Architectural and Design Proposals for the Construction of a New Downsized Park View Health Center Facility**

WHEREAS, County staff have been studying alternatives for the future of the Park View facilities for the past 3 years; and

WHEREAS, an engineering firm was hired and produced a study of alternatives for the future of the facilities; and

WHEREAS, the study produced preliminary cost estimates for various types of facilities; and

WHEREAS, County staff have prepared operational analyses for the various facility options; and

WHEREAS, a new facility is the most cost effective alternative when looking at total project life cycle costs in each scenario.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the County Executive to seek proposals for performing architectural and design work for a new downsized County nursing facility.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby requests that the Winnebago County Executive work with the Park View Health Center Committee and the Facilities and Property Management Committee to bring forth a proposal to the County Board for selection of an architect for the project.

Submitted by:  
PARK VIEW HEALTH CENTER COMMITTEE  
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

Motion by Supervisor Arne and seconded to adopt. Motion by Supervisor Scoville to amend resolution to specify that the requested proposals be prepared based on a 150-bed facility and a 189-bed facility. No second to Supervisor Scoville's motion. Vote on motion to adopt – Ayes: 31. Nays: 3 – Scoville, Wingren and Kline. Excused: 4 - Pech, Hotynski, Lennon and Lorenz. CARRIED.

**RESOLUTION NO. 134-12005: COMMENDATION FOR ANN KEMMETER**

WHEREAS, Ann Kemmeter has been employed with the Winnebago County Department of Human Services, for the past thirty-seven years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Ann Kemmeter 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 Ann Kemmeter 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 Ann Kemmeter.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 135-12005: Commendation for John C. Meltz**

WHEREAS, John Meltz has been employed with the Winnebago County Department of Human Services, for the past thirty-one years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, John Meltz 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 John Meltz 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 John Meltz.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 136-12005: Commendation for Sharon Lentz**

WHEREAS, Sharon Lentz has been employed with Park View Health Center, for the past twenty-six years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Sharon Lentz 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 Sharon Lentz 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 Sharon Lentz.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 137-12005: Commendation for Gordon A. Guetzkow**

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

WHEREAS, Gordon Guetzkow 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 Gordon Guetzkow 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 Gordon Guetzkow.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 138-12005: Request State Legislature to Amend State Statutes with Regard to Operating While Intoxicated Laws**

WHEREAS, in the State of Wisconsin for it is required that a second and third time OWI offender comply with an alcohol or drug abuse assessment (AODA) and follow through with counseling as a result of such an assessment. If the offender fails to comply, the sole penalty he or she faces is the revocation of his or her driver's license; and

WHEREAS, the Circuit Court of Winnebago County is presently flooded with operating after revocation charges because offenders continue to drive without a license after having refused or failed to attend AODA

assessments and counseling; and

WHEREAS, the State of Wisconsin, presently, provides no other remedy to insure that second and third time OWI offenders seek such counseling; and

WHEREAS, many of the people incarcerated within the Winnebago County Jail are incarcerated as a result of either operating while intoxicated or as a result of committing crimes related to their use of alcohol or drugs; and

WHEREAS, within the State of Minnesota, courts are empowered to place second and subsequent time OWI offenders on probation so as to insure that offenders receive the treatment they need; and

WHEREAS, officials from Winnebago County recently visited Dakota County, Minnesota, a suburb of the Twin Cities. Despite the fact that Dakota County has a population of approximately 425,000 persons, the approximate average number of inmates in the County Jail per day within that County is 225. Winnebago County, with a population of approximately 165,000 people averages approximately 300 County Jail inmates per day; and

WHEREAS, your undersigned Committees believe that the jail population of Winnebago County could be reduced if second and third time drunken driving offenders were allowed to be placed on probation by the Court so as to insure that they receive the treatment which they need; and

WHEREAS, your undersigned Committees believe that jail costs and recidivism could be reduced by making such statutory amendment and that rehabilitation of said persons will better serve the public interest than incarceration; and

WHEREAS, persons placed on probation within the State of Minnesota are closely monitored by probation officers through the use of bracelets and in-home intoxilizer-type machines.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests that the Wisconsin Legislature consider creating Section 346.65(8), Wisconsin Statutes to read as follows:

346.65 PENALTY FOR VIOLATING SECTIONS 346.62, 346.64 ...

(8) The above minimum mandatory imprisonment penalties do not apply if the person accepts and successfully completes a period of probation as imposed by the Court.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby requests that the Wisconsin State Legislature delete the following pertinent parts of Section 973.09(1)(d), Statutes as follows:

973.09 PROBATION ...

(1)(d) ... This paragraph does not apply if the conviction is for any of the following:

1. A violation under s. 346.63(1) that subjects the person to a Mandatory minimum period of imprisonment under s. 346.65(2)(b) or (c).
2. A violation under s. 346.63(2) or (6) that subjects the person to a mandatory minimum period of imprisonment under s. 346.65(3m), if the person has a total of three or fewer convictions, suspensions or revocations covered under s. 347.307(2).
3. A violation under s. 346.63(5) that subjects the person to a minimum period of imprisonment under s. 346.65(2j)(c) if the person has a total of three or fewer convictions, suspensions or revocations counted under s. 343.307(2).

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

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE  
LEGISLATIVE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Hotynski, Lennon and Lorenz. CARRIED.

**RESOLUTION NO. 139-12005: The Life and Service of PFC Brent T. Vroman**

WHEREAS, PFC Brent T. Vroman the son of Bob Vroman and Pam DeGroot was born on January 6, 1983; and

WHEREAS, PFC Brent T. Vroman was a 2001 graduate of Omro High School where he had a passion for wrestling and would loudly cheer his teammates on. He played football, baseball and competed in track; and

WHEREAS, on Monday, December 13, 2004 he died of wounds suffered as result of enemy action in Yusufiyah, Iraq; and

WHEREAS, PFC Brent T. Vroman made the ultimate sacrifice for his country while advancing the cause of freedom for the Iraqi people; and

WHEREAS, PFC Brent T. Vroman will always be remembered for his loyalty and duty and will never be forgotten.

NOW, THEREFORE, BE IT RESOLVED, that the members of the Winnebago County Board of Supervisors commend the life of United States Marine Corp. PFC Brent T. Vroman and express their sorrow at his death and extend their condolences to his family and friends.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the County Clerk provide copies of this resolution to PFC Brent T. Vroman's parents, Bob Vroman and Pam DeGroot, brothers, Lance Corporal Brian Vroman, Bob Vroman, B. J. DeGroot, sisters, Angela Koehn, Maggie and Ellie DeGroot, and fiancée, Katie Heidl.

Submitted by:  
DAVID ALBRECHT, DIST. #11  
COUNTY BOARD CHAIRMAN

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Hotynski, Lennon and Lorenz. CARRIED.

#### **AMENDED**

#### **RESOLUTION 140-12005: Authorize Dissolution of Public Safety Building Board**

WHEREAS, ownership of the Public Safety Building was formally transferred to the City of Oshkosh on December 10, 2004; and

WHEREAS, in that the Public Safety Building is now entirely owned by the City of Oshkosh and any tenancy by Winnebago County officials is subject to a lease agreement between the City of Oshkosh and Winnebago County, there no longer appears to be a need for the existence of a Public Safety Building Board.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that contingent upon the approval of the City of Oshkosh, it hereby authorizes the dissolution of the Public Safety Building Board. Such dissolution shall take place upon the date a similar resolution is authorized by the Oshkosh City Council and formally published.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors of the County of Winnebago that Section 5.06, City-County Safety Building, of the General Code of Winnebago County is hereby revoked effective as of the date of the publication of a similar resolution by the City of Oshkosh.

Submitted by:  
PAUL SUNDQUIST, DIST. #17  
CHAIRMAN, PUBLIC SAFETY BUILDING BOARD

WITHDRAWN BY SUPERVISOR SUNDQUIST.

#### **RESOLUTION NO. 142-12005: Place Referenda Questions on the April Ballot**

WHEREAS, county government acts in partnership with state government in Wisconsin to provide programs and services for the citizenry; and

WHEREAS, state government requires county government to provide programs and services that are not always funded by the state government; and

WHEREAS, the major funding source for county government is the county property tax; and

WHEREAS, some mandated programs and services are not funded or fully funded by the state, causing the county property taxpayer to supplement funding with property tax dollars; and

WHEREAS, the public has an increased concern over how property tax dollars are being expended; and

WHEREAS, two statewide commissions (Kettl and Sheehy) suggested that the circuit court system and human services should not be funded by the property tax; and

WHEREAS, Chapter 59.52(25) of the State Statutes states "the board may conduct a countywide referendum for advisory purposes or for the purpose of ratifying or validating a resolution adopted or ordinance enacted by the board contingent upon approval in the referendum."; and

WHEREAS, the following advisory referenda questions are an effective way to determine how the citizenry believes the court system and human services should be funded:

Should the State of Wisconsin be required to accept financial responsibility for the entire cost of the state mandated court system, so as to remove said costs from Winnebago County's property tax levy?

Should the State of Wisconsin be required to accept financial responsibility for the entire cost of any human services mandated to be provided by the Federal government or State legislature, so as to remove said costs from Winnebago County's property tax levy?

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors to place the above mentioned questions on the April ballot as advisory referenda questions. Pursuant to statute, final wording of such resolutions shall be within the discretion of the Corporation Counsel.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be sent to the Wisconsin Counties Association.

Submitted by:  
LEGISLATIVE COMMITTEE

Motion by Supervisor Maehl and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Hotynski, Lennon and Lorenz. CARRIED.

**RESOLUTION NO. 143-12005: Authorize Granting of Easement to Wisconsin Electric Power Company (Wisconsin Human Services Property)**

WHEREAS, Wisconsin Electric Power Company desires to extend electric service to the North River Walk development in Neenah on the south side of E. North Water Street. In order to accomplish this, it would be necessary to set a pole in line with existing overhead wires running along North Water Street. Said pole would be set in the grass area behind the sidewalk at the Winnebago County Department of Human Services Neenah Building site; and

WHEREAS, your undersigned Committee has reviewed the electric company's request for such an easement and urges the County Board to grant such an easement to Wisconsin Electric Power Company.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the granting of an easement by Winnebago County to Wisconsin Electric Power Company for the installation of a power pole and overhead wires at the Winnebago County Human Services Department site at 211 N. Commercial Street, City of Neenah as indicated in the proposed Distribution Easement which is attached hereto and made a part of this resolution by reference, with the site of said easement being more particularly described as follows:

A strip of land 10 feet in width being part of Lot 10, Block 9, ASSESSOR'S PLAT OF BLOCK P JAMES PLAT OF THE ISLAND, being part of the SW ¼ of Section 22, Township 20 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin.

Submitted by:  
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

Motion by Supervisor Egan and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Hotynski, Lennon and Lorenz. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, February 15, 2005. CARRIED BY VOICE VOTE.

The meeting was adjourned at 8:55 p.m.

Respectfully submitted,  
Susan T. Ertmer  
Winnebago County Clerk

State of Wisconsin)  
County of Winnebago) ss

I, Susan T. Ertmer, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their regular meeting held January 18, 2005.

Susan T. Ertmer  
Winnebago County Clerk