

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JULY 18, 2006**

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 Lennon.

The following Supervisors were present: Weber, Barker, Griesbach, Hotynski, Ramos, Maehl, Kozickowski, Pollnow, Widener, Lauson, Albrecht, Anderson, Thompson, Lohry, Lennon, Hall, Wingren, Jacobson, Norton, Warnke, Robl, Schmuhl, Kline, Locke, Eisen, Schaidler, Finch, Farrey, Sievert, Diakoff, Brennand, Egan, Ellis, Rengstorf, Farrell and O'Brien. Excused: Arne

Motion by Supervisor Robl and seconded to approve the agenda with an adjustment by moving Resolution No. 58-72006 before Resolution No. 55-72006. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

A "Notice of Claim" received from John Jungwirth for damage done to carpeting at a crime scene was referred to the Personnel & Finance Committee.

A letter received from Jack Brauer, 5736 I-Ah-Maytah Road, Oshkosh regarding noise during Lifest was referred to the Parks & Recreation Committee.

Information was shared with the Board regarding a mini-conference entitled "Energy Options for Local Communities" co-sponsored by the East Central Wisconsin Regional Planning Commission and the UW-Extension offices in the Region. It will be held Friday, July 28, 2006 at Menominee Casino-Bingo Hotel in Keshena. Anyone needing further information should contact the County Clerk's office.

Information was shared with the Board regarding a WCA educational seminar entitled "Annual Update on Collective Bargaining and Interest-Arbitration Decisions". It will be held Monday, August 28 at the Sheraton Madison Hotel. Anyone needing further information should contact the County Clerk's office.

Petition for zoning amendment from Roger Volden, Town of Winchester for a zoning change from Lot 1 A-2 and Lot 2 A-2/P-1 to Lot 1, R-1 and Lot 2, A-2 for tax parcel no. 028-043901 for residential private home was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Vern Kienast, Town of Oshkosh for a zoning change from M-1/R-1 to M-1 for tax parcel no. 018 0067 for M-1 allowable use was referred to the Planning & Zoning Committee

Petition for zoning amendment from Troy Kettlewell, Town of Omro for a zoning change from R-1 to A-2 for tax parcel no. 016049101 for general agriculture was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Greg Jost, Town of Neenah for a zoning change from A-2/R-2 with shoreland wetland to R-1 General Shoreland for tax parcel no. 010017912 for residential use was referred to the Planning & Zoning Committee.

Petition by zoning amendment from Chad Jansma, Town of Winchester for a zoning change from R-1 to A-2 for tax parcel no. 028074704 for general agriculture was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Double Decker Development LLC, Town of Oshkosh for zoning change from B-3(HB)/M-1 to Lot 1, M-1 and Lot 2, B-3(HB) for tax parcel nos. 018033901 and 018033701 for storage and business use was referred to the Planning & Zoning Committee.

Petition by zoning amendment from Lucille Christianson, c/o Richard Christianson, Town of Clayton for zoning change from A-1/R-1 to A-2 for tax parcel nos. 0060519, 0060518 and 0060525 for agriculture and residential purposes was referred to the Planning & Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Barker announced all members of the Legislative Committee should find a packet on their desk for the Monday, July 24th meeting.

Supervisor Egan reported the first phase of the bid for Park View Health Center should have gone out this week. Supervisor Egan invited supervisors to the groundbreaking for the new Park View Health Center on August 9 at 2:00 p.m.

Supervisor Egan announced the construction is completed at Rush Lake. A dedication will be held Saturday, July 22 at 10:00 a.m., County Trunk M between Waukau and Pickett.

Supervisor Widener announced a letter had been received from Secretary Helene Nelson from DNFS

confirming receipt of \$17 to \$18 million dollars over a period of years to offset the costs of the new Park View Health Center.

Supervisor Maehl introduced Tom Egan, President of the Winnebago County Fair Association. Mr. Egan said although he may be the president of the association, it is the 4-H groups that make the fair what it is. Mr. Egan introduced Chris Albright, Brian Bradley, Ben Borgardt and Emily Treu who told the Board about the Fair and what it has meant to them. Karen Giddings, the 2006 Winnebago County Fairest of the Fair invited everyone to attend the 2006 Winnebago County Fair, which begins August 8 and runs through August 14. Supervisor Maehl invited everyone to attend the opening ceremonies of the Fair on August 8 at 6:00 p.m.

Motion by Supervisor Lauson and seconded to approve the June 14 and 20, 2006 County Board Proceedings. Chairman Albrecht asked for a correction to be made in the June 20, 2006 minutes. Supervisor Finch is listed as absent for part of the meeting, but should be listed as excused. Vote with corrections: CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Harris addressed the Board regarding complaints he had received about noise during Lifest. He felt the starting times may have been too early and the ending times may have been too late; however, after receiving complaints, he noted some steps to help the problems were taken. He noted all new contracts will address beginning and ending times. All multi-year contracts such as Lifest, will adjust language to address the sound concerns.

Executive Harris spoke on Resolution No. 56-72006: "Adopt Amendments to the Rules for Administration of the 2006 Winnebago County Administrative Salary Plan". Executive Harris said this will remove the only remaining step increase for non-represented employees. Previously pay for performance and step increases had been ended for non-represented employees to slow down the rate of pay increase for those employees, but references were not removed for probationary employees. This corrects that. Similar issues will need to be addressed in the upcoming contracts.

Executive Harris said although he needs to appoint two supervisors to the Veterans Service Commission, he is only appointing one tonight. He asks any supervisor who is a veteran and would like to be on the Commission, to contact him.

COUNTY EXECUTIVE'S APPOINTMENTS

BOARD OF ADJUSTMENT

Executive Harris asked for the Board's approval of his appointments of Mary Mathwig, Tom Versteegen, Pete Fleischman and Carla Koller to the Board of Adjustment. Ms. Mathwig and Mr. Versteegen replace the expired terms of Andrew Welsch and Carita Williams. Mr. Fleischman will be the first alternate and Ms. Koller will be the second alternate. These are three-year terms, which will expire June 30, 2009. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

OSHKOSH PUBLIC LIBRARY BOARD OF TRUSTEES

Executive Harris asked for the Board's approval of his re-appointment of Supervisor Brennand to the Oshkosh Public Library Board of Trustees. Supervisor Brennand's appointment is a three-year term, which will expire December 31, 2009. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

VETERANS SERVICE COMMISSION

Executive Harris asked for the Board's approval of his appointment of Supervisor Maehl to the Veterans Service Commission. This is a three-year term, which will expire December 31, 2009. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht announced Supervisor Spanbauer has resigned. She has taken a position with the Sheriff's Office. He has three current applications for the position and another one is expected. He will begin interviewing next week.

CHAIRMAN'S APPOINTMENTS

INTERNATIONAL TRADE, BUSINESS AND ECONOMIC DEVELOPMENT COUNCIL (ITBEC) BOARD

Chairman Albrecht asked for the Board's approval of his appointment of Paul Sundquist to the International Trade, Business and Economic Development Council (ITBEC) Board. This is a two-year term ending April 14, 2008. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

LAND CONSERVATION COMMITTEE

Chairman Albrecht asked for the Board's approval of his appointment of Jerry Schuster to the Land Conservation Committee. This is a two-year term ending April 14, 2008. Motion by Supervisor Maehl and seconded to adopt. CARRIED BY VOICE VOTE.

EAST CENTRAL WISCONSIN REGIONAL PLANNING COMMISSION 2005 ANNUAL REPORT & 2007 BUDGET – WALT RAITH, ECWRPC ASSISTANT DIRECTOR

Walt Raith, Assistant Director of East Central Wisconsin Regional Planning Commission (ECWRPC) began his presentation by giving each supervisor two handouts. One was the "Annual Report 2005-2006" and the other a copy of his presentation.

Mr. Raith stated there are currently nine Regional Planning Commissions (RPC's) in Wisconsin. East Central Wisconsin Regional Planning Commission was created in 1972 by order of the Governor under what is now Wisconsin State Statute 66.0309. It is comprised of Calumet, Outagamie, Winnebago, Shawano, Waushara, Waupaca and Menominee as member counties. Non-member counties are Fond du Lac, Green Lake and Marquette. The commission is made of three representatives per member-county including the County Board Chair, one person appointed by the County Board and one Governor appointee. The County Executive and the mayor from the municipality with a population of 50,000 are also on this commission. This is unique to East Central.

Mr. Raith said 46% of revenue from their 2006 budget came from county levy. Mr. Raith said there has not been a levy increase in 15 years, which is resulting in budget issues.

Mr. Raith explained the "statutory functions" of ECWRPC:

- Facilitation of intergovernmental cooperation & coordination;
- Preparation of Regional Comprehensive Plan;
- Collection & distribution of land information;
- Provision of technical planning assistance
- Contract for planning assistance;
- Provision of special planning functions.

Mr. Raith reported ECWRPC is working on projects such as USH 41 Interchange Study; STH 441, USH 10, USH 45, STH 21; City of Menasha Riverfront Redevelopment Concept Plan; NR-135 mining reclamation program; Regional Transportation Authority Committee; SSA Planning – Omro SSA Update (2007) and Technical Infrastructure Study (2007).

Mr. Raith said the 2007 outlook will have program adjustments due to a decline in cash reserves. There are many factors that contributed to this including poor financial planning, unrealistic contract costs, health insurance increases, over-extended commitments and work program and personnel inefficiencies. The increase for 2007 will be limited to a maximum of 2%.

Budget impacts will reduce staff by 2.5 fulltime employees, freeze merit salary increases for one year, reduce overhead costs and have a change to "deductible-based" health insurance program.

Mr. Raith reported the budget/levy will be adopted July 28th and will be available on their website by Friday, July 21 at www.eastcentralrpc.org.

Mr. Raith said the commission will be moving to the old Gilbert Paper Company Boilerhouse on Ahnaip Street in Menasha.

SHOREWALL REPAIR AND EXTENSION OF BOAT RAMP AT BOOM BAY BOAT LANDING – ROB WAY, WINNEBAGO COUNTY PARKS DIRECTOR

Rob Way, Winnebago County Parks Directors said this presentation is being made in anticipation of a

resolution that will come before the Board next month for a request of \$175,000 from the General Fund to cover the upfront costs for the project. Reimbursement will come from a grant reimbursement with any additional monies needed coming from the Boat Landing Parking Fee Fund. The total should be reimbursed to the County.

Mr. Way said the project deals with two areas at the Boom Bay Boat Landing. The first is extensive shorewall deterioration. The shorewall was replaced in the early 90's and has "run its life". It gets hammered by ice shoves and a lot of wave action. This project will replace approximately 160 feet of shorewall. The second deals with some hazards that are created by a trend in boating called powering up resulting from the boat going onto the trailer by the boater revving up their engine to propel the boat onto the trailer. The backwash ends at the end of the ramp leaving a depression. This is to be corrected by extending the ramp.

Mr. Way expects this project to begin in mid October and be completed by December. Mr. Way will come to the Board next month to request the money, which should be 50% reimbursed from the DNR. The availability of those funds should be known by next month. The balance will be paid by the Boat Landing Parking Fee Fund.

Mr. Way was asked how much money was in the Boat Landing Parking Fee Fund. He said \$205,000 was in the fund as of January, 2006. There are currently \$77,000 in additional funds for 2006 for a total of \$282,000.

PUBLIC HEARING

No one addressed the board.

COUNTY BOARD SIZE – THREE BASIC OPTIONS: CHAIRMAN DAVID ALBRECHT

Chairman Albrecht began his report by saying this report is not saying the Board should be downsized. He is simply giving options.

Chairman Albrecht said there are three basic options:

1. Do nothing.
2. Downsize partially with possibility of future downsizing.
3. Downsize to a selected final size.

If nothing is done a petition could be submitted and a referendum could be filed with the referendum either failing, a new petition being filed or the referendum being successful and resulting in an undesirable number of supervisors.

Chairman Albrecht said downsizing to a selected partial number can allow a selected number to be chosen and also allow time to determine what should be the final desired size for the Board. Delays until after the census may risk a petition and referendum.

Downsizing to a final number eliminates an immediate petition and referendum and would probably eliminate the same in the future.

Chairman Albrecht said although it is common to refer to the number of supervisors when looking at Board size, it may be more telling to look at the number of constituents per supervisor.

Chairman Albrecht gave several examples of counties and the number of people each supervisor represents including Winnebago County with 38 supervisors representing 4,296 people, Outagamie County with 4,734 people per supervisor and Brown County with 9,246 people per supervisor. He also gave examples of Winnebago County with 30 supervisors representing 5,441 people and Winnebago County with 19 supervisors representing 8,593.

Chairman Albrecht said he knew of three counties that have downsized. They are Green Lake 21 to 19; Marinette 30 to 27 and Waukesha 35 to 25. There are several counties including Columbia, Dane, Price, Shawano, Sheboygan and Wood who are actively in the process.

Chairman Albrecht reported that a petition/referendum has occurred only in Price County where it was defeated and in Wood County where it is on the November ballot. A petition is being circulated in Fond du Lac County. Dane County has opted to approve a resolution not to downsize at this time, but to study the situation for possible downsizing with the next census.

Chairman Albrecht said there are many questions that need to be answered for a committee to reach a decision:

- Is the Board too big?
- Will a smaller Board be more efficient?
- Will Winnebago County save money with a smaller Board?
- Will there be more contested races with a smaller Board?
- Will there be any spending changes with a smaller Board?
- Will members be more visible with a smaller Board?

- Will there be more communication with a smaller Board?
- Will a smaller Board be more beholden to pressure groups?
- How will the county bond rating be affected by a smaller Board?

Chairman Albrecht wanted to make it clear that although there have been other studies done in the past, this is very different. There are groups waiting to see what the Board will do. Chairman Albrecht will appoint a committee comprised of County Board Supervisors as well as representatives from citizen groups. The results will be brought to the Board for a final vote.

Supervisor Schaidler suggested the word “rightsize” should be used instead of “downsizing”. He also hoped the studies that were done in the past could be used as a “starting point” for that committee. He suggested using a facilitator as used in the 1990 study. Further discussion followed. A copy of the powerpoint presentation can be found in the County Clerk’s office.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant McMahon Associates – David Schmalz and property owners Thomas Rusch and Richard Gabert, Town of Nekimi, for zoning change to P-1 for tax parcel no. 012-0181(p). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-01-06. A requested zoning change from B-3 (General Business) to P-1 (Institutional & Recreational Park District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Mark and Meg Hunsader, Town of Clayton, for zoning change to R-2 for tax parcel no. 006-0025. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-02-06. A requested zoning change from A-2 (General Farming) to R-2 (Single Family subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Jeffrey & Sussette Hall and Millton Hannis, Town of Rushford, for zoning change to R-2/R-1 for tax parcel nos. 022-0903-03, 022-0903 and 022-0863. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-03-06. A requested zoning change from A-2 (General Farming) to R-2/R-1 (Single family subdivided/Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Gary Brantmier, Town of Oshkosh, for zoning change to R-1 for tax parcel no. 018-0307-01. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-04-06. A requested zoning change from A-2 (General Farming) to R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt with the following stipulation: “Approval effective upon recording of the CSM but not later than 6 months from date of County Board action”. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

REPORT NO. 005. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Tracy Laux and property owner Developer Dude, Town of Menasha, for zoning change to B-3 for tax parcel no. 008-3256. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-05-06. A requested zoning change from R-2 (Single Family subdivided) to B-3 (General Business). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

REPORT NO. 006. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Davel Engineering Inc. – William Kottler and property owner Harrison Sturgis Jr., Town of Neenah, for zoning change to R-1/M-1/A-2 for tax parcel nos. 010-0214-01 and 010-0214-02. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-06-06. A requested zoning change from A-2/M-1 (General Farming/Light Industrial) to R-1/M-1/A-2 (Single Family non-subdivided/Light Industrial/General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

AMENDATORY ORDINANCE 7. A requested zoning change from the Town of Rushford for the following property owners and tax parcel nos.: Thomas Jackson, 022-0118, 022-0122, 022-0076-01, 022-0083-01; Peter Kallas,

022-0406, 022-0409, 022-0370, 022-0371, 022-0372; Laurence Coats, 022-0229, 022-0230, 022-0232, 022-0267; Bruce Zarter, 022-0099; Warren Bohn, 022-0004, 022-0009; Ralph King, 022-0222, 022-0223; Nancy Bongert, 022-0891, 022-0900, 022-0900-01; Esther Bongert, 022-0892, 022-0895, 022-0897, 022-0899; Scott Burbey, 022-0291, 022-0292; Robert Bruce, 022-0725, 022-0725-01, 022-0725-02; Rudy Freund, 022-0559-01, 022-0562, 022-0564; Don Wagner, 022-0791; Don Wagner, 022-0641-01, 022-0642, 022-0643; Fred Kasten, 022-0536-04, 022-0543; Thomas Morgan, 022-0336, 022-0340; Charles Kasuboski, 022-0524, 022-0521, 022-0525, 022-0526, 022-0527, 022-0528, 022-0529, 022-0530, 022-0531, 022-0532; James Kasten, 022-0542, 022-0544, 022-0534, 022-0535, 022-0536, 022-0536-01, 022-0538; Jeffrey Schuster, 022-0600, 022-0620; Edward Patrick, 022-0226; Stephen Kratz, 022-0042; Steven Doro, 022-0378, 022-0391, 022-0394; Greg Jackson, 022-0025-01; Bohn Farms, 022-0422, 022-0436, 022-0446, 022-0447, 022-0494, 022-0495, 022-0497, 022-0500, 022-0502, 022-0504, 022-0499-01, 022-0505, 022-0568, 022-0560-01, 022-0565, 022-0563, 022-0566, 022-0567, 022-0570, 022-0571, 022-0573, 022-0575, 022-0576, 022-0577, 022-0589, 022-0590, 022-0591, 022-0592, 022-0593, 022-0594, 022-0726; David Dobberstein, 022-0172, 022-0189, 022-0190; George Kafer, 022-0415, 022-0416, 022-0430, 022-0433, 022-0645-01, 022-0648-04; Loren Stokes, 022-0322, 022-0308, 022-0310, 022-0305, 022-0314, 022-0285, 022-0284, 022-0283, 022-0282, 022-0287, 022-0288, 022-0290, 022-0203, 022-0212; Lawrence Schuster, 022-0019, 022-0020; Ralph King, 022-0224, 022-0227, 022-0231, 022-0233-01, 022-0238-01, 022-0240, 022-0241, 022-0242, 022-0243; Robert Kubiak, 022-0437, 022-0454; Gary Schackow, 022-0337, 022-0338; Kenneth Ruedinger, 022-0816, 022-0824, 022-0837-01, 022-1040, 022-1053, 022-1054, 022-1055, 022-1057; Daniel Stokes, 022-0214; Gilbert Thompson, 022-0379, 022-0380; Melvin Wirth, 022-0008, 022-0012; Neil Newman, 022-0027, 022-0029, 022-0031, 022-0032; Gerald Rogers, 022-0052, 022-0053, 022-0124, 022-0158, 022-0156, 022-160, 022-0153; David Weiss, 022-0455, 022-0456. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

AMENDATORY ORDINANCE 8. A requested zoning change from Town of Vinland on behalf of Matt Salzsieder and Norman Mueller for tax parcel no. 026-0639-04 for zoning change to B-1. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

AMENDATORY ORDINANCE 9. A requested zoning change from Town of Rushford on behalf of Gary and Kris Clausen for tax parcel no. 022-0785 for zoning change to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: July 21, 2006)

RESOLUTIONS & ORDINANCES

RESOLUTION NO. 58-72006: Authorize Acceptance and Appropriation of Wisconsin Department of Transportation Highway Safety Grant By Winnebago County Sheriff's Department

WHEREAS, the Wisconsin Department of Transportation has offered a Highway Safety Grant for the purpose of controlling the speed of vehicles on U.S. Highway 41 and for the purpose of enhancing the safety on that highway; and

WHEREAS, the Winnebago County Sheriff's Department desires to apply for and accept said grant; and

WHEREAS, the Winnebago County Sheriff's Department potentially may receive up to \$21,000 from the Wisconsin Department of Transportation in relationship to said grant; and

WHEREAS, your undersigned Committees recommend that the Sheriff be authorized to apply for and accept said grant monies and appropriate said grant monies for labor costs in relationship to the purpose of said grant.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Sheriff to apply for and accept a grant from the Wisconsin Department of Transportation in relationship to the enforcement of speed limits on U.S. Highway 41 within Winnebago County in an amount not to exceed \$21,000.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes appropriation of said funds as follows if a grant is received in the amount of \$21,000:

Sheriff's Department Overtime	\$16,000
Sheriff's Department Fringe Benefits.....	\$ 5,000.

BE IT FURTHER RESOLVED that if less than \$21,000 is received by the Winnebago County Sheriff's Department in relationship to said grant, that the appropriation of said funds to the Overtime and Fringe Benefits Accounts of the Winnebago County Sheriff's Department shall be proportionate to those amounts authorized should a full grant of \$21,000 be received.

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 1 – Pollnow. Excused: 1 – Arne. CARRIED.

RESOLUTION NO. 55-72006: RESOLUTION AUTHORIZING THE BORROWING OF NOT TO EXCEED \$24,610,000; AND PROVIDING FOR THE ISSUANCE AND SALE OF GENERAL OBLIGATION PROMISSORY NOTES THEREFOR

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 construction, improvement, maintenance and acquisition projects at various County buildings, sites, highways and bridges, and constructing and equipping new Park View Health Center facilities (the "Project"), and there are insufficient funds on hand to pay said costs;

WHEREAS, the County Board of Supervisors hereby finds and determines that the Project is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for such public purposes; and, WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation promissory notes in the aggregate amount of not to exceed \$24,610,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale.

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

Section 1. Authorization of the Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.12(12) of the Wisconsin Statutes, a principal sum not to exceed TWENTY-FOUR MILLION SIX HUNDRED TEN THOUSAND DOLLARS (\$24,610,000) from a purchaser or purchasers to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, general obligation promissory notes aggregating a principal amount not to exceed TWENTY-FOUR MILLION SIX HUNDRED TEN THOUSAND DOLLARS (\$24,610,000) (the "Notes"). There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on the Notes.

Section 3. Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Robert W. Baird & Co. Incorporated) is hereby authorized and directed to cause notice of the sale of the Notes to be disseminated at such times and in such manner as the Finance Director may determine.

Section 4. Official Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Robert W. Baird & Co. Incorporated) shall also cause an Official Notice of Sale to be prepared and distributed and may prepare or cause to be prepared and distributed an Official Statement or other form of offering circular.

Section 5. Award of the Notes. Following receipt of bids for the Notes, the County Board of Supervisors shall consider taking further action to provide the details of the Notes and to award the Notes to the lowest responsible bidder or bidders therefor.

Section 6. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 18th day of July, 2006.

Submitted by
Personnel & Finance Committee

Motion by Supervisor Kline and seconded to adopt. Ayes: 34. Nays: 2 – Thompson and Wingren. Excused: 1 – Arne. CARRIED.

RESOLUTION NO. 56-72006: Adopt Amendments to the Rules for Administration of the 2006 Winnebago County Administrative Salary Plan

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Rules for Administration of the 2006 Winnebago County Administrative Salary Plan be amended, as set forth and described in the document attached hereto.

BE IT FURTHER RESOLVED, that there will be a labor cost savings resulting from the adoption of these amendments to the Rules of Administration of the Winnebago County Salary Plan.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 36. Nays: 0. Excused: 1 – Arne. CARRIED.

RESOLUTION NO. 57-72006: Accept Donation of \$10,000 from Oshkosh Area Community Foundation and Appropriation of Said Fund to Winnebago County Department of Human Services Medical/Dental Fund (Safe Streets Program)

WHEREAS, the Oshkosh Area Community Foundation has offered Winnebago County a grant of \$10,000 for the purpose of providing for the individual's treatment and drug/alcohol screening needs in relationship to the Safe Streets Program; and

WHEREAS, your undersigned Board and Committee have approved acceptance of said grant and recommends the appropriation of said funds for the above purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby accepts a grant of \$10,000 from the Oshkosh Area Community Foundation and hereby authorizes appropriation of said funds to the Medical/Dental Fund of the Winnebago County Department of Human Services for the purpose of providing treatment or drug/alcohol screening for individuals in relationship to the Safe Streets Program.

Submitted by:
HUMAN SERVICES BOARD
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 1 – Arne. CARRIED.

RESOLUTION NO. 59-72006: Disallow Claim of Rory Dehling

WHEREAS, your Personnel and Finance Committee has had the claim of Rory Dehling 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 dated May 24, 2006, 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 Kline and seconded to adopt. Supervisor Schaidler noted the claimants last name was spelled incorrectly. It should be "Behling", not Dehling. Vote after correction: Ayes: 36. Nays: 0. Excused: 1 – Arne. CARRIED.

RESOLUTION NO. 60-72006: Authorize Execution Of Lease Agreement Between Winnebago County And Winnebago County Fair Association

WHEREAS, Winnebago County recognizes the County Fair as an important family event that benefits the quality of life in Winnebago County; and

WHEREAS, the Winnebago County Fair Association wishes to continue providing the County Fair as an event that celebrates the cultural, educational, and recreational traditions of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes that the County Executive and County Clerk be and they hereby are authorized to execute the lease agreement between Winnebago County and Winnebago County Fair Association for a term beginning January 1, 2006 and ending November 30, 2010. A copy of the lease agreement is attached hereto and incorporated herein for reference.

Submitted by:
PARKS & RECREATION COMMITTEE
UNIVERSITY OF WISCONSIN EXTENSION
& AGRICULTURE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 1 – Arne. CARRIED.

ORDINANCE NO. 61-72006: Amend the General Code of Winnebago County Re: Declaration of Emergency

WHEREAS, the State of Wisconsin has asked the Emergency Management Department to clarify Winnebago County's administrative structure with regard to the declaration of emergency situations within Winnebago County; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County to grant the authority to declare an emergency within Winnebago County and to request that the Governor declare the County to be in a state of emergency to the Winnebago County Executive, and in his absence that such powers would evolve to the Emergency Management Director or, in his absence, to the Deputy Emergency Management Director.

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

The creation of Section 6.12 of the General Code of Winnebago County, which shall read as follows:

6.12 DECLARATION OF EMERGENCY. (1) AUTHORITY. This Ordinance is adopted pursuant to that authority provided in Chapter 166, Wisconsin Statutes and Section 59.17(2), Wisconsin Statutes.

- (2) **PURPOSE.** The purpose of this Ordinance is to assure the emergency activation of emergency policies and procedures within Winnebago County should an emergency situation exist.
- (3) Pursuant to this Ordinance, the Winnebago County Executive is hereby authorized to declare an emergency in Winnebago County and to request the Governor of Wisconsin to declare Winnebago County to be in a state of emergency. Should the Winnebago County Executive be absent from Winnebago County or unable to act at the time that an apparent emergency exists, the Emergency Management Director or Deputy Emergency Management Director shall be authorized to act on behalf of the Winnebago County Executive and shall assume that authority provided to him pursuant to this Ordinance.
- (4) **EFFECTIVE DATE.** This Ordinance shall take effect as of the date following the date of its publication.

Submitted by:
EMERGENCY MANAGEMENT COMMITTEE

Motion by Supervisor Griesbach and seconded to adopt. Ayes: 35. Nays: 0. Excused: 1 – Arne. Absent: 1 – Ramos. Supervisor Ramos voted yes, but it did not register. Vote with correction: Ayes: 36. Nays: 0. Excused: 1 – Arne. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, August 15, 2006. CARRIED

BY VOICE VOTE.

The meeting was adjourned at 7:55 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 18, 2006.

Patricia Rabe, Deputy
Winnebago County Clerk