

**ADJOURNED SESSION
WINNEBAGO COUNTY BOARD MEETING
TUESDAY, JANUARY 16, 2007**

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

Motion by Supervisor Robl and seconded to adopt tonight's agenda with the change of order of the resolutions so that No. 147-12007 is acted on before Resolution No. 138-12007 and to approve the agenda as amended. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Petition for zoning amendment from Jeremia Johnson, Davis Concrete & Construction; Town of Winneconne, for zoning change for tax parcel no. 030-1564 from B-2 to R-1 for full, year round permanent residence was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Harrison Sturgis, Jr., Town of Neenah, for zoning change for tax parcel nos. 010-02-1806-01, 010-02-1806-05 and 010-02-1601 from R-2 & M-1 to R-2 for Lot 1 and M-1 for Lots 2 & 3 for residential and light industrial use was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Edmund Zelinski, Town of Clayton, for zoning change for tax parcel nos. 006-0902-01 and 006-0902(P) from A-2 to R-1 for residential use was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Jamie Boyce & Julie Servais Boyce, Town of Winchester, for zoning change for tax parcel no. 028-0402 and 028-0391 from R-1 & A-1 to A-2 for a farm was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Mary Jean Irvine, Town of Algoma, for zoning change for tax parcel nos. 002-0108(P) and 002-0116-01 from A-2 to B-3 for commercial development was referred to the Planning & Zoning Committee.

Petition for zoning amendment from George L. Dearborn, Jr., Town of Menasha, for zoning change for tax parcel nos. 008-4940, 008-4941, 008-0454, 008-0499, 008-0500-01, 008-0501, 008-0502-01 from R-2 & R-3 to P-1 for parkland was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Andy Dumke, Dumke Properties, Town of Menasha, for zoning change for tax parcel no. 008-0088-01 from B-3 to B-5 for an office building was referred to the Planning & Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Barker reported that there will not be a Legislative Committee meeting in January.

Supervisor Lauson thanked all the people from the soccer groups that are at tonight's meeting. He then stated that he will be pulling Ordinance No. 147-12007, "Create Sec. 19.24(12), General Code of Winnebago County; Authorize Institution of Community Park Soccer Field Reservation Fees", so the Parks & Recreation Committee can look into possible lease agreements in lieu of fees.

Supervisor Norton suggested that the Legislative Committee re-examine the state's Kettle Commission report to see if Winnebago County could implement some of their recommendations.

Supervisor Rengstorf asked that the Supervisors look at the Conflict Resolution Center's "Mediation Skills Training" brochure and consider participating in the program. He explained that this program has helped reduce the amount of cases going through the courts, which has a financial benefit to the county.

Motion by Supervisor Lauson and seconded to approve the December 19, 2006 County Board Adjourned Session proceedings. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

County Executive Mark Harris expressed his opposition to the soccer fees proposed in Ordinance No. 147-12007, "Create Sec. 19.24(12), General Code of Winnebago County; Authorize Institution of Community Park

Soccer Field Reservation Fees." He feels that the soccer groups are partners with the county in providing recreational opportunities for area children and that charging them a fee would be wrong.

Executive Harris expressed his support of Resolution No. 144-12007, "Authorize Construction of a Communication Arts Center at the UW-Fox Valley Campus at a Cost of \$12,600,000 with Winnebago County's share being \$5,300,000 and Fund County Portion Through Bonding." Executive Harris explained that an agreement was made years ago with the State of Wisconsin that they would provide funds to operate the campus and Outagamie and Winnebago Counties would provide the infrastructure. He stated that to defer this project any longer will increase its cost for both Outagamie and Winnebago Counties' taxpayers.

Executive Harris explained that the county's debt service level can remain flat even if the UW-Fox Valley project is included with the county's other bond projects.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht reported that the Wisconsin County Mutual Insurance Corporation Board of Directors has appointed Supervisor Patrick Brennand as Chairman of their Underwriter's Committee. The Board acknowledged Supervisor Brennand's appointment with a round of applause.

Chairman Albrecht announced that the Temporary Committee on County Board Size will be giving a report at the Board's February 27 meeting explaining how they arrived at their recommended size for the Board.

Chairman Albrecht announced that because of the Primary Election on February 20, the Board will be meeting on February 27.

PUBLIC HEARING

The following people spoke in support of Resolution No. 144-12007, "Authorize Construction of a Communication Arts Center at the UW-Fox Valley Campus at a Cost of \$12,600,000 with Winnebago County's share being \$5,300,000 and Fund County Portion Through Bonding": Kathi Seifert, Co-Chair of New North; Arden DuLong, President of the student body at UW-Fox Valley; Kim Rehner, 919 Irish Road, Menasha; Sarah Hartman, UWFV student, 8443 Steeple Hill Drive, Larsen; Tonya Krueger, UWFV student, 986 Barbara Ann Court, Menasha; Roy Hoaglin, Chairman of UW-Oshkosh Theater Department; John Meissner, 307 Hietpas Street, Little Chute, representing Options for Independent Living; Steve Koehler, a UW-Fox Valley maintenance technician, 1219 Oak Street, Oshkosh; Dean Jim Perry, UW-Fox Valley Campus.

The following people spoke in opposition to Ordinance No. 147-12007, "Create Sec. 19.24(12), General Code of Winnebago County; Authorize Institution of Community Park Soccer Field Reservation Fees": Tom Wadzinski, 2677 Fisk Avenue, Oshkosh; Terry Toraason, President of Oshkosh Youth Soccer Club, 1260 Huron Court, Oshkosh; Christine Nelson, Vice President of Oshkosh United Soccer Club, 1259 Conrad Street, Oshkosh; Peg Larson, Oshkosh Youth Soccer Club, 110 Stoney Beach Road, Oshkosh; Leslie Burns, 890 Concordia Avenue, Oshkosh; Lewis Welsh, 831 Washington Avenue, Oshkosh; Tou Woo, Neenah; Andy Ray, Oshkosh Youth Soccer Club, 1125 Timothy Trail, Oshkosh; Jack Heinemann, 816 Washington Avenue, Oshkosh.

Dave Hager, 5524 Riford Road, Neenah, supports Resolution No. 143-12007, "Approve Construction of a Garage Addition to the Park View Facility Project and Add Investment Income to Project Contingency Fund."

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Thomas Kromm and property owner David Schulze, Doris Kerski & Jane Sizer, Town of Black Wolf, for zoning change to R-2/A-2 for tax parcel nos. 004-0269 and 004-0268-02. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-01-07. A requested zoning change from R-1/A-2 (Single Family non-subdivided/General Agriculture) to R-2/A-2 (Single Family subdivided/General Agriculture). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: February 2, 2007)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Lydell Pethke and property owner Ledgerock Dairy LLC, Town of Winchester, for zoning change to A-2/R-1 for tax parcel nos. 028-0117-, 028-0120, 028-0124, 028-0296, 028-0121-01 and 028-0121-02. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-02-07. A requested zoning change from A-1/A-2 (Exclusive Agriculture/General Agriculture) to A-2/R-1 (General Agriculture/Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: February 2, 2007)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change

from applicant William Kottler, Davel Engineering; and property owner, Grace Cumings, Town of Neenah, for zoning change to R-1/B-3 for tax parcel nos. 010-0330 & 010-0330-01. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-03-07. A requested zoning change from R-1/B-3 (Single Family non-subdivided/General Business) to R-1/B-3 (Single Family non-subdivided/General Business). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: February 2, 2007)

AMENDATORY ORDINANCE . A requested zoning change from Town of Black Wolf on behalf of David Schulze, Doris Kerski & Jane Sizer for tax parcel nos. 004-0268-02 and 004-0269 for zoning change to A-2/R-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: February 2, 2007)

RESOLUTIONS & ORDINANCES

ORDINANCE NO. 147-12007: Create Sec. 19.24 (12), General Code of Winnebago County: Authorize Institution of Community Park Soccer Field Reservation Fees

WHEREAS, for over two decades the County has been very successful in fostering relationships with numerous soccer organizations and has provided critical support by allowing them free access to their respective sports facilities within the Community Park; and

WHEREAS, as a further means of assisting these organizations, the County has dedicated well over one and one-half million dollars towards establishing both the infrastructure and much of the amenities that characterize a site that is now viewed as one of the top soccer facilities in the area; and,

WHEREAS, within the past several years, accessibility issues and new operational concerns have added to the rising cost of maintaining the facilities; and

WHEREAS, similar to the County's Park Shelter Reservation Program, it is common for government entities to charge service fees for the opportunity to reserve a public facility and to set such fees at a level capable of covering a majority of the costs for upkeep of those facilities; and

WHEREAS, as a special service, the County has provided the above mentioned organizations access to an exclusive permit program under which they have been granted preferential scheduling privileges that depart from the Parks Department's standard "first-come-first-serve" policy; and

WHEREAS, your undersigned Committee recommends that as of January 31, 2007 the County enact a "site reservation fee" that will help insure that the aforementioned soccer organizations continue to have sports facilities available for their exclusive use; and

WHEREAS, your undersigned Committee further recommends, that in light of the exhaustive efforts made in arriving at a fair and equitable site reservation fee, a \$25.00 charge be applied to each recognized sports league game played on a Community Park soccer field; and

WHEREAS, in addition to instituting a sports league game fee, your undersigned Committee recommends that effective January 31, 2008 a site reservation fee starting at \$25.00 per game, with a not to exceed limit of \$1,750.00, be applied to approved parties seeking to program a single or multi-day sports tournament on the Community Park soccer fields.

NOW, THEREFORE, THE WINNEBAGO COUNTY BOARD OF SUPERVISORS does ordain as follows:

That Section 19.24(12) be added to the General Code of Winnebago County and shall read as follows:

19.24 (12) COMMUNITY PARK SOCCER FIELD RESERVATION FEES.

STATEMENT OF INTENT. The intent of establishing the Community Park Soccer Field Reservation Fee Program is to provide an appropriate source of funding that will help insure the continued delivery of services required for the maintenance and upkeep of the Community Park Soccer Complex.

- (A) Definitions. Terms used in this section shall have the following meanings:
 - (1) Sports League Activity - An organized sports function involving a group of 3 teams or more (league), competing against one another according to a pre-arranged schedule of games.
 - (2) Qualified League User - An individual, group, association or organization demonstrating compliance with all applicable rules and procedural requirements as they currently exist or are promulgated from time-to-time by County representatives in accordance with Section 19.24(12)(L).
 - (3) Game - A single sports competition recognized as the basic unit comprising a pre-arranged schedule of league games. For purposes of administering the Community Park Soccer Field Reservation Fee Program, the time period allowed for any given game shall be limited to 1 – 120 minutes. The actual

game played in the field setting shall be allowed to run in excess of two hours provided it does not conflict with a game scheduled by a different "qualified league user" in a subsequent time period.

(B) Sports League Activity. A reservation fee of \$25.00 per game shall be applied to each party that request' use of any or all of the lined soccer fields established within the Community Park for purposes of conducting a sports league activity. Each party shall be recognized as a "qualified league user" of the soccer field facilities provided it complies with the following:

- (1) From January 31st up to and including the final day in February of the current calendar year, the party shall submit to the Parks Department a written schedule of league games anticipated to be played within the Community Park. Said schedule shall include one of the following:
 - (a) A minimum of two weeks of scheduled league games in which a minimum of 5 games are to be played within the Community Park.
 - (b) An unlimited amount of weeks in which a minimum of 8 games are to be played within the Community Park.
- (2) Together with the written schedule of anticipated league games, the party shall submit a reservation fee payment equivalent to 25% of the total amount of league games anticipated to be played at a rate of \$25.00 per game.

Any party unable to comply with the provisions as set forth in Section 19.24(12)(B)(1)(a), shall be disqualified from being able to avail itself of services provided in reserving fields for sports league activities.

(C) Pre-season League Scheduling. The process by which fields shall be reserved for each "qualified league user", shall be based on a procedure whereby the party that held the reservation on a specific field, date and time reserved in the previous year, shall retain the same scheduling profile in the current year provided it has complied with the requirements as set forth in Section 19.24(12)(B)(1)(a)&(b). Upon commencement of the first business day in March, said scheduling profile may be expanded upon in following with a process whereby a representative of the "qualified league user" shall appear in person at the Parks Office and shall be permitted to expand his/her party's scheduling profile as allowed on a first-come-first-serve basis. However, no more than 3 separate "qualified league users" are permitted to be scheduled for league play on Community Park soccer fields, at any given time.

Upon commencement of the second business day in March and continuing until October 31st of the current calendar year, parties that did not avail themselves of services provided in reserving fields for sports league activities in the previous year, shall be provided an opportunity to make use of the aforementioned reservation services in accordance with Section 19.24(12) (B)(1)(a)(b)&(2).

(D) On-going League Scheduling. Any party recognized as a "qualified league user" that wishes to expand its sports league scheduling while its season is on-going, shall be permitted to do so according to such rules and regulations as may be promulgated by the Parks Director in accordance with Section 19.24 (12)(L).

(E) Post League Fee Collection. The remaining fee due for reserving soccer fields for league games, shall be paid in full within thirty (30) days following the date on which the final game was played according to the completed league schedule. Additionally, a notarized record of the completed schedule of league games played shall be submitted along with the remaining payment. Parties shall use a form supplied by the Parks Department to report said record.

(F) Sports Tournament Competitions. Effective January 31st of 2008 a per game reservation fee shall be applied to parties that request use of any or all of the lined soccer fields established within the Community Park for purposes of conducting a sports tournament competition based on a traditional bracketing system. Said fee shall be set according to the following schedule:

<u>Anticipated Number of Games</u>	<u>Per Game Reservation Fee</u>
8 – 25	\$45.00
26 – 50	\$35.00
51 – 69	\$25.00

*Anticipated Number of Games totaling 70 or more shall be charged at a flat fee of \$1,750.00.

Parties wishing to reserve Community Park soccer fields for a sports tournament competition shall comply with the following:

- (1) From January 31st up to and including the final day in February of the current calendar year, the party shall submit to the Parks Department a written request to play an anticipated number of tournament games on specified dates and at specified times.
- (2) Along with the written request to play tournament games, and at rate set in accordance with Section 19.24 (12)(F), the party shall submit a reservation fee payment equivalent to 25% of the total amount of tournament games anticipated to be played within the Community Park. Any party submitting a request

containing less than 8 games shall be disqualified from being able to avail itself of services provided in reserving fields for sports tournament competition.

“Qualified league users” shall be permitted to reserve fields for a single sports tournament competition at no charge. Any subsequent tournament competitions scheduled by the same “qualified league user” shall be charged in accordance with Section 19.24 (12)(F).

- (3) No more than one sports tournament competition shall be permitted to take place using Community Park soccer fields at any given time. Additionally, no sports league activities, including practices, shall be allowed to take place on Community Park soccer fields during a scheduled sports tournament competition unless the party holding the sports tournament competition has provided the Parks Department with a written memorandum requesting an allowance be made for a particular party to be permitted to use the facilities simultaneously with them.

(G) Post Tournament Fee Collection. The remaining fee due for reserving soccer fields for tournament games shall be paid in full within thirty days following the date on which the final game occurred according to the completed tournament schedule. The following provisions shall apply in processing of post tournament fee collections:

- (1) A notarized record of the completed schedule of tournament play that includes all relevant bracket information as it occurred, shall be submitted along with the remaining payment. Such information shall include for each game played, the date, time, and titles of the opponents that faced off against one-another inside of each bracket.
- (2) Payment shall be based upon the total number of completed games played over the duration of the tournament. Forfeitures and cancellations are not to be included.
- (3) Combining both the 25% deposit fee and the post tournament fee due, and providing for the exclusions as indicated in Section 19.24 (12)(F)(3) no party shall pay a fee less than \$360.00 for having availed itself of services provided in reserving fields for sports tournament competitions.

(H) Pre-season Tournament Scheduling. The process by which fields shall be scheduled for a party wishing to avail itself of services provided in reserving fields for sports tournament competition shall be based on a procedure whereby the party that held a specific tournament reservation date and time in the previous year shall retain the same scheduling profile in the current year provided it is in compliance with the requirements as set forth in Section 19.24(12) (E)(1)(2)(3)&(4). Upon commencement of the first business day in March, said scheduling profile may be expanded upon in following with a process whereby a representative of the party shall appear in person at the Parks Office and shall be permitted to expand said party’s scheduling profile as allowed on a first-come-first-serve basis.

Upon commencement of the second business day in March, and continuing until October 31st of the current calendar year, parties that did not avail themselves of services provided in reserving fields for sports tournament competitions in the previous year shall be provided an opportunity to make use of the aforementioned reservation services in accordance with Section 19.24(12) (E)(1)(2)(3) & (4).

(I) Refunds. Pre-season league reservation fee payments and pre-tournament reservation fee payments are non-refundable. However, where mitigating circumstances have prompted the complete cancellation of a tournament event, prior to games being played, the effected party shall be allowed to reschedule the event according to Section 19.24(12)(H) and have its pre-tournament reservation fee payment reapplied accordingly.

(J) Penalties. Any party failing to provide full payment of fees applicable to the Community Parks Soccer Field Reservation Fee Program, shall be prohibited from participating in the program in subsequent years until such time said payment is made in full.

(K) Use of Reservation Fee Proceeds. Proceeds acquired in connection with the implementation of the Community Park Soccer Field Reservation Fee Program, after the deduction of the cost of collection, enforcement, administration and operation, shall be used to establish, maintain and improve the Community Park Soccer Complex.

(L) Administrative Procedures. The Winnebago County Parks Director is hereby authorized to establish additional procedures for the administration of the Community Park Soccer Field Reservation Fee Program. Such procedures shall be effective upon approval of the Parks Committee of the Winnebago County Board of Supervisors.

(M) Effective Date. This ordinance shall be effective as of January 31, 2007.

Submitted by,
WINNEBAGO COUNTY PARKS COMMITTEE

WITHDRAWN by Supervisor Lauson.

RESOLUTION NO. 138-12007: Commendation for Peter Donner

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

WHEREAS, Peter Donner 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 Winnebago County Board of Supervisors sincere appreciation and commendation be and it hereby is extended to Peter Donner for the fine services he has rendered to Winnebago County; and

BE IT FURTHER RESOLVED that the County Clerk send a copy of this Resolution to Peter Donner.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 139-12007: Commendation for Gail Hable

WHEREAS, Gail Hable has been employed with the Winnebago County Parks Department, for the past twenty-seven years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Gail Hable 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 Gail Hable for the fine services she has rendered to Winnebago County and

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

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 140-12007: Commendation for Kathleen Hable

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

WHEREAS, Kathleen Hable 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 Kathleen Hable for the fine services she has rendered to Winnebago County and

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

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 141-12007: Commendation for Gary Lux

WHEREAS, Gary Lux has been employed with the Winnebago County Highway Department, for the past thirty-three years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Gary Lux 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 Gary Lux for the fine services he has rendered to

Winnebago County and

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

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 142-12007: Commendation for Marguerite Mulvey

WHEREAS, Marguerite Mulvey 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, Marguerite Mulvey 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 Marguerite Mulvey 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 Marguerite Mulvey.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 143-12007: Approve Construction of a Garage Addition to the Park View Facility Project and Add Investment Income to Project Contingency Fund.

WHEREAS, there is a need to add a garage to the Park View Health Center's new building project; and
WHEREAS, the purpose of the garage is to allow residents transferred to and from the facility to be able to enter and exit vehicles in an environment shielded from the weather; and

WHEREAS, the garage would add approximately \$99,102 to the cost of the project; and

WHEREAS, bids on much of the remainder of the project have come in high due to unanticipated increases in the costs of building materials thus resulting in most of the project's contingency fund being utilized; and
WHEREAS, this will leave the project with a very small contingency fund at an early phase of the project; and
WHEREAS, earnings on the proceeds of the borrowing will exceed \$300,000 during 2007.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the addition of a garage to the project at a cost of roughly \$99,102.

BE IT FURTHER RESOLVED that investment earnings during 2007 totaling \$300,000 be appropriated to the building project to cover the cost of the garage and to increase the contingency fund balance to help protect against other unknown issues that may arise during the construction period of the project.

Submitted by:
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Egan and seconded to adopt. Ayes: 37. Nays: 0. CARRIED.

RESOLUTION NO. 144-12007: Authorize Construction of a Communication Arts Center at the UW Fox Valley Campus at a Cost of \$12,600,000 with Winnebago County's share being \$5,300,000 and Fund County Portion through Bonding

WHEREAS, the auditorium at University of Wisconsin-Fox Valley is a 45 year old facility that no longer meets the teaching needs of the UW Fox Valley campus; and

WHEREAS, the current auditorium has many maintenance, safety and American with Disabilities Act issues that cannot be remedied without virtually rebuilding the current facility; and

WHEREAS, rebuilding the current facility to address these issues would reduce the size of the auditorium and would not address conditions that are inadequate to support the campus' teaching needs; and

WHEREAS, the auditorium is an important component of the current educational curriculum at UW Fox Valley Center, being used as an instructional facility, student gathering facility, performance facility for student productions and concerts, and facility for public lectures; and

WHEREAS, private funding will also pay for part of the cost of a replacement Communications Art Center facility; and

WHEREAS, both Outagamie and Winnebago Counties share in construction costs of facilities at UW-Fox Valley Campus on an equal share basis; and

WHEREAS, funding of the construction of the replacement facility will be shared as follows: Winnebago County \$5.3 million, Outagamie County \$5.3 million, with the balance of \$2 million to be raised through private donations; and

WHEREAS, the State of Wisconsin will provide funding of moveable equipment for the replacement facility in the amount of approximately \$1.345 million.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the construction of a replacement Communication Arts facility at UW Fox Valley Center and renovation of the existing auditorium for academic purposes with a total construction cost of \$12.6 million.

BE IT FURTHER RESOLVED that funds to pay for said improvements be transferred from the General Fund of Winnebago County to a capital project fund to be established for the facility with funding to be applied from the sources named above.

BE IT FURTHER RESOLVED that Winnebago County's share of \$5.3 million will be advanced as needed and reimbursed from the proceeds of a subsequent bond issue.

Submitted by:

UW FOX VALLEY BOARD OF TRUSTEES
FACILITIES AND PROPERTY MAINTENANCE COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Maehl and seconded to adopt. Supervisor Maehl asked that the UW-Fox Valley Board of Trustees vote of 4-0 be added to the resolution. Vote on resolution - Ayes: 35. Nays: 2 - Norton and Brennand. CARRIED.

RESOLUTION NO. 145-12007: Adjust Revenue and Expense Accounts by \$220,000, Clerk of Courts 2006 Budget

WHEREAS, revenues have exceeded budget in the Clerk of Courts Office by \$220,000; and

WHEREAS, part of the excess revenue, roughly \$160,000, is attributable to legal expense reimbursements paid by criminal defendants; and

WHEREAS, the department exceeded budget in various line items per the attached transfer form; and

WHEREAS, the largest of the excesses is in legal expenses we must incur for defendants due to a change in law; and

WHEREAS, there are sufficient additional revenues to cover the cost increases without any additional funding from the County's General Fund, Fund Balance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes increasing various revenue line items in the Clerk of Courts 2006 budget based on the attached transfer form

BE IT FURTHER RESOLVED by the Board that it hereby authorizes increasing the various expense line items in the Department's 2006 budget based on the attached transfer form.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 37. Nays: 0. CARRIED.

RESOLUTION NO. 146-12007: Designating Mercy Medical Center Hospital as Emergency Protective Placement Facilities

WHEREAS, 2005 WI Act 388 requires each county to designate at least one emergency protective

placement facility; and

WHEREAS, Mercy Medical Center is already serving in such capacity.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Mercy Medical Center is hereby designated as emergency protective placement facilities as required by 2005 WI Act 388.

Submitted by:
HUMAN SERVICES COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 37. Nays: 0. CARRIED.

RESOLUTION NO. 148-12007: Authorize Write-off of Accounts Receivable

WHEREAS, various departments of Winnebago County prepare billings for services; and

WHEREAS, these billings are sent to Finance for recording, tracking and collection; and

WHEREAS, the Finance Department sends out monthly statements and attempts to collect accounts and or set up payment plans with clients; and

WHEREAS, from time to time these accounts are sent to Corporation Counsel or a collection agency for collection; and

WHEREAS, the collection agency uses all means available to collect the accounts including using the Wisconsin Tax Intercept Program; and

WHEREAS, from time to time it becomes necessary to write off accounts that have proven to be uncollectable over a period of time; and

WHEREAS, the process of writing off accounts does not forgive the debt but only allows the Finance Department to maintain a cleaner accounts receivable system; and

WHEREAS, collection efforts will not stop on these accounts and the collection agency will continue to pursue collections; and

WHEREAS, this write-off process has not occurred in several years, thus resulting in a large number of accounts proposed to be written off this year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the writing off of the following accounts, for accounting purposes, per the attached list.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it directs the Finance Department to continue collection efforts on these accounts through whatever avenues are available and reasonable.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 37. Nays: 0. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, February 27, 2007.
CARRIED BY VOICE VOTE.

The meeting was adjourned at approximately 7:45 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 16, 2007.

Susan T. Ertmer
Winnebago County Clerk

