

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, APRIL 22, 2008**

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: Konezke, Barker, Griesbach, Eisen, Ramos, Roh, Koziczowski, Smith, Widener, Hamblin, Albrecht, Gabert, Riste, Thompson, Lennon, Gilchrist, Hall, Wingren, Jacobson, Norton, Warnke, Robl, Wright, Schmuhl, Kline, Locke, Nelson, Finch, Sievert, Farrey, Diakoff, Brennand, Egan, Ellis, Rengstorf and Reinert.

Motion by Supervisor Robl and seconded to adopt tonight's amended agenda with the deletion of Resolution No. 16-42008, which was withdrawn. CARRIED BY VOICE VOTE.

COMMITTEE ON COMMITTEE APPOINTMENTS

The following committee appointments were made by the Committee on Committees and submitted to the Board for their approval:

AVIATION COMMITTEE

Kathy Lennon
Shiloh Ramos
Stan Kline
Maribeth Gabert
Arlene Schmuhl

LAND CONSERVATION COMMITTEE

Nancy Barker
Chuck Farrey
Susan Locke
John Reinert
Robert Warnke

FACILITIES & PROPERTY MANAGEMENT COMMITTEE

Don Griesbach
Chuck Farrey
Tim Hamblin
Jim Koziczowski
Bill Wingren

PARK VIEW HEALTH CENTER COMMITTEE

Bill Wingren
Al Jacobson
Shiloh Ramos
Tom Ellis
Bill Roh

EMERGENCY MANAGEMENT COMMITTEE

Tom Ellis
Bill Wingren
Lawrence Smith
Don Griesbach
Harvey Rengstorf

PARKS & RECREATION COMMITTEE

Jerry Finch
Arlene Schmuhl
Mike Norton
Nancy Barker
Tom Konezke

HIGHWAY COMMITTEE

Ken Robl
Tim Hamblin
Joanne Sievert
David Albrecht
Robert Warnke

PERSONNEL & FINANCE COMMITTEE

Stan Kline
David Albrecht
Jeanette Diakoff
Bill Roh
Claud Thompson

INFORMATION SYSTEMS COMMITTEE

Jef Hall
Christopher Wright
Al Jacobson
Patrick Brennand
James Nelson, III

PLANNING & ZONING COMMITTEE

Patrick Brennand
Claud Thompson
Jeanette Diakoff
Tom Egan
Joanne Sievert

JUDICIARY & PUBLIC SAFETY COMMITTEE

Harvey Rengstorf
Don Griesbach
Bill Wingren
Tom Ellis
Lawrence Smith

**U W EDUCATION, EXTENSION & AGRICULTURE
COMMITTEE**

Tom Widener
Nancy Barker
Paul Eisen
Susan Locke
John Reinert

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

PUBLIC HEARING

The following people spoke in support of zoning Report No. 002 and Amendatory Ordinance #04/04/08 for Oshkosh Youth Baseball, Inc.:

Douglas Marone, 107 Church Avenue, Oshkosh
Thomas McDermott, 1103 Evans Street, Oshkosh
Mark Fremgen, 2865 Fox Tail Drive, Oshkosh

COMMUNICATIONS PETITIONS, ETC.

Notice of Claim from Jason D. Welty for personal items lost while he was an inmate in the Winnebago County Jail was referred to the Personnel & Finance Committee.

Notice of Claim from Lori Busch for medications lost while she was an inmate in the Winnebago County Jail was referred to the Personnel & Finance Committee.

Petition for zoning amendment from Bohn Farms, Inc., Town of Nepeuskun, for zoning change for tax parcel no. 014-0014 from A-2 to R-1 for a single family residence was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Robert J. Jones, Sr., Town of Nekimi, for zoning change for tax parcel nos. 012-0340, 012-0355, 012-0338-04, 012-0343, 012-0342, 012-0354, 012-0338 and 012-0338-02 from A-1 to A-2/R-1 for agriculture and residential was referred to the Planning & Zoning Committee.

A "thank you" note was received from former supervisor Bernie Egan thanking the Board for the gift basket they sent and their phone calls following his surgery.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Barker announced that there will be a Legislative Committee meeting on Monday, April 28. Officers will be elected at this meeting. There will not be a Legislative Committee meeting in May. Supervisor Barker also reminded the Board that today is Earth Day and that we are all responsible for its care.

Supervisor Eisen, a trustee on this library's board, reported that the Elisha D. Smith Public Library in Menasha was identified in the April 2008 Best Practices Review of Public Library Services 2007-2008 Joint Legislative Audit conducted by the Wisconsin Senate and Assembly as the highest rated public library in Winnebago County. The Elisha D. Smith Public Library, along with just one other library in the Winnefox Library System, has received "excellent" ratings in three of four rating categories. Supervisor Eisen gave an update on activities at the library.

Motion by Supervisor Robl and seconded to adopt the proceedings from the March 11 & 18, 2008 Board meetings. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

County Executive Harris called the Board's attention to a letter and chart that was in their packets that describes Wisconsin counties' per capita spending by expenditure area. The information was taken from the Wisconsin Taxpayers Alliance October 2007 issue and lists the ten highest and ten lowest spending counties by various expenditure areas.

Executive Harris stated that Winnebago County is one of the ten lowest spending counties in public safety, general government, highways/transportation and in overall spending. Executive Harris stated that this is an accomplishment of not only this county board and his administration, but of past county boards and executives. Executive Harris explained that, unfortunately, this history of low spending has "locked" the county into a low spending level under the state's levy freeze formulas.

Executive Harris then explained "cost of continuing calculation" for the county, which shows that Winnebago County can receive approximately \$1.8 Million in new property tax revenue under the state's levy freeze formula. Executive Harris explained that this \$1.8 Million is more than \$2 Million less than what is needed to cover the county's current labor contracts and health insurance increase estimates for current county employees.

Executive Harris stated that 2009 will be a very difficult budget year, because in prior years the county's new construction exceeded the 2% floor in the state levy freeze. In 2009, the formula will again be the greater of new construction or 2% and Executive Harris doesn't believe the county's new construction will exceed 2%. Executive Harris stated that this 2% increase in the 1/3 of the county's budget that comes from property taxes will give the county an approximate 2/3 of 1% increase to work with.

Executive Harris also explained some issues that came up during the county board's election. Those issues were:

- Westside arterial project – There is no plan at this time or funding in the five year plan to build this road. Efforts are being made to "map a route" for the arterial. This is being done so that if it is decided to build

this road sometime in the future, the necessary property could be acquired at a reasonable rate.

- Are employees' paying an appropriate amount towards their health insurance? Executive Harris stated that although it's "debatable" what some would consider an appropriate amount, he feels it's important that people know how much the employees are paying towards their health insurance.
 - Represented Employees Maximum Health Insurance Contributions—Family Coverage: Lesser of 15% of premium or amount per month as shown
 - 2004 \$ 80.00
 - 2005 \$100.00
 - 2006 \$160.00
 - 2007 \$180.00
 - 2008 \$200.00
 - 2009 \$220.00
- County Sales Tax: Executive Harris presented 2007 proposed budget and adopted budget information. He explained that although the Board took the \$9 Million in projected sales tax revenue out of his proposed 2007 budget, along with \$800,000 in aid to the county's village, towns and cities, the Board didn't reduce expenses. The Board actually raised property taxes in 2007 by \$7.5 Million and took an additional \$1 Million from reserves. Mr. Harris stated that although it can be said that residents and visitors were saved from paying sales tax, expenses weren't reduced so those costs were shifted to property taxes payers.

Executive Harris then took questions from the Board.

COUNTY EXECUTIVE APPOINTMENTS

Commission on Aging

Executive Harris asked for the Board's approval of his appointments of Sylvia Banville, 6187 Bonnie View Road, Pickett; Dr. Jean Caudle, 1020 North Westfield, Oshkosh; and Patricia Maehl, 528 Chatham Court, Neenah; to the Commission on Aging. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

Solid Waste Management Board

Executive Harris asked for the Board's approval of his appointment of Patrick O'Brien, 7535 Richter Lane, Larsen, to the Solid Waste Management Board. Motion by Supervisor Hamblin and seconded to approve. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht commented on today being Earth Day and explained that a new tree will be planted on the courthouse grounds to replace the one that was planted on Earth Day in 1986 and damaged a few years ago.

Chairman Albrecht asked that the committee chairs try to make regular reports to the county board during the committee reports portion of the board's meetings.

At 6:32 p.m., Chairman Albrecht called for a recess so the committees could select their officers. The Board reconvened at 6:45 p.m.

ELECTION OF COMMITTEE OFFICERS

The following committee officers were elected:

Aviation Committee

Kathy Lennon, *Chairman*
Shiloh Ramos, *Vice Chairman*
Stan Kline, *Secretary*

Facilities & Property Management Committee

Don Griesbach, *Chairman*
Chuck Farrey, *Vice Chairman*
Tim Hamblin, *Secretary*

Emergency Management Committee

Tom Ellis, *Chairman*
Bill Wingren, *Vice Chairman*
Lawrence Smith, *Secretary*

Highway Committee

Ken Robl, *Chairman*
Tim Hamblin, *Vice Chairman*
Joanne Sievert, *Secretary*

Information Systems Committee

Jef Hall, *Chairman*
Christopher Wright, *Vice Chairman*
Al Jacobson, *Secretary*

Judiciary & Public Safety Committee

Harvey Rengstorf, *Chairman*
Don Griesbach, *Vice Chairman*
Bill Wingren, *Secretary*

Land Conservation Committee

Nancy Barker, *Chairman*
Chuck Farrey, *Vice Chairman*
Susan Locke, *Secretary*

Park View Health Center Committee

Bill Wingren, *Chairman*
Al Jacobson, *Vice Chairman*
Shiloh Ramos, *Secretary*

Parks & Recreation Committee

Jerry Finch, *Chairman*
Arlene Schmuhl, *Vice Chairman*
Mike Norton, *Secretary*

Personnel & Finance Committee

Stan Kline, *Chairman*
David Albrecht, *Vice Chairman*
Jeanette Diakoff, *Secretary*

Planning & Zoning Committee

Patrick Brennand, *Chairman*
Claud Thompson, *Vice Chairman*
Jeanette Diakoff, *Secretary*

UW Education, Extension & Agriculture Committee

Tom Widener, *Chairman*
Nancy Barker, *Vice Chairman*
Paul Eisen, *Secretary*

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Virginia Rohan, Town of Omro, for zoning change to A-2 for tax parcel no. 016-0285. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-01-08. A requested zoning change from R-1/A-2 (Single Family non-subdivided/General Farming) to A-2 (General Farming). Motion by Supervisor Brennand and seconded to ADOPT. CARRIED BY VOICE VOTE. (Effective date: April 30, 2008)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Douglas K. Marone, and property owners Oshkosh Youth Baseball, Inc., Town of Nekimi, for zoning change to P-1 for tax parcel no. 012-0182. Motion by Supervisor Brennand and seconded to accept. Ayes: 31. Nays: 5 – Eisen, Ramos, Albrecht, Gabert and Lennon. CARRIED.

AMENDATORY ORDINANCE NO. 04-02-08. A requested zoning change from A-1 (Agri-Business Dist.) to P-1 (Institutional and Recreational Park Dist.). Motion by Supervisor Brennand and seconded to adopt. Ayes: 32. Nays: 4 – Eisen, Ramos, Albrecht and Lennon. CARRIED. (Effective date: April 30, 2008)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Mark Reinsch and property owners Sterling & Rhonda Kienbaum, Town of Neenah, for zoning change to commercial/industrial for tax parcel no. 010-0185. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-03-08. A requested zoning change from Single Family to Commercial/Industrial. Motion by Supervisor Brennand and seconded to ADOPT. CARRIED BY VOICE VOTE. (Effective date: April 30, 2008)

AMENDATORY ORDINANCE 4. A requested zoning change from Town of Vinland on behalf of Daniel Miller for zoning change from R-1 to B-1 for tax parcel no. 026-0640-08. Supervisor Farrey laid this ordinance over until the May 20, 2008 meeting.

RESOLUTION & ORDINANCES

RESOLUTION NO. 2-42008: Appropriate \$1,244,000 for the resurfacing of CTH M from STH 91 to STH 44 in Pickett.

WHEREAS, the Winnebago County Board of Supervisors supports the systematic maintenance and resurfacing of County Roads within Winnebago County, and

WHEREAS, the road surface of CTH M from STH 91 to STH 44 in Pickett has deteriorated to the extent that is in need of resurfacing, and

WHEREAS, this project was included in the 5-year capital improvements plan, and

WHEREAS, the project was originally scheduled for 2009, but the severe deterioration of the asphalt surface requires that the maintenance project be done at this time and,

WHEREAS, there is state funding of \$144,000 available in 2008 to offset project costs and,

WHEREAS, County Road Maintenance funds of \$356,000 are also available to apply to this resurfacing section of roadway.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$1,244,000 for the resurfacing of CTH M from STH 91 to STH 44 in Pickett from the capital project fund.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said improvements be transferred from the following accounts:

State Highway Grants	\$144,000
County Rd Maint – R&M Streets	\$356,000

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the balance of \$744,000 be transferred from the General Fund of Winnebago County to the CTH M Capital Project fund with the General Fund being reimbursed from a subsequent bond issue.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

RESOLUTION NO. 3-42008: Authorize Execution of Quit Claim Deed to Warren L. Bohn and Gloria A. Bohn, Husband and Wife (Remnant Property - Highway Department)

WHEREAS, on March 3, 1960, the Addison Homer Hemp Estate granted the highway easement to the Winnebago County Highway Committee for use for highway purposes, said land being approximately .14 acres located in the Town of Rushford, Waukau, Wisconsin; and

WHEREAS, said property is no longer being used for highway purposes by Winnebago County; and

WHEREAS, the present owners of said property have requested Winnebago County to vacate its easement in relationship to said property; and

WHEREAS, the Winnebago County Highway Committee and the Winnebago County Highway Commissioner are aware of no present or future need for the Highway Department to use this property in the future and are in favor of the County vacating its interest in said property.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive, Winnebago County Clerk and Winnebago County Highway Commissioner to execute a Quit Claim Deed to Warren L. Bohn and Gloria A. Bohn in relationship to its easement in the property which is described below:

All that part of the NW ¼ - NE ¼, Section 1, T17N, R14E, lying south of the Chicago, Milwaukee and St. Paul Railroad right of way that is bounded on the east by the east line of the said NW ¼ - NE ¼ and is bounded on the west by a line 40 feet westerly of and parallel with the new centerline of CTH "M" as laid out under Project S 0737(1) Rush Lake – STH 116 Road, described as follows:

Commencing at a point on the east west one quarter line of said Section 1 a distance of 283.5 feet west of the east one quarter corner thereof, and on a line of a 1146.28 foot radius curve, the radius at said point of commencement bears S 55° 42' W; thence northwesterly along said curve 270.4 feet; thence N 34° 18' W 1414.4 feet; thence on a line of a 1146.28 foot radius curve to the right 657.7 feet; thence N 1° 25' W. 148.5 feet to a point hereinafter referred to as "Point A", thence N 1° 25' W. 316.6 feet to the center of the Chicago, Milwaukee and St. Paul Railroad tracks. Also a triangular shaped parcel of land in the said NW ¼ - NE ¼ that is bounded on the east by a line located 40 feet westerly of and parallel with the above described new centerline, bounded on the northwest by the Chicago, Milwaukee and St. Paul Railroad right of way, and is bounded on the southwest by a line bearing N 60° 13' W. of "Point A".

Said parcels contain 0.14 acres, more or less, exclusive of all lands previously acquired or now used for highway purposes.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

RESOLUTION NO. 4-42008: Authorize Acceptance of Joint DATCP/DNR Soil and Water Resource Management and Nonpoint Source Pollution Abatement Grant in 2009

WHEREAS, pursuant to Sec.92.14, 281.65 and 281.66, Wis. Stats., the Wisconsin Department of Agriculture, Trade and Consumer Protection and the Wisconsin Department of Natural Resources are authorized to jointly allocate funds to assist counties in carrying out land & water resource protection programs and services that focus on the abatement of nonpoint sources of pollution; and

WHEREAS, your Land & Water Conservation Department has submitted a joint grant application to DATCP and DNR, in the amount of \$805,620 for staff support and cost sharing of pollution abatement projects to be installed in 2009.

NOW, THEREFORE, BE IT RESOLVED: by the Winnebago County Board of Supervisors that, should the aforementioned grant application be approved by DATCP and DNR in part or in entirety, the Chair of your Land Conservation Committee is hereby authorized, on behalf of Winnebago County, to accept the approved grant amount.

BE IT FURTHER RESOLVED that the approved grant be allocated, on the basis of the aforementioned application, to the appropriate Winnebago County Land & Water Conservation Department 2009 budget revenue accounts, with applicable dollar amounts to be reflected in the appropriate expenditure accounts.

Submitted by:
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35. Nays: 1 - Reinert. CARRIED.

RESOLUTION NO. 5-42008: Application for Aids from Wisconsin Department of Natural Resources to Assist in Road Repair Within the Lake Butte Des Morts Boat Landing

WHEREAS, Winnebago County is responsible for maintaining seven launch facilities that enable citizens to operate boats on area lakes and rivers; and

WHEREAS, Winnebago County recognizes that properly maintained launch facilities are necessary for safe recreational boating; and

WHEREAS, financial assistance in the form of matching grants is available from the Wisconsin Department of Natural Resources for help in improving and maintaining the County's launch facilities; and

WHEREAS, it is readily apparent that the condition of the first 400 feet of roadway going into the Lake Butte des Morts Boat Landing is in a state of disrepair; and

WHEREAS, at the time when the roadway repair work will be performed in early fall there will be a fund balance in excess of \$102,000 available in the Boat Trailer Parking Permit Revenue Account; and

WHEREAS, the \$102,000 fund balance within the Boat Trailer Parking Permit Revenue Account will be sufficient to cover the lump sum cost of road repair and will meet the County's responsibility to provide \$51,000 in matching funds as a prerequisite for receiving a grant.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the County Executive be and he hereby is authorized to submit an application, on behalf of Winnebago County to the Wisconsin Department of Natural Resources for such funding aids as may be available.

Submitted by,
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Finch and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

RESOLUTION NO. 6-42008: Approve Transfer of County Owned Property to the City of Neenah

WHEREAS, Winnebago County foreclosed on a property in the City of Neenah located at 306 E. Franklin Ave. for unpaid 1999-2004 real estate taxes; and

WHEREAS, Winnebago County had the property appraised and published a Class 3 notice of said property for sale; and

WHEREAS, Winnebago County received no bids on the property; and

WHEREAS, it has been determined that the building on said property is in need of demolition at a cost between \$4,000.00 and \$6,000.00; and

WHEREAS, the City of Neenah has agreed to accept this property from Winnebago County and fund the demolition; and

WHEREAS, when demolition is complete the City of Neenah will either sell or offer the property to an adjoining owner. At that time the property will return to the tax roll.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the transfer of the property located at 306 E. Franklin Ave, City of Neenah described as parcel number 810-0220 to the City of Neenah. It has been agreed between the City of Neenah and Winnebago County that any proceeds received by the City by sale of the subject property, that are above and beyond the costs incurred by the City, will be shared with the County not to exceed the costs the County has incurred.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

RESOLUTION NO. 7-42008:

Commendation for Illene Kissinger

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

WHEREAS, Illene Kissinger 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 Illene Kissinger 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 Illene Kissinger.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 8-42008:

Amend the Table of Organization for Winnebago County Solid Waste/Landfill

WHEREAS, the current Table of Organization for the Winnebago County Solid Waste/Landfill identifies one (1) full-time Mechanic position and eight (8) full-time Heavy Equipment Operator positions; and

WHEREAS, the Director of Solid Waste for increased operating efficiency desires to eliminate one (1) full-time Mechanic position and add one (1) full-time Heavy Equipment Operator position with no budget impact.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Table of Organization for the Winnebago County Solid Waste/Landfill is amended to eliminate one (1) full-time Mechanic position and add one (1) full-time Heavy Equipment Operator position. The position descriptions for these positions are attached hereto and are made a part of this resolution by reference.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 34. Nays: 1 – Gabert. Abstain: 1 – Smith. CARRIED.

RESOLUTION NO. 9-42008:

Authorize the Information Systems Department to Trade in its Old Van for a New “Used” One and Appropriate a Total of \$6,037 for the Purchase Which Includes the Trade-In.

WHEREAS, the Information Systems van was over 10 years old, and

WHEREAS, the van was starting to require major repairs and was showing large rust areas; and

WHEREAS, because of its age and condition it was not worth investing additional money in the van; and

WHEREAS, it was prudent to trade the van in now for a new “used” van; and

WHEREAS, the van is needed to transport computer equipment between County locations; and

WHEREAS, this trade in has already occurred due to a misunderstanding of the accounting treatment as a capital asset rather than an operating expense because the cash paid at trade in was less than \$5,000.

WHEREAS, there are sufficient funds available in the Small Equipment account of the Information Systems 2008 budget to cover the net cash price to be paid with the trade in.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the transfer of \$4,669 from the Small Equipment account of the Information Systems 2008 budget to the Capital Outlay account to be used for the net cash due on the trade in vehicle.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the trade in of the old Information Systems van for a new “used” van with a total cost of \$6,037.

Submitted by:
INFORMATION SYSTEMS COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Hall and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

RESOLUTION NO. 10-42008: **Authorize the Human Services Department to Increase Their “Other Operating Expenses” in the 2007 Budget by \$240,000 to Cover Excess Expenditures Incurred; to be Funded With Excess Revenues Received Above the Amount Budgeted for 2007.**

WHEREAS, the Department of Human Services incurred more expenses than anticipated when the 2007 budget was prepared for specialty hospitals within the Behavioral Health Division; and

WHEREAS, the department incurred more emergency psychiatric placements and longer stays at institutions than anticipated when the 2007 budget was prepared; and

WHEREAS, there was extra available purchase of service funding from the prior year that could be applied to cover the additional expenses because it was received after the books were closed for 2006.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Department of Human Services to increase its “other operating expense” budget for 2007 by \$240,000 to cover unanticipated costs.

BE IT FURTHER RESOLVED that funds to pay for said unanticipated costs be appropriated from \$240,000 of purchase of service funding from 2006.

Submitted by:
HUMAN SERVICES BOARD
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Koziczowski and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

RESOLUTION NO. 11-42008: **Authorize the Emergency Management Department to Accept a \$30,200 Office of Justice Assistance Exercising Grant to be Used During the Park View Move into the New Building to Practice Evacuation Procedures.**

WHEREAS, the Office of Justice Assistance has made available a \$30,200 grant for Park View to use during the move of residents to the new building; and

WHEREAS, the purpose of the grant is to practice emergency evacuation procedures and prepare in the case such an occurrence in the future; and

WHEREAS, this exercise would be very beneficial to Park View; and

WHEREAS, the grant funds will help reduce the cost of the move; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Emergency Management Department to accept a \$30,200 Office of Justice Assistance grant for the move of the residents of Park View to the new facility and appropriates such funds to costs related to the project.

Submitted by:
EMERGENCY MANAGEMENT COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Ellis and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

At 7:34 p.m., Chairman Albrecht called for a brief recess. The Board reconvened at 7:44 p.m.

RESOLUTION NO. 12-42008: **Authorize the Public Health Department to Accept a \$20,984 Grant from the Fox Valley Public Health Preparedness Consortium and Appropriate the Funds to Project Expenditures.**

WHEREAS, the Public Health Department has been awarded a \$20,984 grant for public health preparedness planning; and

WHEREAS, it would be prudent for the Public Health Department to accept this grant and apply to preparedness planning; and

WHEREAS, the Public Health Department conducts planning and exercises to help ensure preparedness for manmade or naturally occurring disease outbreaks; and

WHEREAS, the Public Health Department must be available 24/7 to respond to perceived, suspect or actual threats to the communities health; and

WHEREAS, the Public Health Department works with the community to help improve the public’s ability to prepare for and weather a public health crisis or natural disaster

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Public Health Department to accept a \$20,984 grant from the Fox Valley Public Health Preparedness Consortium.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it appropriates the grant funds to expense accounts as listed on the attached budget transfer form for the purpose of carrying out public health preparedness activities.

Submitted by:
BOARD OF HEALTH
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

AMENDED

RESOLUTION NO. 13-42008: Authorize Execution of Intergovernmental Agreement Between Winnebago County, City of Menasha and Wisconsin Department of Natural Resources (Re: Remediation of Contamination at 204 Railroad Street, City of Menasha)

WHEREAS, Winnebago County acquired property at 204 Railroad Street in the City of Menasha, commonly known as the former American Quality Fibers property, by an In Rem tax deed on March 20, 1997; and

WHEREAS, after acquiring said property, the County discovered that the property had been used for various industrial purposes over the years resulting in contamination of the soils on the property with volatile organic compounds and lead at levels sufficiently high so as to constitute a health risk; and

WHEREAS, during the last 10 years, Winnebago County, the City of Menasha and the Wisconsin Department of Natural Resources have worked together in a cooperative manner so as to remediate the contamination existing upon said property; and

WHEREAS, the remediation efforts upon said property shall continue for years to come; and

WHEREAS, previous work upon the property site included a site investigation, a phytoremediation project, and the placing a wood chip soil cover upon the property. Additional future efforts shall consist of the continued monitoring of the property are fully addressed with significant soil contamination on the property and the minimization of leaching of contaminants into the ground water; and

WHEREAS, the Wisconsin Department of Natural Resources has agreed to accept the active management and monitoring of the site in relationship to said contamination; and

WHEREAS, Winnebago County, the Wisconsin Department of Natural Resources and the City of Menasha have reached a tentative intergovernmental agreement spelling out the duties of each party in relationship to the care and management of said property; and

WHEREAS, the undersigned Committee recommends that said agreement, which is attached hereto, be approved by the Board and authorized for signature by the Winnebago County Executive and Winnebago County Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the attached Intergovernmental Agreement between Winnebago County, the City of Menasha and the

Wisconsin Department of Natural Resources in relationship to the management and monitoring of environmental contamination on the former American Quality Fibers property, which is owned by Winnebago County and located at 204 Railroad Street, City of Menasha.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute said Agreement.

Submitted by:
STAN KLINE, DIST. #25
COUNTY BOARD SUPERVISOR

Motion by Supervisor Kline and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

AMENDED

RESOLUTION NO. 14-42008: Approve Industrial Development Board Loan to City of Omro

WHEREAS, on March 18, 2008 the City of Omro Common Council approved a resolution authorizing the City to petition the Winnebago County Industrial Development Board for a loan of \$125,000 for the purpose of allowing On-Time Machining to locate at the Omro Industrial Park; and

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

WHEREAS, the City of Omro projects that assisting said project will retain existing jobs and generate new jobs and create additional new tax base within that community and within Winnebago County; and

WHEREAS, on March 26, 2008 the Industrial Development Board has approved said loan request and is requesting that the County Board of Supervisors of the County of Winnebago approve the project for funding at this time.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that funds in the amount of \$125,000 shall be made available to the City of Omro from the Winnebago County Industrial Development Board with such loan agreement to be for a period of five (5) years at an interest rate equal to the rate of return on Winnebago County's Pool Investment Fund plus .25% on the date that the loan is made. Said interest rate shall be adjusted as of January 1 of each year to the average rate of return on Winnebago County's Pool Investment Fund for the previous year plus .25%. Interest shall be due on the 31st day of December of every year on said loan and the principal of said loan plus any remaining interest shall be due to the Winnebago County Industrial Development Board on the 5th year anniversary date of said loan.

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

Submitted by:
INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Kline and seconded to adopt. Ayes: 36. Nays: 0. CARRIED.

ORDINANCE NO. 15-42008: Amend Chapter 11.11 Appendix A of the General Code of Winnebago County (Health Department Fee Schedule)

WHEREAS, Section 11.11 of the General Code of Winnebago County is entitled Licensure and Regulation of Retail Food Establishments, Taverns, Hotels, Restaurants, Tourist rooming Houses and Other Establishments by Winnebago County Health Department; and

WHEREAS, Section 11.11 Appendix A of the General Code of Winnebago County authorizes the enactment of a fee schedule, which is referred to in Appendix A of that ordinance to set permit fees and inspection fees in relationship to said establishments; and

WHEREAS, said fee schedule has traditionally been amended annually so as to reflect the actual costs of Winnebago County's inspection services in relationship to said establishments; and

WHEREAS, the Winnebago County Board of Health has approved the amendment of said fee schedule for 2008-2009.

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

That Section 11.11, Appendix A of the General Code of Winnebago County shall be amended as is indicated on the attached document, which is made a part of this ordinance by reference.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that said amendment shall be effective as of July 1, 2008.

Submitted by:
WINNEBAGO COUNTY BOARD OF HEALTH

WINNEBAGO COUNTY HEALTH DEPARTMENT					
2008-2009 PERMIT FEE SCHEDULE					
FOOD SERVICE:	CODE	LOCAL FEE	STATE FEE	TOTAL	
Limited Food Service Restaurant	01	\$ 145.50	\$ 7.50	\$ 153.00	
Full Service Restaurant - Simple	02S	\$ 273.20	\$ 14.80	\$ 288.00	
Full Service Restaurant - Medium	02M	\$ 333.00	\$ 21.00	\$ 354.00	
Full Service Restaurant - Complex	02C	\$ 395.00	\$ 29.00	\$ 424.00	
Additional Restaurant Unit	02X	\$ 72.00	\$ 8.00	\$ 80.00	
Mobile Restaurant - Simple	13S	\$ 273.20	\$ 14.80	\$ 288.00	
Mobile Restaurant - Medium	13M	\$ 333.00	\$ 21.00	\$ 354.00	
Mobile Restaurant - Complex	13C	\$ 395.00	\$ 29.00	\$ 424.00	
Temporary Restaurant	29	\$ 122.00	\$ 10.00	\$ 132.00	
Outdoor Grilling	* 110	\$ 45.00		\$ 45.00	
Beverage Only / No Food	100	\$ 118.00		\$ 118.00	

Add'l Beverage Only/No Food	100A	\$ 46.00		\$ 46.00
School - Full Service Kitchen		\$ 235.50	\$ 31.50	\$ 267.00
School - Satellite Kitchen		\$ 141.50	\$ 11.50	\$ 153.00
LODGING:				
Tourist Rooming House (1-4 rooms)	07	\$ 95.50	\$ 8.50	\$ 104.00
Bed & Breakfast (8 rooms or less)	34	\$ 95.50	\$ 6.50	\$ 102.00
Hotel / Motel (5-30 rooms)	03/05	\$ 237.40	\$ 12.60	\$ 250.00
Hotel / Motel (31-99 rooms)	04/06	\$ 315.00	\$ 19.00	\$ 334.00
Hotel / Motel (100-199 rooms)	32/33	\$ 347.00	\$ 25.00	\$ 372.00
Hotel / Motel (200 or more rooms)	35/36	\$ 396.00	\$ 30.00	\$ 426.00
Mobile Home Park (1-20 sites)		\$ 94.10	\$ 50.90	\$ 145.00
Mobile Home Park (21-50 sites)		\$ 165.25	\$ 100.75	\$ 266.00
Mobile Home Park (51-100 sites)		\$ 241.55	\$ 142.45	\$ 384.00
Mobile Home Park (101-175 sites)		\$ 307.85	\$ 183.15	\$ 491.00
Mobile Home Park (more than 175 sites)		\$ 354.50	\$ 203.50	\$ 558.00
CAMPGROUNDS:				
Campground (1-25 sites)	60	\$ 190.40	\$ 10.60	\$ 201.00
Campground (26-50 sites)	61	\$ 235.30	\$ 14.70	\$ 250.00
Campground (51-99 sites)	62	\$ 284.50	\$ 17.50	\$ 302.00
Campground (100-199 sites)	63	\$ 330.50	\$ 19.50	\$ 350.00
Campground (200 + sites)	68	\$ 377.50	\$ 22.50	\$ 400.00
Special Event Campground (1-25)	64	\$ 142.40	\$ 10.60	\$ 153.00
Special Event Campground (26-50)	65	\$ 190.30	\$ 14.70	\$ 205.00
Special Event Campground (51-99)	66	\$ 237.50	\$ 17.50	\$ 255.00
Special Event Campground (100-199)	67	\$ 283.50	\$ 19.50	\$ 303.00
Special Event Campground (200 +)	69	\$ 331.50	\$ 22.50	\$ 354.00
OTHER:				
Recreational / Educational Camp	53	\$ 188.00	\$ 20.00	\$ 208.00
Swimming Pool	50	\$ 260.00	\$ 15.00	\$ 275.00
Additional Swimming Pool	50A	\$ 215.00	\$ 15.00	\$ 230.00
Water Attraction		\$ 260.50	\$ 17.50	\$ 278.00
Water Attraction, 2 or fewer slides		\$ 261.00	\$ 25.00	\$ 286.00
Additional Water Slides (per slide)		\$ 214.50	\$ 15.50	\$ 230.00
RETAIL FOOD SERVICE:				
Sales > \$25,000 <\$1,000,000 and processes potentially hazardous food	70-22	\$ 421.50	\$ 26.50	\$ 448.00
Sales >\$1,000,000 and processes potentially hazardous food	70-11	\$ 896.50	\$ 68.50	\$ 965.00
Sales \$25,000 or more but does not process potentially hazardous food	70-33	\$ 250.00	\$ 19.00	\$ 269.00
Sales <\$25,000 and engaged in food processing	70-44	\$ 146.00	\$ 6.00	\$ 152.00
Not engaged in food processing	70-55	\$ 94.50	\$ 4.50	\$ 99.00
Temporary Retail	105	\$ 72.00		\$ 72.00
TATTOO & BODY-PIERCING:				
Body Piercing Establishment		\$ 142.00	\$ 10.00	\$ 152.00
Tattoo Establishment		\$ 142.00	\$ 10.00	\$ 152.00
Combined Tattoo and Body-Piercing Establishment		\$ 189.00	\$ 18.00	\$ 207.00
Temporary Body-Piercing Establishment		\$ 118.00	\$ 10.00	\$ 128.00
Temporary Tattoo Establishment		\$ 118.00	\$ 10.00	\$ 128.00

Temporary Combined Tattoo and Body-Piercing Establishment		\$	145.00	\$	18.00	\$	163.00
MISCELLANEOUS FEES:							
Pre-Inspection A			101A	\$	140.00	\$	140.00
Pre-Inspection B			101B	\$	255.00	\$	255.00
Re-Inspection: 1st			102-1	\$	115.00	\$	115.00
Re-Inspection: 2nd			102-2	\$	168.00	\$	168.00
Re-Inspection: 3rd			102-3	\$	220.00	\$	220.00
Penalty Fee			103	\$	115.00	\$	115.00
Duplicate Permit			104	\$	22.00	\$	22.00

Motion by Supervisor Sievert and seconded to adopt. Ayes: 33. Nays: 3 – Albrecht, Finch and Farrey. CARRIED.

RESOLUTION NO. 16-42008: Opposing the Wisconsin Office Of Justice Administration Proposal to Utilize the Federal Assistance Allocation to Fund a Statewide VHF Digital Tracking System

WHEREAS, the United States Department of Commerce through its National Telecommunications and Information Administration (NTIA) has established a Public Safety Interoperable Communications (PSIC) Grant Program that will provide \$968,385,000 nationwide to assist public safety agencies to improve their interoperable communications; and

WHEREAS, the State of Wisconsin was allocated \$15,367,216 of PSIC grant funds that includes the requirement to pass-through no less than 80% of the grant funds to local agencies; and

WHEREAS, the Wisconsin Office of Justice Administration (OJA) proposes to use all of the Wisconsin allocation to fund a statewide HF digital trunking system; and

WHEREAS, this system will provide radio coverage only to mobile units, have limited channel capacity and will primarily serve State agency users; and

WHEREAS, the State's engineering consultant estimated the system to cost over \$40 million and require 210 VHF frequency pairs; and

WHEREAS, the State OJA has now indicated they intend to direct this and future year's funding toward this system and not pass-through 80% of the funding as required by the PSIC; and

WHEREAS, Fond du Lac and Dodge County Boards have passed similar resolutions, with other counties expected to follow.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby opposes the proposal by the Wisconsin Office of Justice Administration's use of these PSIC grants to fund the state-wide system and not pass-through 80% of the funding to the local agencies.

BE IT FURTHER RESOLVED that the Winnebago County Clerk shall forward a copy of this resolution to the Governor of the State of Wisconsin, Winnebago County's Legislative Representatives, Wisconsin Counties Association, and to all Wisconsin Counties.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

This resolution was WITHDRAWN.

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, May 6, 2008. CARRIED BY VOICE VOTE.

The meeting was adjourned at 8:00 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 April 22, 2008.

Susan T. Ertmer
Winnebago County Clerk