

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, MAY 20, 2014**

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 Locke.

The following Supervisors were present: Konetzke, Barker, Harpt, Eisen, Ramos, Smith, Widener, Hamblin, Albrecht, Gabert, Schellenger, Thompson, Hardy, Wingren, Lautenschlager, Norton, Warnke, Robl, Singstock, Neubauer, Turner, Locke, Hegg, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Kriescher. Excused: Kiel, Roh, Olson and Gilson.

Motion by Supervisor Robl and seconded to adopt tonight's agenda. CARRIED BY VOICE VOTE.

PUBLIC HEARING

No one from the public addressed the board.

COMMUNICATIONS, PETITIONS, ETC.

Adams County – Resolution #45-2014 – in opposition to the proposed \$11.8 Million budget reduction in funding to the Wisconsin Circuit Court System over the next two-year period was referred to the Judiciary and Public Safety Committee.

Notice of Claim from Liberty Mutual Insurance for Erich Pitz for damages to his vehicle resulting from an accident with a Facilities Department vehicle was referred to the Personnel and Finance Committee.

Notice of Claim from Meridith Starling for reimbursement of cost resulting from injuries her son sustained from a fall in the parking lot at the Tri-County Ice Arena was referred to the Personnel and Finance Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Widener reported that UW Fox Valley has already exceeded their budget for 2014 and therefore will be bringing a resolution to the board in the near future to cover their expenditures for the remainder of this year.

Supervisor Eisen was pleased to advise the board of his presentation of a Winnebago County Scholarship Award to Michael Semanek of Xavier High School. Mr. Semanek was selected Valedictorian of his class. Supervisor Eisen extended congratulations to Emergency Management Director – Linda Kollmann and Deputy Bernie Sorenson for the excellent job in presenting a Homeland Security Exercise at the Expo Center on Wednesday, May 15. Supervisor Eisen thanked Chairman Albrecht for arranging the County Board Tour and for showing the supervisors the condition of the Butler Building. Supervisor Eisen feels this building is inadequate for record storage with no protection from fire or weather.

Supervisor Finch reported that he presented scholarships to students at St. Mary's Central High School and Menasha High School. One student expressed his appreciation for the scholarship and stated that it made him feel good to see how County Government works. Supervisor Finch reported on the new mats that will be installed for the tennis, basketball and pickle ball courts. He passed around a sample of the material that will be used for the courts. Supervisor Finch proudly reported about the kiosk at the end of Snell Road that was built by Josh Finch for the Parks Department for his Eagle Scout Award. He went before the Board of Review and will receive his Eagle Scout Award.

Supervisor Farrey reported that on May 7th the Land and Water Conservation Committee presented a Conservation Field Day for 4th grade students. It was held at the Norbert Rich School Forest. He encourages members of the board to visit this facility; it will be worth your time. He expressed thanks to the following 4th grade teachers from the Winneconne School District: Mrs. Riley, Miss Roberts, Miss Peerenboom, Mr. Peters and Mr. Quant.

Supervisor Hardy reported that at the East Wisconsin County Railroad Commission meeting it was noted that Winnebago County did not pay their \$25,000.00 membership dues yet. On the 2014 budget item, this was marked with a note that the County Executive did not authorize this expense until it was satisfied that progress was being made regarding a resolution to complaints regarding loading of trucks and trucks that were speeding on the South Side of Oshkosh. Supervisor Hardy feels that it would be beneficial to have the County Executive, the City Manager and a railroad representative sit down and discuss the resolution of this problem.

Motion by Supervisor Robl and seconded by Supervisor Konetzke to approve the April 15 and April 22, 2014 proceedings. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Harris addressed the Board in regard to the following resolutions:

- Resolution 031-52014 – Transfer \$2,005,000 to the Debt Service Fund to call and prepay the Series 2008A note issued on the call date of April 1, 2015. Executive Harris urges this resolution to be passed.
- Resolution 032-52014 – Prepay the Series 2007A General Obligation Promissory Notes having a balance of \$1,315,000. Executive Harris urges this resolution to be passed.

COUNTY EXECUTIVE’S APPOINTMENTS

Advocap Board of Directors

Executive Harris asked for the Board’s approval of his appointment of Christian Harpt to the Advocap Board of Directors. His term will expire on April 19, 2016.

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

Winnebago County Land Records Council

Executive Harris asked for the Board’s approval of his appointment of Julie Pagel, Register of Deeds; Mary Krueger, Treasurer; Liz Nichols, Property Tax Lister; Jerry Bougie, County Land Information Officer; Linda Kollmann, Emergency Management; Jim Smith (at large), Registered Land Surveyor; Supervisor Larry Kriescher (at large); Paul Schmidt (at large); and Mark Zuege (at large) to the Winnebago County Land Records Council. Their terms will expire on May 31, 2017.

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

COUNTY BOARD CHAIRMAN’S REPORT

Chairman Albrecht reported that Supervisors Roh, Gilson, Kiel and Olson asked to be excused from tonight's meeting.

COUNTY BOARD CHAIRMAN’S APPOINTMENTS

East Central International Trade, Business and Economic Development Council (ITBEC) Board

Chairman Albrecht asked for the Board’s approval of his re-appointment of Stan Kline to the ITBEC Board of Directors.

Motion by Supervisor Robl and seconded to approve. AYES: 14 – Ramos, Widener, Hamblin, Albrecht, Gabert, Thompson, Hardy, Wingren, Norton, Warnke, Robl, Singstock, Locke and Rasmussen; NAYS: 18; ABSTAIN – 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. LOST.

Business Committee of the International Trade, Business and Economic Development Council (ITBEC) Board

Chairman Albrecht asked for the Board’s approval of his appointment of Bill Roh to the Business Committee of the ITBEC Board of Directors.

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

Tourism Advisory Committee of the International Trade, Business and Economic Development (ITBEC) Board

Chairman Albrecht asked for the Board’s approval of his re-appointment of Paul Sundquist to the Tourism Advisory Committee of the ITBEC Board of Directors.

Motion by Supervisor Ellis and seconded to approve. CARRIED BY VOICE VOTE. NAYS: 1 - Turner

INFORMATION SYSTEMS COMMITTEE

Chairman Albrecht asked for the Board’s approval of his appointment of Patrick Brennand to the Information Systems Committee as a citizen member.

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

LAND CONSERVATION COMMITTEE

Chairman Albrecht asked for the Board’s approval of his re-appointment of Bruce Bohn to the Land Conservation Committee. This is a two-year term that will expire on April 15, 2016.

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

LAND CONSERVATION COMMITTEE

Chairman Albrecht noted that the re-appointment of Daniel Stokes to the Land Conservation Committee had been pulled from this evening's agenda. This is not a County appointment; it is the USDA Farm Agency appointment.

UW EDUCATION, EXTENSION & AGRICULTURE COMMITTEE

Chairman Albrecht asked for the Board's approval of his appointment of Koby Schellenger to the UW Education, Extension & Agriculture Committee to replace Supervisor Shannon Gilson who has resigned from this committee.

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

PUBLIC HEARING FOR APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT

Presentation by Public Facilities Program (CDBG-PF) Funds – This application grant was pulled by applicant.

CTH CB & CTH BB Intersection Improvement Project

Ernie Winters, Winnebago County Highway Commissioner, went over the information he distributed to the Board on the CTH CB & CTH BB Intersection Improvement project. CTH BB is a border highway with Outagamie County and the CB intersection with BB is where the jurisdictions meet in terms of maintenance responsibilities. He explained that this project was identified in the County Highway Capital Improvement Plan for 2014. This is considered to be a large project for Outagamie County and will be constructed jointly with Winnebago County.

Mr. Winters explained that this project reconstructs the intersection at CTH BB & CB and will remove and replace asphalt pavement and greatly improve the traffic function of the intersection. Traffic counts in this area are 5,000 on BB and approximately the same if not higher on CB. This intersection presently functions at a Level of Service C during high volume times of the day. The project should improve that function to a service level of A.

Mr. Winters explained the project will totally reconstruct and widen the existing intersection and add additional lanes for straight through and turning movements. There will be some curb and gutter in the intersection and some limited storm sewer and drainage improvements done as a part of the project. The traffic signals currently in use at that location are in need of maintenance and finding replacement parts can be very difficult with older signal systems as this.

Winnebago County has jurisdiction of CTH BB in this area and is responsible for the traffic signal cost, plus a share of the roadway improvement costs. Outagamie County is the lead agency on the project and will be responsible for their share of the roadway improvements and is doing the major portion of the engineering.

Winnebago County's cost estimate for our share including the signal work is approximately \$210,000.00.

Mr. Winters will be bringing a resolution to approve funding for this project to the Board in June.

Mr. Winters then took questions from the Board.

MASONRY MAINTENANCE PROGRAM FOR COUNTY BUILDINGS

Mike Elder, Facilities and Property Management Director, presented his project to maintain and repair the masonry surfaces of various county facilities. Each building will be surveyed on a regular basis to identify potential masonry problems before they actually occur. The goal of this program is to maximize the life of the masonry surfaces covering the facilities. This project pertains to Buildings 2 & 3 of the Facilities Department. Estimated cost for repairs to these buildings is \$110,000.00.

This project works in conjunction with the Comprehensive Needs Study and all the other projects for each facility. If a facility is scheduled for major renovation, masonry repairs will become a part of the project to minimize disruption to the facility occupants and consolidate work done to a facility. If a facility is scheduled for disposal, only the basic maintenance of the masonry will be accomplished, avoiding unnecessary costs.

There are two alternatives to this program. The first is to do minimal planning. The second is to have a proactive masonry maintenance program.

Occupants are aware of pending repairs and plans can be established to minimize disruption to the daily activities. Projects can be competitively bid early in the season to get the best price.

Mr. Elder then took questions from the Board.

JAIL PARKING LOT EXPANSION PROJECT

Mike Elder, Facilities and Property Management Director presented this project to increase the number of parking stalls at the jail complex. During the original design and construction of the jail complex, an additional parking

lot was identified but not constructed. Current conditions and staffing levels at the jail have filled the parking lot. In order for the staff to report on time, vehicles are parked wherever there is space whether or not it is a parking stall.

There are two options available. Do nothing, and have parking continue as is. This can lead to damage to grassy areas used as parking spots. Cars could be parked in the way of departing staff or blocking vehicular circulation routes. Staff could be delayed reporting for duty as they try to find a safe place to park their vehicles. If the parking lot is expanded, staff will not be delayed in reporting for duty, grassy areas and landscaped areas will not be damaged. Vehicular circulation will not be impaired. Estimated cost for this project is \$203,000.00.

Mr. Elder then took questions from the Board.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant, Corey Kalkofen, McMahan and Associates; for property owner Bret Trent, Town of Neenah, for a re-zoning change from R-1 to R-1 for tax parcel no. 010-0462. Motion by Supervisor Egan and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-01-14. A requested zoning change from R-1 to R-1. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: June 10, 2014)

AMENDATORY ORDINANCE NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant, John Wisnefske and Kelly Ann Boe, Town of Clayton, for a re-zoning change from R-1 to A-2 for tax parcel no. 006-0710-01. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: June 10, 2014)

RESOLUTIONS AND ORDINANCES

ORDINANCE NO. 017-42014: AMEND CHAPTER 24 OF THE GENERAL CODE OF WINNEBAGO COUNTY ENTITLED "WITTMAN REGIONAL AIRPORT ZONING CODE"

WHEREAS, Winnebago County owns and operates Wittman Regional Airport, which is recognized by the State of Wisconsin and the federal government as a public-use airport; and

WHEREAS, under § 114.136, Wis. Stats, Winnebago County is authorized to adopt rules and regulations for regulating, restricting, and determining the use, location, height, number of stories, and size of buildings and structures and objects of natural growth in the vicinity of the airport; and

WHEREAS, Winnebago County has adopted Chapter 24 entitled the "Wittman Regional Airport Zoning Code" pursuant to § 114.136, Wis Stats; and

WHEREAS, the Winnebago County Board of Supervisors may amend Chapter 24, including any zoning maps, from time to time pursuant to Sec. 24.6-5 of the Wittman Regional Airport Zoning Code; and

WHEREAS, the City of Oshkosh is requesting a text amendment to Sec. 24.5-6 of the Wittman Regional Airport Zoning Code that currently prohibits multifamily structures in the Air 5 Traffic Pattern District; and

WHEREAS, under § 114.136(2)(a), Wis Stats, the Director of the Winnebago County Parks Department is authorized to formulate a tentative ordinance and hold a public hearing regarding the same; and

WHEREAS, at its February 12, 2014, meeting, the Aviation Committee approved the proposed text amendment in an advisory capacity by a vote of 4-0; and

WHEREAS, on March 4, 2014, March 11, 2014, and March 18, 2014, a public notice was published in the *Oshkosh Northwestern*, pursuant to § 114.36(2)(a), Wis Stats, which requires publication of a Class 3 Legal Notice in a newspaper that serves the area affected by the proposed ordinance; and

WHEREAS, on March 25, 2014, the Winnebago County Parks Department Director conducted a public hearing at the Winnebago County Courthouse to accept public input regarding the proposed ordinance; and

WHEREAS, there were no objections regarding the proposed text amendment; and

WHEREAS, at its April 22, 2014, meeting, the Winnebago County Board of Supervisors considered the ordinance amendment recommended by the Winnebago County Parks Department Director.

NOW, THEREFORE, BE IT ORDAINED by the Winnebago County Board of Supervisors that it hereby amends Sec. 24.5-6 of Chapter 24 of the General Code of Winnebago County to read as follows:
24.5-6 Traffic Pattern (Air-5) District.

- (a) Permitted Uses: Any land uses either permitted by right or permitted as a conditional use in the underlying zoning district are permitted in the Traffic Pattern (Air-5) District except for the following:
- (1) Multiple dwelling structures of developments exceeding 20 dwelling units per acre
 - (2) Educational facilities (pre-K through grade 12)
 - (3) Hospitals
 - (4) Nursing homes

- (5) Group day care center
 - (6) Outdoor stadiums
- (b) Development Standards: All new residential buildings shall be designed and constructed to provide a minimum of five (5) decibels extra noise reduction over the minimum standards contained in the state building codes. Certification of this requirement shall be provided by a registered architect or engineer who is licensed in the State of Wisconsin at the time of permit application up to and including the day after occupancy permit has been issued by the permit-issuing authority.
- (c) Multiple Family Development Standards: All new multiple family developments shall be required to meet the following development criteria:
- (1) Does not exceed height standards of the Height Limitation (Air-5) District
 - (2) Does not create a dense concentration of people that will result in residential dwelling unit densities exceeding twenty (20) dwelling units per acre
 - (3) Does not create a bird attractant
 - (4) Does not cause a distracting light or glare
 - (5) Does not cause a source of smoke
 - (6) Does not cause electrical interference
 - (7) Does meet compatible Day-Night Level (DNL) sound levels as regulated by 24.5-6(2).

Submitted by:
 AVIATION COMMITTEE
 PLANNING & ZONING COMMITTEE

Motion by Supervisor Warnke and seconded by Supervisor Egan to approve. AYES: 29; NAYES: 3 – Hegg, Finch and Farrey; ABSTAIN – 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

RESOLUTION 021-52014: Commendation for Patricia M. Owen

WHEREAS, Patricia Owen has been employed with Park View Health Center for the past thirty-one (31) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Patricia Owen 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 is hereby extended to Patricia Owen for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Patricia Owen.

Submitted by:
 PERSONNEL & FINANCE COMMITTEE

Motion by Chairman Albrecht and seconded by Supervisor Finch to approve. CARRIED BY VOICE VOTE.

RESOLUTION 022-52014: Disallow Claim of AFNI Subrogation Department on Behalf of American Family Insurance for Dennis A. Hase

WHEREAS, your Personnel and Finance Committee has had the claim of AFNI Subrogation Department on Behalf of American Family Insurance for Dennis A Hase 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 AFNI Subrogation Department on Behalf of American Family Insurance for Dennis A Hase, filed with the County Clerk on March 31, 2014, 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 & FINANCE COMMITTEE

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

RESOLUTION 023-52014: Disallow Claim of Dorothy I. Miller

WHEREAS, your Personnel and Finance Committee has had the claim of Dorothy I Miller 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 Dorothy I Miller, filed with the County Clerk on April 16, 2014, 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 & FINANCE COMMITTEE

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

RESOLUTION 024-52014: Disallow Claim of Kreilkamp Trucking Inc. (Incident Date: 2/25/2014)

WHEREAS, your Personnel and Finance Committee has had the claim of Kreilkamp Trucking Inc (Incident Date: 2/25/2014) 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 Kreilkamp Trucking Inc (Incident Date: 2/25/2014), filed with the County Clerk on April 4, 2014, 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 & FINANCE COMMITTEE

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

RESOLUTION 025-52014: Approve Claim of Anne K. Hallman

WHEREAS, at its November 12, 2013, meeting, the Winnebago County Board of Supervisors voted to disallow the claim of Anne K. Hallman; and

WHEREAS, Ms. Hallman made a claim against Winnebago County for damages to her pet dog, which were caused by a police dog in training having escaped the control of his handler and having run into Ms. Hallman's yard, biting the hind quarters of her pet dog, Max, causing considerable damage to her pet, which resulted in the dog needing surgery; and

WHEREAS, your undersigned Committee believes that Winnebago County was responsible for the damage to Ms. Hallman's pet dog; and

WHEREAS, Winnebago County's insurance company will only pay the replacement value of Ms. Hallman's pet dog, which is approximately \$600; and

WHEREAS, your undersigned Committee believes that Winnebago County should pay for all veterinary costs related to medical treatment for Ms. Hallman's dog; and

WHEREAS, the cost of the medical treatment for Ms. Hallman's dog was \$3,984.33.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby allows the claim of Anne K. Hallman for damages to and veterinary treatment of her pet dog, Max, which occurred on August 22, 2013, in the amount of \$3,984.33.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to approve. AYES: 32; NAYS: 0; ABSTAIN: 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

RESOLUTION 026-52014: Amend Human Resources Policy 3.03

WHEREAS, current Human Resources Policy 3.03 includes a definition of Temporary and Seasonal Employees that limits use of temporary employees to 26 weeks in any calendar year, which limitation is needed under Affordable Care Act regulations since temporary employees do not receive health benefits; and

WHEREAS, there are instances in which a department has a need to have a temporary employee for a period of time that exceeds 26 weeks and has adequate funding available to cover the provision of health benefits to the employee, but in which a permanent position is not needed and it is not desirable to add a position to the Table of Organization for Winnebago County; and

WHEREAS, it is desirable to add a new employee option that allows the occasional hiring of a longer-term, but not permanent, employee, who would be offered health insurance, but who would not be employed for more than two years unless the position were added to the Table of Organization.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors, that it hereby amends Human Resources Policy 3.03 by inserting a definition of a new employee type as follows (all additions indicated by underlining):

3.03 Employee Types

Employee types are governed by the following definitions:

Full-Time Regular: A Full-time Regular Employee is one assigned to a position on the County Table of Organization and who is ordinarily scheduled to work at least 37.5 hours per week on average.

Part-Time Regular: A Part-time Regular Employee is one assigned to a position on the County Table of Organization and who is ordinarily scheduled to work less than 37.5 hours per week on average, or to whom is assigned a base schedule averaging less than 37.5 hours per week.

Regular Project: A Regular Project Employee is a full-time or part-time employee hired for a particular project, or to fill a vacancy expected to last more than six months, or in other special circumstances where it is desirable to add staff for a particular temporary need without adding a permanent position to the table of organization. A Regular Project Employee may only be used upon a showing that the department has sufficient available funding, and is considered a regular employee for benefit purposes. A Regular Project Employee for a particular project or need may be used for a maximum of two years, and when a Regular Project Employee has been used for two years another may not be used for the same project or purpose without adding the position to the table of organization.

Temporary/Seasonal: A Temporary or Seasonal Employee is one hired for a particular project, purpose or season, which will not include work during more than 26 weeks in any calendar year. A temporary or seasonal employee who works during 26 weeks during a calendar year will be removed from the payroll at the end of the 26th week, and will not become a regular employee unless hired for a regular position.

Casual: Casual Employees work on an incidental or on-call basis when needed, with no expectation of regular hours of work.

Client/Restitution: A Client or Restitution Employee is one hired through a program administered by a County department or for the purpose of providing restitution, and are governed by the rules pertaining to the sponsored program.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Finch. AYES: 32; NAYS: 0; ABSTAIN – 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

RESOLUTION 027-52014: Authorize Acceptance of DNR and DATCP Notice of Intent/Discharge (NOI/NOD) Project Funding Grant in 2014

WHEREAS, pursuant to § 92.14 and § 281.65(4e), Wis. Stats., and Chs. ATCP 50 and NR 153 and 154, Wis. Adm. Code, the Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP), and the Wisconsin Department of Natural Resources (WDNR) are authorized to jointly allocate funds to counties to assist landowners with the costs associated with meeting the requirements of the NOI/NOD; and

WHEREAS, your Land & Water Conservation Department has submitted an NOI/NOD grant application to the DATCP and the WDNR in the amount of \$58,275 for abatement projects to be installed in 2014.

NOW, THEREFORE, BE IT RESOLVED: by the Winnebago County Board of Supervisors that, should the aforementioned grant application be approved by the DATCP and the WDNR in part or in entirety, the Land and Water Conservation Department is hereby authorized 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 and Water Conservation Department 2014 Budget revenue account, with applicable dollar amount to be reflected in the appropriate expenditure account.

Fiscal Note: This resolution is cost neutral. There are no county funds required as a result of this resolution

Submitted by:
LAND CONSERVATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Farrey and seconded by Supervisor Finch with a correction to Line 11 by changing the amount of "\$58,257" to" \$64,000.00" for abatement projects to be installed in 2014. AYES: 32; NAYS: 0; ABSTAIN: 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

RESOLUTION 028-52014: Authorize the Submission of a Community Development Block Grant Application Relating to Winnebago County’s Participation in the Community Development Block Grant Program

WHEREAS, Federal monies are available under the Community Development Block Grant program, administered by the Wisconsin Department of Administration (DOA) Division of Housing (DOH) for the purpose of the provision or improvement of public facilities; and

WHEREAS, after public meeting and due consideration, the Winnebago County Board has recommended that an application be submitted to the DOA for the following project(s): Menasha Boys and Girls Club (\$500,000 grant request anticipated); and

WHEREAS, it is necessary for the Winnebago County Board to approve the preparation and filing of an application for Winnebago County to receive funds from this program; and

WHEREAS, the Winnebago County Board has reviewed the need for the proposed project and the benefit to be gained therefrom.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Winnebago County does hereby approve and authorize the preparation and filing of an application for the above-named project; and that the Winnebago County Executive is hereby authorized to sign all necessary documents on behalf of Winnebago County; and that authority is hereby granted to the Director of the Winnebago County Planning & Zoning Department to take the necessary steps to prepare and file the application for funds under this program in accordance with this resolution.

BE IT FURTHER RESOLVED that acceptance of said grant shall be subject to further approval by the Winnebago County Board of Supervisors and the Winnebago County Executive.

Fiscal Note: This resolution is cost neutral. No County funds are required as a result of this resolution.

Submitted by:
INDUSTRIAL DEVELOPMENT BOARD
PERSONNEL & FINANCE COMMITTEE

WITHDRAWN – Application was pulled by Applicant.

RESOLUTION 029-52014: Authorize a Budget Transfer in Capital Funding to the Highway Department in the Amount of \$55,000 for the CTH G Bridge Design Project

WHEREAS, The CTH G Bridge Project was authorized by the Winnebago County Board and began design in Spring 2012 with a budget of \$70,000; and

WHEREAS, Winnebago County is self funding the design portion of this project. The construction of the project will be funded by Federal funding in the amount of \$410,000 under the 80/20 cost share Local Bridge Program; and

WHEREAS, several months ago, the consulting engineering firm, Graef Engineering, completed approximately 85% of the design work, including submitting a sidewalk/pedestrian accommodation exception as a part of the design process; and

WHEREAS, historically, the Wisconsin Department of Transportation (DOT) has allowed rural bridges such as CTH G to be excepted from the bicycle pedestrian accommodation requirements; and

WHEREAS, very recently, the DOT has begun interpreting the Federal bicycle and pedestrian requirements much more strictly and have been reviewing many exception requests on rural bridge projects; and

WHEREAS, due to this new interpretation of the bike and pedestrian accommodation requirements, Winnebago County will have to build a sidewalk or other bike/pedestrian accommodation on the CTH G bridge. This

will require the structure to be redesigned, and many of the soils, right of way, and DNR reports will need to be revised and resubmitted.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a budget transfer in the amount of \$55,000 from unused Capital Bond Funds from other Highway Department Capital Project Funds to the CTH G Bridge project to cover additional costs in design to accommodate a change in DOT bicycle and pedestrian accommodations.

Fiscal Impact: This resolution is cost neutral. Funds to cover the cost are being transferred from a different project that had funds available.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded by Supervisor Finch to approve. AYES: 32; NAYS: 0; ABSTAIN: 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

RESOLUTION 030-52014: Transfer \$9,000 from the 2013 Salary Contingency Fund to the Labor Accounts of the General Services Department 2013 Budget to Cover an Overage Due to Needing Temporary Help During 2013

WHEREAS, an employee in the General Services Department was absent from work for several extended periods of time during 2013 as a result of health problems; and

WHEREAS, it was necessary to hire temporary help to complete the absent employee's job duties; and

WHEREAS, it was believed that there would be sufficient savings in other areas of the Department's budget to cover the extra cost of a temporary employee; and

WHEREAS, ultimately, there were not sufficient funds within the Department's 2013 Budget to cover the extra cost; and

WHEREAS, there are sufficient funds in the Salary Contingency Fund to cover these extra costs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$9,000 from Winnebago County's 2013 General Salary Contingency Fund to the 2013 General Services Department's Labor Account to cover overage in the labor accounts resulting from the need to hire temporary help during 2013.

Fiscal Note: The 2013 Salary Contingency Fund had a balance of \$282,785 remaining prior to this transfer.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to approve. AYES: 32; NAYS: 0; ABSTAIN: 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

RESOLUTION 031-52014: Transfer \$2,005,000 to the Debt Service Fund to Call and Prepay the Series 2008A Note Issued on the Call Date of April 1, 2015

WHEREAS, our General Obligation Promissory Notes Series 2008A carries interest rates ranging from 3.55% to 3.75% and has a final maturity date of April 1, 2018; and

WHEREAS, current rates on Winnebago County's invested funds average around .8%; and

WHEREAS, with the rate on our investments being much lower than the rate we are paying on the notes, it would be prudent to prepay the balance provided there are sufficient funds available; and

WHEREAS, there are sufficient funds available to transfer to the debt service fund to have available for retirement of this debt; and

WHEREAS, the interest expense savings will be approximately \$81,000 over the remaining 4 year life (from 2014) of the bonds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the transfer of \$2,005,000 to the Debt Service Fund to Call the Series 2008A Notes on the call date of April 1, 2015 for prepayment.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$2,005,000 from the General Fund Undesignated Fund Balance to the Debt Service Fund in May 2014 to be available to retire the notes in 2015.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Finch to approve. Motion by Supervisor Eisen and seconded to postpone. AYES: 4 – Eisen, Gabert, Norton and Neubauer; NAYS: 28; ABSTAIN: 0; ABSENT: 4 –

Kiel, Roh, Olson and Gilson. LOST. Vote on the Resolution. AYES: 31; NAYS: 1 - Eisen; ABSTAIN: 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

RESOLUTION 032-52014: Prepay the Series 2007A General Obligation Promissory Notes Having a Balance of \$1,315,000.

WHEREAS, our General Obligation Promissory Notes Series 2007A carries an interest rate of 3.75% and has a final maturity date of April 1, 2017; and

WHEREAS, current rates on the County's invested funds average around .8%; and

WHEREAS, with the rate on our investments being much lower than the rate we are paying on the notes, it would be prudent to prepay the balance provided there are sufficient funds available; and

WHEREAS, there are sufficient funds available to retire this debt; and

WHEREAS, the interest expense savings will be approximately \$54,000 over the remaining 3 year life of the bonds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the prepayment of the General Obligation Promissory Notes 2007A Series and that these notes should be retired as soon as possible.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of funds from the General Fund Undesignated Fund Balance to the Debt Service Fund to retire the notes. Fiscal Impact: Winnebago County will save approximately \$54,000 in interest over the remaining three-year life of the bond issue.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Finch. AYES: 31; NAYS: 1 - Eisen; ABSTAIN: 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

MOTION TO RECONSIDER 033-52014: Appointment of Mayor Don Merkes to the East Central Wisconsin Regional Planning Commission

Your undersigned Supervisor, who voted on the prevailing side of a motion to approve the appointment of Mayor Don Merkes to the East Central Wisconsin Regional Planning Commission, hereby moves the Board to reconsider said Resolution.

Submitted by:
CHUCK FARREY, DISTRICT 30
COUNTY BOARD SUPERVISOR

Motion by Supervisor Farrey and seconded by Supervisor Finch to reconsider appointment. AYES: 22; NAYS: 10 – Widener, Hamblin, Schellenger, Thompson, Hardy, Wingren, Norton, Warnke, Robl and Ellis; ABSTAIN: 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

Motion by Supervisor Farrey and seconded by Supervisor Finch to deny appointment. AYES: 21; NAYS: 11 – Barker, Eisen, Widener, Thompson, Hardy, Wingren, Lautenschlager, Norton, Warnke, Locke and Keller; ABSTAIN: 0; ABSENT: 4 – Kiel, Roh, Olson and Gilson. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until Tuesday, June 17, 2014. CARRIED BY VOICE VOTE.

The meeting was adjourned at 8:00 p.m.

Submitted by,
Julie A. Barthels
Winnebago County Deputy Clerk

State of Wisconsin)
County of Winnebago) ss

I, Julie A. Barthels, Winnebago County Deputy Clerk, 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 May 20, 2014.

Julie A. Barthels
Winnebago County Deputy Clerk