

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, APRIL 24, 2018**

Chairman Shiloh Ramos 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: 35 - Konezke, Brunn, Borchart, Eisen, Ramos, Defferding, Lenz, Smith, Hogan, Spellman, Albrecht, Gabert, Binder, Wallin, Schorse, Wojciechowski, Gordon, Wingren, Lautenschlager, Norton, Warnke, Robl, Singstock, Buck, Powers, Locke, Wise, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis and Joas. Excused: 1 - Snider

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

PUBLIC HEARING

Allen Davis, Director of Community Development for the City of Oshkosh, spoke in favor of Resolution No. 019-042018: "Authorize the Winnebago County Clerk to Publish a Notice of Referendum Regarding the Enactment of Proposed Legislation that Closes "Dark Store" Loopholes". Mr. Davis stated that the City of Oshkosh has passed a resolution in favor of closing dark store loopholes. He would like to make sure that assessors consider comparable sales exhibiting similar highest and best use; market segment; and not abandoned properties.

COMMUNICATIONS AND PETITIONS

The following correspondence was presented to the board by Susan Ertmer, County Clerk:

- Notice of Claim:
 - Notice of Claim from Advanced Disposal Services for damage to their truck from the Winnebago County Transfer Station was referred to the Personnel and Finance Committee
- Resolutions from Other Counties:
 - Grant County: Resolution 66-16 – "To Create a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans" was referred to the Legislative Committee
- Zoning Petitions
 - No. 001 – A zoning request from Nate Potratz, Town of Omro; for tax parcel nos. 016-0313-02 & 016-0313-01(p); to rezone from A2 to R1 for a single family residence was referred to the Planning and Zoning Committee.
 - No. 002 – A zoning request from Charles Linde, Town of Black Wolf; for tax parcel no. 004-0408-06; to rezone from R1 with flood plain to R1 out of flood plain zoning district for construction of a single family dwelling was referred to the Planning and Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Norton invited everyone to attend the ReThink Annual Legislative Breakfast on Friday, April 27, 2018 at the Myron Construction Room 2 at the Wenzler Center, 1471 McMahan Drive, Neenah, from 7:30 a.m. to 9:00 a.m.

Supervisor Schorse reported on her attendance at a Wisconsin Counties Association orientation education seminar in Stevens Point on January 22, 2018. She felt it to be beneficial to new supervisors and encourages supervisors to visit the Wisconsin Counties Association website to view webinars that are posted there. Ms. Schorse would like to have two of the speakers, Attorney VonVriesen, along with Mark O'Connell, present their topic on County Government Authority Administrative Structure Options and Roles of County Board Members.

Supervisor Farrey, Supervisor Finch and Chris Kniep met with Nancy Barker, retired County Board Supervisor, to present her with a plaque in recognition of her service to Winnebago County on the Land Conservation Committee and the University of Wisconsin Education, Extension and Agriculture Committee. She is doing well and was very appreciative of receiving the plaque. The plaque will be displayed at the JP Coughlin Center.

Supervisor Finch reported on a park tour in the near future. He will have more information after the next Park and Recreation Committee meeting. He encouraged Supervisors to contact Rob Way or Vicky Redlin in the Parks Department if they are interested in attending.

Supervisor Finch reported that the property being considered for a dog park in the Town of Neenah is no longer available. Supervisor Finch, Rob Way, Director of Parks; and Sheriff John Matz looked at another area of interest for a dog park.

Supervisor Finch invited supervisors to attend the ReThink breakfast.

Supervisor Lautenschlager, his wife and Supervisor Norton enjoyed dinner at Benvenuto's. Ten percent of the price of their meal will benefit the Winnebago County Dog Park program.

Motion by Supervisor Farrey and seconded by Supervisor Ellis to approve the proceedings from the March 20, 2018 county board meeting. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE’S REPORT

Executive Mark Harris spoke in favor of Resolution No. 019-042018 “Authorize the Winnebago County Clerk to Publish a Notice of Referendum Regarding the Enactment of Proposed Legislation that Closes “Dark Store” Loopholes”.

Executive Harris encouraged the board to give fair consideration to Resolution No. 016-042018 “Amend the Table of Organization for the Winnebago County Highway Department and Authorize Adjustment of Labor Costs with Corresponding Revenues”.

COUNTY EXECUTIVE’S APPOINTMENTS

Local Emergency Planning Commission

Executive Harris asked for the Board’s approval of his appointments of Jake Biggar, Covanta Environmental Solutions; Allison Vaccaro, Bemis Specialty Films; and Michael Erdman, Airgas to the Local Emergency Planning Commission. Mr. Biggar’s term will expire on December 31, 2019; Ms. Vaccaro’s term will expire December 31, 2018; and Mr. Erdman’s term will expire on December 31, 2018.

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

Menasha Library Board

Executive Harris asked for the Board’s approval of his re-appointments of Joseph Franzoi, 514 Racine Street, Menasha, to the Menasha Library Board. This is a three-year term which will expire on June 30, 2021.

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

COUNTY BOARD CHAIRMAN’S REPORT

Chairman Ramos reported that Supervisor Snider asked to be excused from tonight’s meeting. Chairman Ramos encouraged Supervisors to check their e-mails regarding the Wisconsin Counties Association Conference to be held in September.

Chairman Ramos asked for approval of the Committee on Committee Appointments. Motion by Supervisor Farrey and seconded by Supervisor Norton to approve. CARRIED BY VOICE VOTE.

Motion by Supervisor Finch and seconded by Supervisor Konetzke to recess for fifteen minutes to elect committee officers. CARRIED BY VOICE VOTE.

A brief recess was taken to appoint Committee officers.
The meeting reconvened and the committee officers were announced.

COMMITTEE ON COMMITTEE APPOINTMENTS

The Committee on Committees’ appointments and officers are as follows:

Aviation Committee

Maribeth Gabert (C)
Harold Singstock (VC)
Larry Lautenschlager (SEC)
Tom Konetzke
Robert Warnke

Facilities & Property Management Committee

Robert Keller (C)
Thomas Egan (VC)
Bill Wingren (SEC)
Andy Buck
Jim Wise

Emergency Management Committee

Paul Eisen (C)
Lawrence Smith (VC)
Timothy Hogan (SEC)
Tom Ellis
Bill Wingren

Highway Committee

Ken Robl (C)
David Albrecht (VC)
Robert Warnke (SEC)
Thomas Egan
Chuck Farrey

Information Systems Committee

Aaron Wojciechowski (C)
Steve Lenz (VC)
Jesse Wallin (SEC)
Larry Smith
Rachel Youngquist

Judiciary & Public Safety Committee

Bill Wingren (C)
Tom Ellis (VC)
Lawrence Smith (SEC)
Paul Eisen
Timothy Hogan

Land Conservation Committee

Chuck Farrey (C)
Tom Snider (VC)
Steve Binder (SEC)
Julie Gordon
Ben Joas

Park View Health Center Committee

Tom Ellis (C)
Maribeth Gabert (VC)
Larry Lautenschlager (SEC)
Shiloh Ramos
Bill Wingren

Parks & Recreation Committee

Jerry Finch (C)
Tom Konetzke (VC)
Mike Norton (SEC)
Steve Binder
Larry Lautenschlager

Personnel & Finance Committee

Joel Rasmussen (C)
Harold Singstock (VC)
Vicki Schorse (SEC)
David Albrecht
Stephanie Spellman

Planning & Zoning Committee

Thomas Egan (C)
Maribeth Gabert (VC)
Robert Keller (SEC)
Brian Defferding
Ben Joas

UW Education, Extension & Agriculture Committee

Tom Snider (C)
Steve Binder (VC)
Karen Powers (SEC)
Thomas Borchart
Michael Brunn

ZONING REPORTS & ORDINANCES

No Zoning for this month.

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 007-042018: Commendation for Donald O’Krueg

WHEREAS, Donald O’Krueg has been employed with the Park View Health Center for the past twenty-four (24) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Donald O’Krueg 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 is hereby extended to Donald O’Krueg for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Donald O’Krueg.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 008-042018: Disallow Claim of Wisconsin Public Service (WPS)

WHEREAS, your Personnel and Finance Committee has had the claim of Wisconsin Public Service (WPS) 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 Wisconsin Public Service (WPS), filed with the County Clerk on February 7, 2018, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 009-042018: Request Authority to Apply to American Transmission Company for a Tree Planting Grant

WHEREAS, the American Transmission Company's (ATC) Tree Planting Grant Program is accepting applications from municipalities for a \$5,000 grant to help fund the planting of trees; and

WHEREAS, the program's focus is to help improve a community's canopy diversity; and

WHEREAS, the Winnebago County Parks Department is interested in applying for the grant funding; and

WHEREAS, grant funding awarded by ATC to Winnebago County would be directed towards the introduction of an assortment of different tree species within the Community Park to help compensate for the anticipated loss of several hundred ash trees due to emerald ash bore (EAB).

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to submit an application on behalf of Winnebago County to the American Transmission Company (ATC) for any financial aid that may be available from the company's Tree Planting Grant Program to assist Winnebago County in planting trees in the Community Park to replace ash trees infected with the emerald ash bore.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any funds that may be derived from the award of an American Transmission Company Tree Planting Grant will thereafter be directed towards activities involving the planting of tree stock within the Winnebago County Community Park.

Submitted by:

PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 010-042018: Authorize the Establishment of an Oshkosh-Area Community Foundation Pass-Through Fund to Facilitate the Installation of the Historic Winnebago County Fairgrounds Entry Arch and Gates with Surrounding Landscaping

WHEREAS, an Arch was erected in 1927 to embellish the entranceway to the Winnebago County Fairgrounds at its former location on the corner of Murdock Avenue and Jackson Street within the City of Oshkosh; and

WHEREAS, the Arch was removed from the former grounds and has just recently been returned to Winnebago County; and

WHEREAS, the Arch will provide a focal point encompassing the history of the Winnebago County Fair at the Sunnyview Exposition Center when returned to its rightful place; and

WHEREAS, additional funding is needed to provide for the bricks, mortar, and plants incorporated into the design plan which has already been completed by an engineering consultant; and

WHEREAS, in order to take full advantage of this opportunity to re-erect the historic Arch, it will be necessary to draw upon the generosity of parties throughout the area willing to donate funds towards completing this task; and

WHEREAS, Winnebago County desires to create an Acorn Fund for the benefit of the Arch installation project to which donors may make gifts to help complete said project; and

WHEREAS, the Oshkosh Area Community Foundation Inc, a non-profit, charitable foundation, has funds available for such projects which may be established for the period of time necessary to raise the necessary amount of \$5,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the creation of an Acorn Fund within the Oshkosh Area Community Foundation whereby donors may donate to said fund for the purpose of providing for the supplies necessary to complete the installation of the Arch and its gates and the surrounding landscaping of the immediate area around the Arch.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that hereby approves the acceptance and appropriation of donations to Winnebago County from the Oshkosh Area Community Foundation for the Arch project.

Submitted by:

PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 011-042018: Authorize a Transfer of \$245,000 from the Winnebago County Property and Liability Insurance Fund to the Winnebago County Park Capital Outlay Account in the General Fund for the Purpose of Rebuilding the Community Park Soccer Shelter

WHEREAS, the County has recently accepted a reimbursement payment of \$245,000 from its property insurance company as the claim settlement intended to cover the cost of rebuilding the Community Park Soccer Shelter according to original specifications with code updates included; and

WHEREAS, the Parks & Recreation and Personnel & Finance Committees have determined that in order to facilitate restoration of the needed services supplied by the availability of a Soccer Shelter within the Soccer Complex, it is recommended that the insurance claim settlement of \$245,000 be transferred from the Winnebago County Property and Liability Insurance Fund and placed into the Winnebago County Parks Capital Outlay Account in the General Fund in order to address costs related to rebuilding of the Soccer Shelter in a manner matching that of the original 1992 structure with code updates included.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$245,000 to be transferred from the Winnebago County Property and Liability Insurance Fund and placed into the Winnebago County Parks Capital Outlay Account in the General Fund in order to address costs related to rebuilding of the Soccer Shelter in a manner matching that of the original 1992 structure with code updates included.

Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Finch and seconded by Supervisor Norton to adopt. Vote on Resolution: AYES – 35; NAYES – 0; ABSTAIN – 0; ABSENT – 1 Snider. CARRIED.

RESOLUTION NO. 012-042018: Appropriate the Transfer of \$25,000 from the Winnebago County General Fund Undesignated Fund Balance Account to the Winnebago County Park Capital Outlay Account

WHEREAS, Winnebago County has experienced a tragedy with the loss of the Community Park Soccer Shelter and will soon engage in efforts to rebuild the structure; and

WHEREAS, Winnebago County has recently accepted payment of \$245,000 from its property insurance company as the claim settlement intended to cover the cost of rebuilding the Soccer Shelter according to original specifications with code updates included; and

WHEREAS, upon consulting with a local architectural firm and reviewing the results of research the firm accumulated, it was determined that the \$245,000 claim settlement may prove to be insufficient in meeting the expect costs associated with rebuilding the Soccer Shelter in a way that matches the original 1992 construction; and

WHEREAS, the Parks & Recreation and Personnel & Finance Committees have determined that in order to address the anticipated shortage in funding required to rebuild the Soccer Shelter, it will be necessary that contingency funding totaling \$25,000 be transferred from Winnebago County's Undesignated Fund Account to the Winnebago County Parks Capital Outlay Account in order to address costs related to the aforementioned shortfall in monies necessary to rebuild the Soccer Shelter.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$25,000 from the General Fund Undesignated Fund Balance to the Winnebago County Parks Capital Outlay Account in order to address an anticipated shortfall in the \$245,000 fund balance presently available for rebuilding the Soccer Shelter at the Winnebago County Community Park.

Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Finch and seconded by Supervisor Powers to adopt.

Motion by Supervisor Farrey and seconded by Supervisor Norton to amend the title of the resolution and lines 18, 23 and 27 to increase the funding from \$25,000 to \$50,000.

Vote on Amendment: AYES – 23; NAYES – 12 - Brunn, Defferding, Albrecht, Gabert, Wallin, Schorse, Warnke, Singstock, Rasmussen, Keller, Egan and Joas; ABSTAIN – 0; ABSENT – 1 - Snider. CARRIED.

Vote on Resolution as Amended: AYES – 29; NAYES – 6 - Defferding, Albrecht, Schorse, Warnke, Singstock and Joas; ABSTAIN – 0; ABSENT – 1 Snider. CARRIED.

RESOLUTION NO. 013-042018: Authorize Execution of a Ground Lease Agreement Between Winnebago County and Oshkosh Youth Soccer Club

WHEREAS, it is acknowledged that for almost 35 years the youth of Winnebago County have experienced substantial benefits from the presence of the Oshkosh Youth Soccer Club (OYSC) within the Community Park and the preeminent role it has played in being the chief promoter and organizer of soccer programming activities at that facility; and

WHEREAS, because of the role that OYSC has voluntarily assumed over its 35 years of partnering with the Winnebago County Parks Department in maintaining the soccer fields, circumstances have required that the OYSC keep a store of materials and equipment on hand within the soccer shelter in order to accomplish an array of tasks associated with said field maintenance; and

WHEREAS, although there is inestimable misfortune associated with the loss of the soccer shelter, the situation has also presented a degree of opportunity for the involved parties to be able to address the static problem that OYSC has encountered over the years with the absence of adequate space inside the soccer shelter for storage of field preparation materials and equipment; and

WHEREAS, building of a metal pole building near the soccer shelter to serve as a storage garage would vastly improve the operational functions of the OYSC by eliminating the need to dedicate a sizeable portion of the interior of the soccer shelter towards securing OYSC's field maintenance equipment and operational supplies; and

WHEREAS, OYSC has indicated a need and desire to commit its resources towards the building of an 18' X 20' storage garage within the Soccer Complex and to subsequently commit the organization to assuming all responsibilities associated with the funding, planning, building, and maintaining of the aforementioned storage garage; and

WHEREAS, building a separate storage garage would not only facilitate removal of OYSC's field prep equipment and materials from the soccer shelter, but it would also allow the existing storage space to be reassigned to serving as an auxiliary food storeroom and preparation area to help support OYSC's concession operations; and

WHEREAS, providing OYSC the aforementioned storeroom would not only permit the organization to transfer its food, condiments, utensils and prep equipment to a secure setting, such action would also free-up use of the front kitchen area and henceforth allow it to be made available for rental use by other parties according to a yearly schedule of available dates mutually agreeable to by both OYSC and Winnebago County; and

WHEREAS, under the terms of a proposed twenty (20) year ground lease agreement Winnebago County would make available for good and valuable consideration of a lease payment of one dollar (\$1.00) per year, a specified amount of property within the Soccer Complex for the purpose of accommodating placement of an 18' X 20' metal pole building that would be owned by OYSC and serve as a storage garage dedicated to accommodating OYSC's soccer field maintenance operations and programming supplies; and

WHEREAS, it is proposed that at the conclusion of the aforementioned twenty (20) year term Winnebago County would be given free title of the storage garage and the surrounding five foot pathway encompassing it unless, by mutual agreement, the County and OYSC would elect to extend the terms of the ground lease agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes that the Winnebago County Executive and the Winnebago County Clerk be and they hereby are authorized to execute a ground lease agreement between Winnebago County and Oshkosh Youth Soccer Club for the purpose of building an Oshkosh Youth Soccer Club storage garage within the Winnebago County Community Park Soccer Complex.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the granting of said ground lease for a term of twenty (20) consecutive years for good and valuable consideration of a lease payment of one dollar (\$1.00) per year for the duration of said lease.

BE IT FURTHER RESOLVED that a copy of the Oshkosh Youth Soccer Club Ground Lease Agreement shall be made available upon request to either the Winnebago County Corporation Counsel or the Parks and Recreation Department.

Submitted by:
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 014-042018: Authorize the Public Health Department to Accept Grant Funds or Adjustments from Six Separate Grant Programs, Totaling \$113,166, and Appropriate the Funds to Program Expenses

WHEREAS, the Winnebago County Public Health Department received grant funds or adjustments from six separate grant programs to include the following: Department of Transportation Car Seat Grant, Human Services Older Adult Grant, Department of Justice Overdose Fatality Grant, Department of Health Services Refugee Grant, Hospital Preparedness Grant, and Immunization Grant; and

WHEREAS, the Department of Transportation Grant, Older Adult Grant, and Hospital Grant are contract adjustments that allow the Public Health Department to provide additional services; and

WHEREAS, the Refugee Grant and Immunization Grant are contract adjustments to decrease budget estimated contract amounts; and

WHEREAS, the Overdose Fatality Review Grant is a new funding source to allow additional work to help identify opportunities to prevent overdose related deaths in Winnebago County and beyond; and

WHEREAS the Hospital Grant is a pass-through grant for which Winnebago County is the fiscal agent. The Health Care Coalition is the agency that manages the Program, which gives approval to various hospitals and other health care providers to purchase emergency preparedness equipment, and which is then reimbursed through the Hospital Grant; and

WHEREAS, the total funds from these other grants exceed the totals included in the 2018 Budget, and at the time the 2018 Budget was prepared, the amounts of these funds were estimated as the amounts were unknown; and

WHEREAS, accepting the additional funding and applying the funds to Program expenses would be beneficial to the residents of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Public Health Department to accept additional grant funding totaling \$113,166 and appropriate the funds to Program expenses in order to meet the Grant Programs' objectives as outlined in the attached Public Health Grants Adjustment, incorporated herein by reference and made a part of this Resolution.

Submitted by:
BOARD OF HEALTH
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 015-042018: Amend the Table of Organization for the Winnebago County Health Department

WHEREAS, the Winnebago County Health Department's Table of Organization currently provides for ten (10) full-time and three (3) part-time Public Health Nurse positions, and four (4) full-time Educator—Health positions; and WHEREAS, one (1) full-time Public Health Nurse position is currently vacant as a result of a retirement; and WHEREAS, the responsibilities of the Healthy Lifespan Division of the Health Department have evolved to a point where that Division needs greater expertise in community partnership and engagement to more effectively address the needs of our new parent, child, and older adult populations; and

WHEREAS, such expertise may be better provided through the classification of an Educator—Health position rather than a Public Health Nurse position; and

WHEREAS, the Public Health Nurse position is in Grade 24 of the Winnebago County Compensation Schedule, while the Educator—Health position is in Grade 22, so that replacing one (1) Public Health Nurse position with an Educator—Health position will produce a modest savings to Winnebago County and will not require any transfer of funds for the 2018 budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization for the Winnebago County Health Department, effective immediately, by deleting one (1) full-time Public Health Nurse position and adding one (1) full-time Educator—Health position, so that the 2018 Table of Organization will include nine (9) full-time and three (3) part-time Public Health Nurse positions and five (5) full-time Educator-Health positions.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 016-042018: Amend the Table of Organization for the Winnebago County Highway Department and Authorize Adjustment of Labor Costs with Corresponding Revenues

WHEREAS, currently two (2) Highway Maintenance Superintendent positions directly supervise fifty-three (53) other Highway Department employees in addition to working with state and town officials, monitoring county and state highways, assessing needs, and managing construction and maintenance projects; and

WHEREAS, there is a need to add supervisory positions in the Highway Department to provide more direct supervision of employees, improve communications, efficiently allocate crews and equipment, and reduce the workload of superintendents; and

WHEREAS, the leadership currently provided by the foreman positions can be provided partly by the new supervisory positions and partly by designating equipment operators, when necessary, to serve as crew leaders, with a temporary addition in pay to apply to hours worked as a crew leader; and

WHEREAS, the Bridge and Engineering Manager is required to spend a majority of his time supervising bridgetenders and managing state, county, and local bridge maintenance; and an engineering technician position is needed in order to provide construction staking, right of way marking, and field permit review, as well as maintaining the GIS database and other related job functions.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that it hereby amends the Table of Organization for the Winnebago County Highway Department as follows:

| <u>Full-Time Positions</u> | <u>Current</u> | <u>Change</u> | <u>Proposed</u> |
|--------------------------------|----------------|---------------|-----------------|
| Highway Maintenance Supervisor | 0 | +3 | 3 |
| Foreman | 5 | -5 | 0 |
| Equipment Operator II | 9 | +2 | 11 |
| Equipment Operator I | 38 | +3 | 41 |
| Engineering Technician | 0 | +1 | 1 |

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that, with respect to the Highway Maintenance Supervisor and Engineering Technician positions, the foregoing changes are effective May 1, 2018.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that, with respect to the Foreman and Equipment Operator positions, the foregoing changes will become effective through attrition, so that whenever a Foreman position becomes vacant for any reason it will be replaced with an Equipment Operator I or II position, with the Equipment Operator I positions being created before the Equipment Operator II positions.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a pay differential of \$1.00 per hour may be authorized when it is necessary to appoint a crew leader in situations when a supervisor or foreman is not available.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that, to accommodate these changes, the 2018 Labor and Fringe Benefit Accounts in the Highway Enterprise Fund will be increased by a total of \$227,401, and the internal and external revenue accounts in the Highway Enterprise Fund will be increased by the same amount.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Robl and seconded by Supervisor Finch to adopt.

Motion by Supervisor Eisen and seconded by Supervisor Joas to refer this resolution back to the committee.

Vote to Refer Back: AYES – 21; NAYES – 14 - Borchart, Lenz, Smith, Albrecht, Wojciechowski, Gordon, Lautenschlager, Warnke, Robl, Singstock, Farrey, Rasmussen, Keller and Egan; ABSTAIN – 0; ABSENT – 1 - Snider. CARRIED.

This resolution was referred back to the Highway Committee.

RESOLUTION NO. 017-042018: Appropriate an Additional \$50,000 to the Facilities Courthouse Relocation Project from General Fund Contingency Account

WHEREAS, the Facilities Courthouse Relocation project was originally budgeted to cost \$\$6,665,000; and WHEREAS, the project cost to date is approximately \$6,662,345; and WHEREAS, the project was originally funded with a 7.5% contingency reserve instead of the customary 10% contingency reserve; and

WHEREAS, the project has not been completed and additional unforeseen conditions may occur requiring changes to the scope of work necessary to complete the project; and

WHEREAS, the project would be delayed pending funding approval once the contingency reserve is exhausted resulting in higher project costs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates an additional \$50,000 to the Facilities Courthouse Relocation project from the General Fund Contingency Account.

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

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

ORDINANCE NO. 018-042018: Amend Section 21.05(3)(e)-(g) of the General Code of Winnebago County: Agricultural Land Rates for Wittman Regional Airport to Comply with FAA Grant Assurances

WHEREAS, your undersigned Committee is of the opinion that it would be in the best interests of Winnebago County to rent land at Wittman Regional Airport for agricultural cultivation purposes pursuant to a sealed –bid process rather than by an established annual per acre rate.

NOW, THEREFORE, BE IT ORDAINED by the County Board of Supervisors of the County of Winnebago that Section 21.05(3)(e)-(g) of the General Code of Winnebago County be amended to read as follows:

21.05 RATES AND CHARGES

(3) LAND RENTAL RATES. Land on the premises of Wittman Regional Airport, subject to approved developmental and use criteria, shall be rented at the following rates:

- . . . (e) Land for unrestricted agricultural cultivation purposes ~~\$100.00/acre/yr~~
As established by a sealed-bid process
- (f) Land for restricted agricultural cultivation purposes ~~\$100.00/acre/yr~~
As established by a sealed-bid process

(g) Land restricted to the cultivation of hay only ~~\$100.00/acre/yr~~
As established by a sealed-bid process

BE IT FURTHER ORDAINED by the County Board of Supervisors for the County of Winnebago that this amendment shall become effective on the date after its publication and shall apply to any applicable leases expiring after the effective date of this amendment.

Submitted by:
AVIATION COMMITTEE

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

RESOLUTION NO. 019-042018: Authorize the Winnebago County Clerk to Publish a Notice of Referendum Regarding the Enactment of Proposed Legislation that Closes “Dark Store” Loopholes

WHEREAS, each time a big box retailer gets a Dark Store tax break, homeowners, small businesses, and other property owners have to pick up a greater share of the property tax levy. Over the past several months, municipal, county, city, and town officials have been in contact with state legislators testifying against the Dark Store tax loophole in order to avoid a property tax burden shifting to other tax pay entities such as residential homeowners and other businesses and/or cuts in essential services provided by an affected municipality. Unless the Dark Store loopholes are closed, residents will realize the impact when they receive their property tax bills in the mail in December 2018; and

WHEREAS, § 59.52(25), Wis Stats, allows for a county board to conduct a county-wide referendum for advisory purposes. A county-wide advisory referendum on the issue of Dark Stores would provide guidance to the state legislature as to the will of the Winnebago County electorate on this issue. This resolution seeks authorization to conduct such a county-wide advisory referendum.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to conduct a county-wide advisory referendum to appear on ballots during the November 2018 general election; and that a concise statement of the question be given and shall read as follows:

Question: Should the state legislature enact proposed legislation that closes the Dark Store loopholes, which currently allow commercial retail properties to significantly reduce the assessed valuation and property tax of such properties, resulting in a substantial shift in taxes levied against other tax paying entities, such as residential home owners, and/or cuts in essential services provided by an affected municipality?

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Corporation Counsel to prepare a Notice of Referendum to be published by the Winnebago County Clerk in accordance with statutory requirements.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this Resolution and the referendum shall be filed with the Winnebago County Clerk no later than 70 days prior to the election at which the question will appear on the ballot.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to forward a copy of this resolution to the Winnebago County Corporation Counsel and the Winnebago County Executive in accordance with statutory requirements.

Submitted by:
AARON WOJCIECHOWSKI, District 16
JULIE GORDON, District 17
LARRY LAUTENSCHLAGER, District 19
MIKE NORTON, District 20
ANDY BUCK, District 26
JERRY FINCH, District 28

Motion by Supervisor Wojciechowski and seconded by Supervisor Gordon to adopt. Vote on Resolution: AYES – 28; NAYES – 7 - Brunn, Defferding, Hogan, Albrecht, Warnke, Youngquist and Rasmussen; ABSTAIN – 0; ABSENT – 1 - Snider. CARRIED.

RESOLUTION NO. 020-042018: Honor the Life and Service of Peggy Ann Lautenschlager

WHEREAS, Peggy Ann Lautenschlager of Fond du Lac, Wisconsin, died on March 31, 2018, after a long and courageous battle with cancer that began almost 14 years earlier; and

WHEREAS, Peg Lautenschlager and Bill Rippl, her husband of 29 years, were residents of Fond du Lac County; and

WHEREAS, Peg Lautenschlager was the first woman to serve as District Attorney for Winnebago County after being appointed to that position by the Governor in 1985 and elected the following year; and

WHEREAS, in 1989 Peg Lautenschlager was elected to the Wisconsin State Assembly where she represented the Fond du Lac area until 1993; and

WHEREAS, in 1993 Peg Lautenschlager was appointed by President William J Clinton to serve as US Attorney for the Western District of Wisconsin; and

WHEREAS, during her tenure she was the first citizen from the State of Wisconsin to serve on the Attorney General's Advisory Committee, serving under US Attorney Janet Reno; and

WHEREAS, in 2002 Peg Lautenschlager was elected to serve as Wisconsin's 42nd Attorney General where she was the first woman to ever be elected to that position; and

WHEREAS, Peg Lautenschlager was a fiercely independent individual, was fun-loving and down to earth, and was a gifted orator. Peg was a mentor and friend to numerous individuals who wanted to serve their communities; and

WHEREAS, Peggy Ann Lautenschlager has made a lasting impact on the lives of many in the community, county, and State of Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby recognizes and honors the work of Peggy Ann Lautenschlager in Winnebago County and the State of Wisconsin.

Submitted by:

AARON WOJCIECHOWSKI, District 16

JULIE GORDON, District 17

LARRY LAUTENSCHLAGER, District 19

KAREN POWERS , District 25

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

RESOLUTION NO. 021-042018: Amend Section 8.0 of the Rules of the Winnebago County Board of Supervisors to Go Paperless

WHEREAS, Section 8.0 of the "2016-2018 RULES OF THE WINNEBAGO COUNTY BOARD OF SUPERVISORS" covers rules regarding procedures for written agendas; and

WHEREAS, according to the 2018 Executive Budget, in 2014, 2015, 2016, and 2017, the County Clerk's office spent roughly \$5000 dollars annually on printing and postage, not including the costs of labor, paper, and postage from other departments/committees; and

WHEREAS, in 2015 the County Board approved the purchase of iPads in an effort to reduce paper usage; and

WHEREAS, on September 10th, 2014 the Information Systems Committee recommended that "electronic meeting packets will replace paper material. Paper county board, committees, boards and commissions' packets will no longer be distributed to County Board Supervisors following the adoption of the tablets. Tablet adoption may be phased in over two years, but shall be 100% by April 2016"; and

WHEREAS, it was reported as of 10/11/17 that 25 County Board Supervisors and 7 others still received hard copies of County Board packets; and

WHEREAS, it was also reported as of 10/11/17 that 25 County Board Supervisors and 28 others/public citizens received hard copies of County Board agendas; and

WHEREAS, going paperless would promote sustainability and fiscal responsibility in Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends section 8.3 of the RULES OF THE WINNEBAGO COUNTY BOARD OF SUPERVISORS to read as follows:

"This Agenda, along with appropriate attachments, shall be emailed at least seven days before the Board meeting."

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby amends section 8.4 of the RULES OF THE WINNEBAGO COUNTY BOARD OF SUPERVISORS to read as follows:

"After the Agenda has been emailed, an item may be added and an Amended Agenda sent out only if there would be a negative monetary impact to the County if it waited until the next meeting of the County Board. If waiting until the next County Board meeting would not negatively impact the County, the item must wait until the next meeting.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby amends section 8.6 of the RULES OF THE WINNEBAGO COUNTY BOARD OF SUPERVISORS to read as follows:

"A copy of the agenda shall also be emailed to all Town Clerks, Village Clerks and City Clerks."

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a grace period of two meetings will be set in place. Following the June 19, 2018 meeting, County Board documents including but not limited to county board, committees, boards and commissions packets will no longer be mailed.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that accommodations will be made for those who claim a disability, health, and/or medical problem that will prohibit them from receiving materials electronically.

Submitted by:
AARON WOJCIECHOWSKI - District 16
RACHEL YOUNGQUIST - District 29

Motion by Supervisor Wojciechowski and seconded by Supervisor Norton to adopt.

Motion by Supervisor Hogan and seconded by Supervisor Ellis to amend line 28 to read as follows: "the Board meeting, unless a paper copy is requested."

Motion by Supervisor Lenz and seconded by Supervisor Norton to refer this resolution back to the Information Systems Committee. Vote to Refer Back: AYES – 26; NAYES – 9 - Konetzke, Hogan, Gordon, Wingren, Lautenschlager, Warnke, Robl, Farrey and Keller. ABSTAIN – 0; ABSENT – 0. CARRIED.

Chairman Ramos commended and thanked Corporation Counsel John Bodnar for his service to Winnebago County and to the Winnebago County Board of Supervisors. Mr. Bodnar thanked the board for letting him serve the board. Mr. Bodnar received a standing ovation.

Motion by Supervisor Robl and seconded by Supervisor Finch to adjourn until the May 1, 2018 special orders meeting at 6:00 p.m. The meeting was adjourned at 8:29 p.m.

Submitted by:
Julie A. Barthels
Winnebago County Deputy Clerk

State of Wisconsin)
County of Winnebago) ss

I, Julie A. Barthels, 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 24, 2018.

Julie A. Barthels
Winnebago County Deputy Clerk