

**WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING  
TUESDAY, AUGUST 18, 2020**

Chairman Shiloh Ramos called the Virtual ZOOM meeting of the Winnebago County Board of Supervisors to order at 6:00 P.M. from the Winnebago County Administration Building at 112 Otter Avenue, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and the invocation by Supervisor Locke.

The following Supervisors were present: 32 - Konetzke, Brunn, Borchart, Eisen, Ramos, Defferding, Neuhoff, Nussbaum, Albrecht, Gabert, Binder, Konrad, Schorse, Bolante, Gordon, Wingren, Lautenschlager, Norton, Zellmer, Schellenger, Buck, Powers, Locke, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Joas. Excused: 3 – Lenz, Spellman and Warnke. Vacant: 1

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

**PUBLIC HEARING**

One person spoke in opposition to the proposed Zoning Resolution regarding the Harve Ross property in the Town of Omro.

**COMMUNICATIONS and PETITIONS**

- Correspondence
  - Notice of Claim: - Lea M. Greer for injuries and damages during her arrest and while in custody by the City of Oshkosh Police and the Winnebago County Sheriff's Department was referred to the Personnel & Finance Committee.
  - Resolution from Adams County - #21-2020 – Requesting the State Senate to Convene to Address 13 "Water Bills" Passed by the Wisconsin Assembly Earlier this Year was referred to the Legislative Committee.
  - Resolution from Bayfield County - #2020-065 – To Conduct Countywide Advisory Referendum on Creation of Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans and Maps was referred to the Legislative Committee.

**REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS**

Supervisor Gabert clarified that the vote for Zoning Amendatory Ordinances 08-06-20; 08-07-20; and 08-08-20 should be 5-0, not 4-0. Ms. Gabert attended the meeting via ZOOM and her vote was not recorded.

Supervisor Defferding updated the board regarding the refurbishment of the Orrin King basement. Bids have come in and due to a load bearing wall, the cost of the project will increase by \$21,000. The Facilities and Property Management Committee met and approved the \$21,000. increase for the project. It will be forwarded to the Personnel and Finance Committee next month.

Motion by Supervisor Finch and seconded by Supervisor Albrecht to approve the proceedings from the July 21, 2020 business meeting.

**COUNTY EXECUTIVE'S REPORT**

Executive Harris spoke in support of Resolution No. 063-082020: "Authorize the Winnebago County Finance Department to Accept Reimbursement from the Wisconsin Department of Administration "Routes to Recovery: Local Government Aid Grants" in an Amount Up to \$2,773,211, and Appropriate the Funds to Reimbursable Expenses Directly Related to the COVID-19 Pandemic".

**COUNTY EXECUTIVE'S APPOINTMENTS**

**Aging and Disability Resource Center Committee**

County Executive, Mark Harris, asked for the Board's approval of his appointment of Supervisor Nicole Neuhoff to the Aging and Disability Resource Center Committee. Ms. Neuhoff will not be filling the unexpired term of Harold Singstock. Ms. Neuhoff will be filling a vacancy. This is a three (3) year term which will expire August 31, 2023. Motion by Supervisor Norton and seconded by Supervisor Finch to accept. CARRIED BY VOICE VOTE.

**Local Emergency Planning Commission**

County Executive, Mark Harris, asked for the Board's approval of his appointment of Andy Radig, 215 Church Street, Oshkosh, to the Local Emergency Planning Commission. Mr. Radig will fill the unexpired term of Emily Springstroh. This term will end December 31, 2021. Motion by Supervisor Farrey and seconded by Supervisor Lautenschlager to accept. CARRIED BY VOICE VOTE.

## **COUNTY BOARD CHAIRMAN'S REPORT**

Chairman Ramos reported that Supervisors Lenz, Spellman and Warnke are excused from tonight's meeting. Chairman Ramos announced that there will be a Special Orders Meeting on September 1, 2020.

Chairman Ramos provided an update on the Supervisory District 27 vacant position. The vacancy has been posted in the Oshkosh Northwestern and the Appleton Post Crescent.

Chairman Ramos provided an update regarding Public Health Director authority. The Wisconsin Counties Association has convened a group to discuss this issue. They have put together a draft regarding this resolution and will provide guidance on how to address the concerns regarding the authority.

## **ZONING REPORTS AND ORDINANCES**

- Report No. 001 – Amber S. & Ryan M. Pheifer – Town of Clayton. Motion by Supervisor Youngquist and seconded by Supervisor Gabert to approve. CARRIED BY VOICE VOTE.
  - Amendatory Ordinance No. 08/01/20 – Rezoning from A-2/General Agriculture to R-1/Rural Residential for tax parcel no. 006-0015-03. Motion by Supervisor Youngquist and seconded by Supervisor Buck to adopt. CARRIED BY VOICE VOTE. (Effective Date: August 28, 2020)
- Amendatory Ordinance No. 08/02/20 – Town of Winchester for Daniel Schneider - Rezoning from A-2/General Agriculture to R-1/Rural Residential for tax parcel no. 028-0178. Motion by Supervisor Joas and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: August 28, 2020)
- Amendatory Ordinance No. 08/03/20 – Town of Winchester for Primitive Gatherings, Anchor Point Properties, LLC and Lisa Bongean – Rezoning from A-2/General Agriculture to B-3/General Business District for tax parcel no. 028-0433-01. Motion by Supervisor Joas and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: August 28, 2020)
- Amendatory Ordinance No. 08/04/20 – Town of Clayton for Richard and Judy Christianson – Rezoning from A-2/General Agriculture to R-1/Rural Residential for tax parcel no. 006-0519-03. Motion by Supervisor Farrey and seconded by Supervisor Buck to adopt. CARRIED BY VOICE VOTE. (Effective Date: August 28, 2020)
- Amendatory Ordinance No. 08/05/20 – Town of Clayton for Big Ring Property, LLC – Rezoning from A-2/General Agriculture to B-1/Local Service District for parcel no. 006-0006-10. Motion by Supervisor Youngquist and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: August 28, 2020)
- Amendatory Ordinance No. 08/06/20 – Town of Clayton – Rezoning from R-1/Rural Residential to P-1/Public/Institutional and R-3/Two-Family Residential for tax parcel nos. 006-0535-03-01 and 006-0535-06-04. Motion by Supervisor Farrey and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: August 28, 2020)
- Amendatory Ordinance No. 08/07/20 – Town of Clayton for Robbin Parker – Rezoning from A-2/General Agriculture to R-1/Rural Residential for tax parcel no. 006-0817-05. Motion by Supervisor Farrey and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE. (Effective Date: August 28, 2020)
- Amendatory Ordinance No. 08/08/20 – Town of Clayton for Ryan Pheifer, et al – Rezoning from A-2/General Agriculture to R-1/Rural Residential for tax parcel no. 006-0015-03. This ordinance was pulled from the agenda. It is the same as Amendatory Ordinance No. 08/01/20.

## **RESOLUTIONS AND ORDINANCES**

### **RESOLUTION NO. 057-082020: Commendation for Jon Flaig**

WHEREAS, Jon Flaig has been employed with the Winnebago County Highway Department for the past thirty-seven (37) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Jon Flaig 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 Jon Flaig 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 Jon Flaig.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

### **RESOLUTION NO. 058-082020: Commendation for Sheila Leadingham**

WHEREAS, Sheila Leadingham has been employed with the Winnebago County Department of Human Services for the past twenty-seven (27) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Sheila Leadingham 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 Sheila Leadingham 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 Sheila Leadingham.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 059-082020: Disallow Claim of Betty Luzenski**

WHEREAS, your Personnel and Finance Committee has had the claim of Betty Luzenski referred to it for review; and

WHEREAS, your Committee has investigated the claim and recommends it be disallowed by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Betty Luzenski, filed with the County Clerk on June 23, 2020, is hereby disallowed since 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 Gordon to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 060-082020: Disallow Claim of Tom Hanby**

WHEREAS, your Personnel and Finance Committee has had the claim of Tom Hanby referred to it for review; and

WHEREAS, your Committee has investigated the claim and recommends it be disallowed by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Tom Hanby, filed with the County Clerk on July 13, 2020, is hereby disallowed since 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 Snider to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 061-082020: Disallow Claim of Terry Babcock**

WHEREAS, your Personnel and Finance Committee has had the claim of Terry Babcock referred to it for review; and

WHEREAS, your Committee has investigated the claim and recommends it be disallowed by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Terry Babcock, filed with the County Clerk on July 13, 2020, is hereby disallowed since 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 Lautenschlager to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 062-082020: Amend the Table of Organization for the Winnebago County Office of Corporation Counsel by Adding a Part-time Administrative Associate III Position**

WHEREAS, in August 2019 the Corporation Counsel's Office assumed all the legal work associated with mental health commitment actions under Chapter 51 of the Wisconsin Statutes; and

WHEREAS, work to support the attorneys handling these matters was assigned to one paralegal in the office, who was kept very busy full-time handling the paperwork associated with a high volume of these cases; and

WHEREAS, in the first half of 2020 the Wisconsin Supreme Court issued a number of decisions regarding mental health commitments, changing the legal landscape and imposing new and additional requirements for such actions; and

WHEREAS, the paralegal assigned to that work is not able to keep up with the work required for mental health commitments under the new requirements, and other paralegals in the office do not have time available to provide the needed assistance; and

WHEREAS, the most cost-effective way to handle this increased workload is to add a part-time Administrative Associate III to the Table of Organization, who can handle routine matters and relieve the burden on the paralegal doing the mental health commitment work.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization for the Winnebago County Corporation Counsel's Office, effective immediately, by adding one part-time Administrative Associate III position.

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

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

**RESOLUTION NO. 063-082020: Authorize the Winnebago County Finance Department to Accept Reimbursement from the Wisconsin Department of Administration "Routes to Recovery: Local Government Aid Grants" in an Amount Up to \$2,773,211, and Appropriate the Funds to Reimbursable Expenses Directly Related to the COVID-19 Pandemic**

WHEREAS, Wisconsin's local governments are on the front-lines of supporting their communities through the COVID-19 health crisis and into economic recovery; and

WHEREAS, the "Routes to Recovery: Local Government Aid Grants" are aimed at helping our local government partners address some of their most urgent and unique COVID-19 recovery needs. Administered by the Department of Administration (DOA), Routes to Recovery Grants will be allocated to every Wisconsin county, city, village, town, and federally-recognized tribe; and

WHEREAS, the effort is funded by \$200 million of federal Coronavirus Aid, Relief, and Economic Security (CARES) Act dollars. Of this, Winnebago County was allocated up to \$2,773,211 of reimbursement funds for expenses incurred between March 1, 2020, and October 31, 2020, in direct response to the COVID-19 crisis; and

WHEREAS, the funds available for reimbursement will cover only unbudgeted expenditures incurred due to the COVID-19 public health emergency between March 1, 2020, and November 6, 2020, that fall under the following nine (9) categories:

1. Emergency operation activities and services related to public health, emergency services, and public safety response
2. Paid leave for public health and safety employees to take COVID-19 precautions
3. Increased workers compensation costs due to COVID-19
4. Medical and protective services and equipment, including PPE
5. Testing and contact tracing costs above those covered by existing state programs
6. Temporary isolation housing for infected or at-risk individuals
7. Cleaning, sanitizing, and other costs of COVID-19 mitigation in public areas and facilities
8. Purchases of services or equipment to facilitate telework by public employees
9. Meeting local match requirements for expenses submitted for reimbursement by FEMA

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Finance Department to Accept Reimbursement from the Wisconsin Department of Administration "Routes to Recovery: Local Government Aid Grants" in an amount up to \$2,773,211, and appropriate the funds to reimbursable expenses directly related to the COVID-19 pandemic

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 064-082020: Authorize the Winnebago Public Health Department to Accept Additional Funding from the Wisconsin Department of Health and Human Services in the Amount of \$136,839, and Appropriate the Funds to Support the Public Health Response to the COVID-19 Pandemic**

WHEREAS, the Winnebago County Public Health Department will receive an additional \$136,839 from the Wisconsin Department of Health and Human Services; and

WHEREAS, the funds are a modification of an existing agreement, the Department of Health and Human Services is adding funding for two (2) separate contracts; and

WHEREAS, these funds will support the public health response to the COVID-19 pandemic and will compliment other pending funding (CARES Act) for planning, testing, and contact tracing.

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 funding from the Wisconsin Department of Health and Human services in the amount of \$136,839 and appropriate the funds to support the public health response to the COVID-19 pandemic.

Submitted by:  
BOARD OF HEALTH  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 065-082020: Authorize the Winnebago County Public Health Department to Accept Funding from the Wisconsin Department of Health and Human Services in the amount of \$1,594,718, and Appropriate the Funds for the Public Health Response to the COVID-19 Pandemic**

WHEREAS, the Winnebago County Public Health Department will receive \$1,594,718 from the Wisconsin Department of Health Services

WHEREAS, the funds will be used for disease investigation, contact tracing, testing, coordination and planning, pandemic planning updates, epidemiology, and other response-related activities and supplies; and

WHEREAS, these funds cover activities conducted from March 1, 2020, to December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Public Health Department to accept funding from the Wisconsin Department of Health and Human services in the amount of \$1,594,718 and appropriate the funds for the Public Health response to the COVID-19 pandemic.

Submitted by:  
BOARD OF HEALTH  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 066-082020: Authorize the Winnebago County Department of Human Services to Accept Additional Fiscal Year 2020 Funding in the Amount of \$435,042, and Appropriate the Funds to the Related Program Expenses**

WHEREAS, due to COVID-19, the Long-Term Support Division of the Winnebago County Department of Human Services received additional funding of \$420,169 to support home-delivered meals and to address additional needed supports to clients such as additional respite or home care hours; and

WHEREAS, the Behavioral Health Division of the Winnebago County Department of Human Services was granted an additional \$14,873 under the Mental Health Block Grant to offset COVID-19 related costs such as thermometers to monitor client temperatures, cleaning and disinfecting supplies, and technology to enable staff to provide services to clients virtually.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Department of Human Services Department to accept additional fiscal year 2020 funding in the amount of \$435,042 (\$420,169 for Long-Term Support and \$14,873 for Behavioral Health) and appropriate the funds to the related program expenses.

Submitted by:  
HUMAN SERVICES BOARD  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 067-082020: Approve the Transfer of \$150,000 from the General Fund Undesignated Fund Balance to the Winnebago County Information Systems Department Capital Outlay Account for Fiber Optic Work on County Trunk Highway A (CTH-A)**

WHEREAS, the Winnebago County Information Systems department was informed at the start of construction on CTH-A that the County's fiber optic lines needed to be re-routed immediately; and

WHEREAS, a length of 1.3 miles of fiber optic lines had to be moved along CTH-A on an emergency basis or face a penalty for the delay of the road project crew; and

WHEREAS, normal protocol for notification did not occur, thus planning and budgeting was not possible before the road construction had to occur; and

WHEREAS, this budget request is to create a permanent path for the underground route on CTH-A that was temporarily relocated to continue the road project on time.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the transfer of \$150,000 from the General Fund Undesignated Fund Balance to the Winnebago County Information Systems Department Capital Outlay Account for fiber optic line work on CTH-A.

Submitted by:  
INFORMATION SYSTEMS COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 068-082020: Approve 2021-2030 Winnebago County Land and Water Resource Management Plan with Revisions**

WHEREAS, Section 92.10, Wis. Stats., requires that all counties in the State of Wisconsin develop a Land and Water Resource Management Plan; and

WHEREAS, the Land Conservation Committee, through the Land and Water Conservation Department, reviewed and revised the Land and Water Resource Management Plan for 2021-2030 with significant public participation including a Citizen’s Advisory Committee, Agency Committee, and Town Chairmen Advisory Committee which identified and prioritized resource concerns that were incorporated into the plan; and

WHEREAS, the resulting Plan identifies land and water resource management goals, and objectives and actions for implementation by the Land Conservation Committee and the Land and Water Conservation Department for the next ten (10) years, with a review after five (5) years; and

WHEREAS, in addition to the values of program direction and focus on natural resource conservation and protection, the Land and Water Resource Management Plan makes Winnebago County and other municipalities and organizations within Winnebago County eligible to apply for and receive significant pollution abatement funding; and

WHEREAS, on August 4, 2020, the attached Land and Water Resource Management Plan for 2021-2030 with revisions, which is made a part of this Resolution and incorporated herein by reference, was reviewed and approved by the Wisconsin Land and Water Conservation Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby approves the 2021-2030 Winnebago County Land and Water Resource Management Plan with revisions for implementation by the Land Conservation Committee and the Land and Water Conservation Department.

Submitted by:  
LAND CONSERVATION COMMITTEE

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

**RESOLUTION NO. 069-082020: Support the Commitment to Veteran’s Support and Outreach (CVSO) Act**

WHEREAS, the number of veteran suicides has continued to rise nationwide. Approximately 14 out of 20 veterans who die by suicide are not under Department of Veterans Affairs (VA) care. This is a public health crisis that requires a national approach where the veterans are located; and

WHEREAS, County Veterans Service Officers (CVSOs) are often the first point of contact in the community for veterans’ services, and they provide assistance on a wide range of benefits including service-connected benefits, enrollment in VA health care, VA home loans, education benefits, and available job placement assistance; and

WHEREAS, veterans are not always aware of available benefits, and CVSOs are often the first to inform veterans of their eligibility. CVSOs are county employees who are nationally accredited by the VA to prepare, present and prosecute VA claims. Currently, there is no federal funding available for CVSOs; and

WHEREAS, there is currently pending in Congress legislation known as the “Commitment to Veteran Support and Outreach Act (CVSO Act)” that authorizes the Secretary of Veterans Affairs to enter into contracts with states or to award grants to states to promote health and wellness, prevent suicide, and improve outreach to veterans. The CVSO Act will authorize \$50 million annually for five (5) years to expand and support CVSOs or similar entities who currently assist veterans in obtaining over \$50 billion in benefits annually.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby support pending legislation in the United State Congress known as the “Commitment to Veteran Support and Outreach Act (CVSO Act) that authorizes the Secretary of Veterans Affairs to enter into contracts with states or to award grants to states to promote health and wellness, prevent suicide, and improve outreach to veterans.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to forward copies of this Resolution to all Wisconsin counties, the Winnebago County Veterans

Services Officer, the State of Wisconsin Department of Veterans' Affairs, the National Association of Counties (NaCo), and the National Association of County Veterans Service Officers (NACVSO).

Submitted by:  
LEGISLATIVE COMMITTEE

This resolution was pulled from the agenda. It passed at the June 16, 2020 County Board Meeting.

**RESOLUTION NO. 070-082020: Support Pending Legislation to Amend Hearing Timelines for Juveniles Taken into Custody (Chapter 938, Wis. Stats.) to Coincide with Hearing Timelines for Children in Need of Protection or Services (CHIPS) Taken into Custody (Chapter 48, Wis. Stats.) so that a Day in Which the Clerk of Circuit Court's Office is Closed Does Not Count Toward the Computation of the Chapter 938 Detention Hearing Timeline**

WHEREAS, in Children in Need of Protection or Services (CHIPS) proceedings pursuant to Chapter 48, Wis. Stats. (The Children's Code), when a child is taken into custody and not immediately released to a parent, guardian, or legal custodian, the judge or circuit court commissioner in the county where the child is being held must hold a detention hearing within 48 hours of the time in which the decision to hold the child was made (excluding Saturdays, Sundays, and legal holidays); and

WHEREAS, in similar actions involving Juvenile Justice proceedings pursuant to Chapter 938, Wis. Stats. (The Juvenile Justice Code), when a juvenile is taken into custody and held by a county, the circuit court must hold a detention hearing within 24 hours after the end of the day on which the decision to hold the juvenile was made (excluding Saturdays, Sundays, and legal holidays); and

WHEREAS, as a result of the discrepancy in the timelines between the Chapter 48 and Chapter 938 proceedings, in Chapter 938 cases county circuit court judges, commissioners, juvenile intake workers, and other courthouse staff need to be prepared to conduct hearings in circumstances in which the county courthouse may otherwise be closed, such as the Friday after Thanksgiving, extreme weather days, etc. Failing to meet the statutory deadlines places the county at risk of losing jurisdiction over the pending matter. Additionally, concerns may arise regarding transportation of juveniles and children on non-work days in order to accommodate hearings.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports legislation that would align the statutes that compute the detention hearing timelines for Children in Need of Protection or Services (CHIPS) proceedings under Chapter 48 and juvenile delinquency proceedings under Chapter 938 by specifying that a day in which the Clerk of Circuit Courts Office is closed does not count toward the computation of the detention hearing timeline under Chapter 938. This will ensure county governments are in a better position to save limited resources and protect the safety of their employees and the public.

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 all Wisconsin Counties, the Wisconsin Counties Association, and all state senators and assembly members representing Winnebago County constituents.

Submitted by:  
LEGISLATIVE COMMITTEE

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

**RESOLUTION NO. 071-082020: Support the Hmong and Laotian Communities within Winnebago County and Oppose Federal Deportations to Laos**

WHEREAS, Wisconsin is home to over 50,000 Hmong and Lao residents; and

WHEREAS, according to the 2010 Census, Winnebago County is home to over 2,000 Hmong and Lao residents;  
and

WHEREAS, in 1975 the Hmong were a highland ethnic group in Laos who were not well liked by the Lao government due to racial differences, and by siding with the United States during the Vietnam War, the Lao Communist regime made the Hmong their target of persecution; and

WHEREAS, the Hmong were forced to leave their homeland to save their lives; and

WHEREAS, after the war, the United States offered protection to its Hmong and Lao allies, allowing many Hmong refugees to resettle in the United States; and

WHEREAS, before the Hmong began to resettle in the United States in 1975, there was only one Hmong doctorate in the world; forty years later in 2015, in the United States alone, there were over 700 Hmong doctorates, and those who received Master and Bachelor degrees were in the thousands; and

WHEREAS, for several decades, many Hmong and Lao refugees have made their homes in Wisconsin and Winnebago County, raising families, working, starting businesses, and living here and going to school; and

WHEREAS, in 1984, the Hmong Service Center Inc. was established and has been providing services ever since to the Hmong community within the Winnebago County area; and

WHEREAS, by 2010, there were over 25 non-profit Hmong organizations serving communities across the State of Wisconsin; and

WHEREAS, today, approximately 50 percent of Hmong families in the United States become home owners, and hundreds of small Hmong businesses have been growing in Wisconsin and various parts of the United States; and

WHEREAS, nearly 4,800 Hmong and Lao individuals across the country have been served deportation orders issued by the U.S. Federal government; and

WHEREAS, approximately 300 Hmong and Lao Wisconsin residents have been served deportation orders by the U.S. Federal government, and of those 300 residents at least 250 have lived in the United States at least 10 years; and

WHEREAS, Hmong and Lao refugees have long-established roots in Wisconsin and many have no family ties in Laos; and

WHEREAS, Hmong and Lao refugees face the danger of marginalization, violence, or death in Laos; and

WHEREAS, Winnebago County asserts that all refugees and immigrants should be treated with dignity, care, and respect; and

WHEREAS, current and past generations of refugees and immigrants have helped build Winnebago County and make it a great community, bringing economic development, vibrancy, and cultural diversity; and

WHEREAS, Winnebago County reaffirms its goal as a welcoming county for immigrants, refugees, and newcomers from all over the world.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby opposes the deportation and repatriation of Hmong and Lao residents to Laos, as well as deportation of Hmong and Lao refugees throughout the United States which have been issued deportation and repatriation orders by the U.S. Federal Government.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it directs the Winnebago County Clerk to forward a copy of this resolution to all local Legislators, Governor Tony Evers, the Wisconsin League of Municipalities, and local US Representatives and US Senators.

Submitted by:

LEGISLATIVE COMMITTEE

Motion by Supervisor Egan and seconded by Supervisor Snider to adopt. Vote on Resolution: AYES: 27; NAYES: 2 – Nussbaum and Albrecht; ABSTAIN: 2 – Schorse and Farrey; ABSENT: 3 – Lenz, Spellman and Warnke; NOT RECORDED: 1 – Locke; VACANT: 1. CARRIED.

**RESOLUTION NO. 072-082020: Request the Wisconsin Legislature to Act to Protect Refugees Living in the State of Wisconsin**

WHEREAS, some refugees living in Wisconsin were brought here because they aided United States interests and fought beside American soldiers; and

WHEREAS, some refugees living in Wisconsin are seeking safety from political regimes and drug cartels that seek to potentially destroy their personal safety through violence including, but not limited to, physical harm, rape, incest, and murder; and

WHEREAS, refugees living in Wisconsin should be protected from deportation and return to living conditions that may result in murder or genocide; and

WHEREAS, some refugees choose to not become citizens because they hold out hope for a time when they and their families can safely return to their homeland; and

WHEREAS, some refugees living in Wisconsin could be fleeing environmental catastrophe; and

WHEREAS, refugees living in Wisconsin have faced long and burdensome journeys often resulting in the loss of all they own; and

WHEREAS, some refugees living State of Wisconsin exist in conditions whereby they are often seen as second class or less than second class citizens; and

WHEREAS, most refugees living in Wisconsin do not have the language skills or the cultural background and knowledge required to deal with issues of deportation; and

WHEREAS, many refugee groups have long established roots in Wisconsin; and

WHEREAS, refugees living in Wisconsin make important economic contributions by both performing hard physical labor and by paying taxes; and

WHEREAS, refugees living in Wisconsin enrich our society by contributing to the rich multi-cultural heritage of our State; and

WHEREAS, refugees living in Wisconsin have friends, families, lives, and livelihoods worthy of a protected status.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests the Wisconsin Legislature to take action to protect refugees living and working in Wisconsin.

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 Office of Governor Tony Evers, the Wisconsin Counties Association, all Wisconsin Counties, and all members of the State Legislature.

Submitted by:

LEGISLATIVE COMMITTEE



Motion by Supervisor Egan and seconded by Supervisor Gordon to adopt. After much discussion, motion by Supervisor Eisen and seconded by Supervisor Snider to call the question. Vote on Call the Question: AYES: 28; NAYES: 3 – Konetzke, Schellenger and Buck; ABSTAIN: 0; ABSENT: 3 - Lenz, Spellman and Warnke; NOT RECORDED: 1 - Finch; VACANT: 1. CARRIED. Vote on Resolution: AYES: 25; NAYES: 1 – Nussbaum; ABSTAIN: 6 – Brunn, Gabert, Schorse, Farrey, Rasmussen and Ellis; ABSENT: 3 – Lenz, Spellman and Warnke; VACANT: 1. CARRIED.

**RESOLUTION NO. 073-082020: Amending the Winnebago County Merit Pay Plan**

WHEREAS, the Winnebago County Merit Pay Plan was originally adopted in 2015, and generally provides that employee pay increases are to be based on a combination of employee performance evaluations and where the employee's pay falls within the pay grade for the employee's position; and

WHEREAS, experience with the Merit Pay Plan has shown that the time lines may be changed, so that the performance evaluation period can run from September 1 of the previous year through August 31 of the current year, rather than August 1 through July 31; and

WHEREAS, changing the time line for performance evaluations will also help allow merit pay raises to be given to new employees hired on or before July 1 of the current year, instead of May 1, which will be an improvement when recruiting new employees; and

WHEREAS, the current Merit Pay Plan is overly specific about the evaluation levels that must be used, and allowing management some flexibility to create different rating levels will help respond to some department managers' concerns by updating plan details, while maintaining the essential elements of the plan.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Winnebago County Merit Pay Plan as indicated on the attached document, effective immediately.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 074-082020: Authorize Four-Year Contract with Cal-Ray Inc for RadPro SecurPASS Whole Body Security Scanning System**

WHEREAS, Winnebago County wishes to enter into a contract with Cal-Ray Inc for four (4) years, from January 1, 2021, through December 31, 2024, to provide maintenance on existing hardware and software for the jail body scanner; and

WHEREAS, your undersigned Committees have reviewed the contract and recommend approval.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the four (4)-year service contract with Cal-Ray Inc for the RadPro SecurPASS Whole Body Security Scanning System.

Submitted by:  
JUDICIARY & SAFETY COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

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

Motion by Supervisor Albrecht and seconded by Supervisor Konetzke to adjourn until the September 1, 2020 special orders meeting at 6:00 p.m. 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, 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 August 18, 2020.

Julie A. Barthels  
Winnebago County Deputy Clerk