

**WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING  
TUESDAY, FEBRUARY 23, 2021**

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: 35 - Konetzke, Brunn, Borchart, Eisen, Ramos, Defferding, Lenz, Neuhoﬀ, Nussbaum, Albrecht, Gabert, Binder, Konrad, Schorse, Bolante, Gordon, Wingren, Lautenschlager, Norton, Warnke, Zellmer, Schellenger, Buck, Powers, Locke, Cox, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Joas. VACANT: 1

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

**PUBLIC HEARING**

Forty-two people spoke in opposition to the Winnebago County Health Department General Face Covering Order. Five people spoke in support of the Winnebago County Health Department General Face Covering Order.

**COMMUNICATIONS and PETITIONS**

- Notice of Claims:
  - Notice of Claim from Christopher Turner for injuries and damages while an inmate in the Winnebago County Jail, due to COVID-19, was referred to the Personnel & Finance Committee.
  - Notice of Claim from Christopher J. Alexander for injuries and damages while an inmate in the Winnebago County Jail, due to COVID-19, was referred to the Personnel & Finance Committee.
- Resolution from Other Counties:
  - Kenosha County – "Supporting the Commitment to Veterans Support and Outreach Act (The Act)" was referred to the Legislative Committee.
  - Lincoln County – Resolution No. 2021-01-01 "Support of Increased County Child Support Funding" was referred to the Legislative Committee.
  - Lincoln County – Resolution No. 2021-01-02 "Support for Action on Climate Change" was referred to the Legislative Committee.
  - Outagamie County – Resolution No. 100, 104, 105, 106, 107, 108, 109, 110 – 2020-21 "Support Reauthorization of the Knowles-Nelson Stewardship Program for ten years and consideration of the Wisconsin Department of Natural Resources (WDNR) budget request of \$50 million per year" was referred to the Legislative Committee.
  - Polk County – Resolution No. 01-21 "Support a Non-Partisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans" was referred to the Legislative Committee.
  - Price County – Resolution No. 5-21 "Support Legislation to Align Detention Hearing Deadlines in Wisconsin Statutes Chapters 48 and 938" was referred to the Legislative Committee.
  - Price County – Resolution No. 6-21 "Revise Wisconsin Act 67 to Return Authority on Conditional Use Permits to Local Control" was referred to the Legislative Committee.

**REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS**

Supervisor Gabert reported that the Aviation Committee has been meeting monthly. The new terminal is on schedule and the Aviation Department should be able to move in on time.

Supervisor Defferding reported that the Safe Streets Committee has been meeting. The new chairman of the Committee is Court Commissioner Bryan Keberlein. The next meeting will be held in May, at which time considerations will be made to increase the size of the membership.

Supervisor Wingren reported that the 2020 Census will be delayed due to the COVID virus. This would be an opportune time to determine the number of seats that should be on the County Board. This decision should be made within the next month or two.

Supervisor Snider thanked the Board Members for all their well wishes.

Supervisor Norton reported that the Wisconsin Counties Association is hosting webinars on redistricting.

Motion by Supervisor Egan and seconded by Supervisor Gordon to approve the proceedings from the January 5, 2021 Special Orders Meeting and January 19, 2021 Business Meeting. CARRIED BY VOICE VOTE. ABSTAIN: 1 - Snider

## **COUNTY EXECUTIVE'S REPORT**

Executive Harris reported that the Human Services Department will be making some changes in their budget. They will be conducting a survey to assess the needs of local organizations and to determine how much money to allocate to those businesses.

Executive Harris expressed his feelings regarding the General Face Covering Order and the Public Health Ordinance.

## **COUNTY EXECUTIVE'S APPOINTMENTS**

### **Diversity Affairs Commission**

Executive Mark Harris asked for the Board's approval of his appointments of Supervisor Mike Norton; Tanisha Alvarado, 939 Grand Street, Oshkosh; Lateria Garrett, 1363 Lamar Avenue, Oshkosh; Marcelo Garcia, 1790 Wendy Way, Neenah; and Haya Khateeb, 120 W. Bell Street, Neenah; to the Diversity Affairs Commission. These are two-year terms which will expire April 19, 2022. Motion by Supervisor Gordon and seconded by Supervisor Farrey to accept. CARRIED BY VOICE VOTE.

### **Human Services Board**

Executive Mark Harris asked for the Board's approval of his appointment of Supervisor Nicole Neuhoff to the Human Services Board. Supervisor Neuhoff will be filling a vacant position. This term will expire December 31, 2023. Motion by Supervisor Norton and seconded by Supervisor Lenz to accept. CARRIED BY VOICE VOTE.

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

Chairman Ramos reported that Supervisor Stephanie Spellman, District 10, has resigned from the County Board because she has moved out of her district. There will be vacancies on the Personnel & Finance Committee and the Information Systems Committee.

Chairman Ramos commented on concerns from the public comments regarding meeting in person vs. ZOOM. His hopes are to resume in-person and virtual meetings soon, with the Public Health Director's approval. Virtual meetings have been a challenge, but the County Board chambers would not have been able to provide adequate space to allow 300 participants in the room like the board was able to provide by ZOOM.

## **ZONING REPORTS AND ORDINANCES**

- Report No. 001 – A request for a zoning change from Edward T. Schram Tst, Kenneth Schram, Candie A. Strebelski and Douglas J. Strebelski, Town of Nepeuskun. Motion by Supervisor Egan and seconded by Supervisor Farrey to approve. CARRIED BY VOICE VOTE.
  - Amendatory Ordinance No. 02/001/21 – Request to Rezone from A-2 General Agriculture to R-1 Rural Residential for tax parcel nos. 014-0602(p) and 014-0602-01. Motion by Supervisor Egan and seconded by Supervisor Joas to adopt. CARRIED BY VOICE VOTE. (Effective Date: February 24, 2021)
- Report No. 002 – A request for a zoning change from Jason Rieckmann, Town of Wolf River. Motion by Supervisor Joas and seconded by Supervisor Gabert to approve. CARRIED BY VOICE VOTE.
  - Amendatory Ordinance No. 02/002/21 – Rezoning from A-2 General Agriculture to R-1 Rural Residential for tax parcel no. 032-0629. Motion by Supervisor Joas and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: February 24, 2021)

## **RESOLUTIONS AND ORDINANCES**

### **WINNEBAGO COUNTY HEALTH DEPARTMENT GENERAL FACE COVERINGS ORDER**

WHEREAS, this General Order is advisory only until reviewed and reaffirmed or revised and affirmed by a majority of the Winnebago County Board of Supervisors at its next regularly-scheduled meeting date or within 14 days, whichever is earlier.

WHEREAS, Winnebago County has been in the midst of a pandemic since March 2020. Data provided by the Wisconsin Department of Health Services shows that the number of cases in Winnebago County as of February 12, 2021, surpassed 16,792 confirmed cases with a current biweekly confirmed case rate of 190.1 cases per 100,000 from January 27, 2021 – February 9, 2021. These numbers indicate a "high" burden threshold established by the Wisconsin Department of Health Services (<https://www.dhs.wisconsin.gov/covid-19/disease.htm>); and

WHEREAS, the Centers for Disease Control and Prevention (CDC), World Health Organization (WHO), Wisconsin Department of Health Services (DHS), and the Winnebago County Health Department recommend the use of

facial coverings as an effective measure to address the rising number of cases and limit exposure to the COVID-19 virus; and

WHEREAS, the CDC Director has stated "[c]loth face coverings are one of the most powerful weapons we have to slow and stop the spread of the virus – particularly when used universally within a community setting. All Americans have a responsibility to protect themselves, their families, and their communities"; and

WHEREAS, as a novel disease with no certain immunity and limited vaccination availability, the entire population is at risk; and

WHEREAS, many individuals with COVID-19 may be asymptomatic or may experience a delayed onset of symptoms, during which time such individuals may transmit the virus unknowingly to others; and

WHEREAS, wearing a cloth face covering over both the nose and mouth greatly reduces the risk of continued community spread of COVID-19 without having a significant impact on people's day-to-day lives; and

WHEREAS, the CDC's information on the use of cloth face coverings to prevent the spread of COVID-19 includes the following:

1. Studies have shown that wearing a cloth face covering can prevent the spread of COVID-19.
2. Cloth face coverings are most likely to reduce the spread of COVID-19 when they are widely used by most people in public settings.
3. Cloth face coverings should not be worn by children under the age of 2 years old or by anyone who has trouble breathing, or is unconscious, incapacitated, or otherwise unable to remove their own face covering without assistance.; and

WHEREAS, the CDC Director Robert Redfield on Wednesday, September 16, 2020 reaffirmed the importance of wearing masks, noting that while a facial covering may not offer total protection it is guaranteed to offer at least some protection and that "we have clear scientific evidence they (facial coverings) work"; and

WHEREAS, effective August 1, 2020, the State of Wisconsin Emergency Order #1 relating to preventing the spread of COVID-19 by requiring face coverings in certain situations was issued by the Office of the Governor and was scheduled to expire on September 28, 2020; and

WHEREAS, effective September 22, 2020, the State of Wisconsin Emergency Order #1 relating to preventing the spread of COVID-19 by requiring face coverings in certain situations was issued by the Office of the Governor and was scheduled to expire on November 21, 2020; and

WHEREAS, effective November 20, 2020, the State of Wisconsin Emergency Order #1 relating to preventing the spread of COVID-19 by requiring face coverings in certain situations was issued by the Office of the Governor and was scheduled to expire on January 19, 2021; and

WHEREAS, State of Wisconsin Emergency Order #1 relating to preventing the spread of COVID-19 by requiring face coverings in certain situations issued by the Office of the Governor on January 19, 2021, was overturned by the Wisconsin State Legislature; and

WHEREAS, over the past several weeks, the Wisconsin State Legislature and Governor have gone back and forth with measures at the state level related to the statewide mask mandate and other COVID provisions. The statewide mask mandate is currently in effect, the Governor having issued a new emergency declaration and mask mandate within hours of the Wisconsin State Legislature overturning the previous emergency declaration and mask mandate on February 4, 2021; and

WHEREAS, it is essential to use all available tools as is reasonable and necessary to minimize the transmission of COVID-19; and

WHEREAS, Winnebago County has an interest in protecting the public health, safety, and welfare of all people in Winnebago County from the continued spread of COVID-19 throughout the community; and

WHEREAS, COVID-19 is not only a threat to our public health but also to our economy; and

WHEREAS, the widespread use of face coverings will slow the spread of COVID-19, allowing Wisconsin's economy to move forward by making sure businesses can stay open and create job opportunities; and

WHEREAS, requiring face coverings to be worn by any person in a public place within Winnebago County directly serves that interest by avoiding and/or reducing the further spread of COVID-19 and minimizing the strain on healthcare resources while simultaneously enabling the continuation of essential services, businesses, and social and commercial life during the state of emergency; and

WHEREAS, based upon information and input from federal, state, and local public health officials Winnebago County hereby determines that a face covering requirement is necessary to protect persons within Winnebago County; and

WHEREAS, Winnebago County intends to seek voluntary compliance from all individuals concerning the wearing of face coverings, but may impose civil penalties where voluntary compliance is not followed; and

WHEREAS, without measures to slow the spread of COVID-19, Winnebago County will suffer from more unnecessary illness, vulnerability from an overwhelmed health care system, and insecurity from an unstable economy; and

WHEREAS, the average number of hospitalized COVID-19 patients per day in our region is 43 for the past 28 days (January 14 – February 11); and

WHEREAS, pursuant to Wis. Stat. § 252.03, the local health officer: (i) shall take all measures necessary to prevent, suppress and control communicable diseases; (ii) may do what is reasonable and necessary for the prevention and suppression of disease; and (iii) may forbid public gatherings when deemed necessary to control outbreaks or epidemics; and

WHEREAS, the Local Health Officer deems the issuance of this Order and the measures described herein to be reasonable and necessary to prevent, suppress and control the spread of COVID-19 in Winnebago County; and

WHEREAS, pursuant to Wis. Admin. Code ch. DHS 145.06(6) the local health officer has authority to "direct persons who own or supervise real or physical property..., which present a threat of transmission of any communicable disease...to do what is reasonable and necessary to abate the threat of transmission"; and

NOW THEREFORE, I, Douglas Gieryn, Local Health Officer for the Winnebago County Health Department, by the authority vested in me by the Laws of the State, including but not limited to Wis. Stat. Section 252.03, Wis. Stat. Section 66, DHS 145.05 and DHS 145.06, Wis. Admin. Code, and Winnebago County General Code 11.08 and 25.04, order the following:

(1) **FACE COVERINGS REQUIRED.** Every individual, age five and older, under Winnebago County Health Department jurisdiction shall wear a face covering if both of the following apply:

(a) The individual is indoors or in an enclosed space, other than at a private residence; and

(b) Another person or persons who are not members of individual's household or living unit are present in the same room or enclosed space.

Face coverings are strongly recommended in all other settings, including outdoors when it is not possible to maintain physical distancing.

(2) **DEFINITIONS.**

(a) "Face covering" means a piece of cloth or other material that is worn to covers a person's nose and mouth completely. A "face covering" includes but is not limited to a bandana, a cloth face mask, a disposable or paper mask, a neck gaiter, or a religious face covering. A "face covering" does not include face shields, mesh masks, masks with holes or openings, or masks with vents.

(b) "Enclosed Space" means a confined space open to the public where individuals congregate, including but not limited to outdoor bars, outdoor restaurants, taxis, public transit, ride-share vehicles, and outdoor park structures, but does not include any private residence.

(c) "Physical distancing" means maintaining at least six feet of distance from other individuals who are not members of your household or living unit.

(3) **EXCEPTIONS:**

(a) Temporary Removal of Face Covering Authorized.

Individuals may temporarily remove their face covering under the following circumstances:

1. While eating or drinking.
2. When communicating with an individual who is deaf or hard of hearing and communication cannot be achieved through other means.
3. While obtaining a service that requires the temporary removal of the face covering, such as dental services.
4. While sleeping.
5. While swimming or on duty as a lifeguard
6. While a single individual is giving a religious, political, media, educational, artistic, cultural, musical, or theatrical presentation for an audience, the single speaker may remove the face covering when actively speaking. While the face covering is removed, the speaker must remain at least 6 feet away from all other individuals at all times.
7. When engaging in work where wearing a face covering would create a risk to the individual, as determined by government safety guidelines.
8. When necessary to confirm the individual's identity including when entering a bank, credit union, or other financial institution.
9. When federal or state law or regulations prohibit wearing a face covering.

(b) Exemptions.

In accordance with [CDC guidance](#), the following individuals are exempt from the Face Covering requirement:

1. Children between the ages of 2 and 5 are encouraged to wear a mask when physical distancing is not possible, but it is not required. The CDC does not recommend masks for children under the age of 2.
2. Individuals who have trouble breathing.
3. Individuals who are unconscious, incapacitated or otherwise unable to remove the face covering without assistance.
4. Individuals with medical conditions, intellectual or developmental disabilities, mental health conditions or sensory sensitivities that prevent the individual from wearing a Face Covering.
5. Incarcerated individuals; these individuals may be required to wear a face covering pursuant to local law enforcement protocols.

(c) State Facilities or Offices under the control of the Wisconsin State Legislature or the Wisconsin Supreme Court. The Wisconsin State Legislature or the Wisconsin Supreme Court may establish guidelines for face coverings that are consistent with the specific needs of their respective branches of government.

(4) **PRESERVATION OF MEDICAL SUPPLIES.** To conserve limited supplies of N95 masks and other medical-grade supplies, individuals are discouraged from using such supplies as face coverings.



(5) **AUTHORITY:** The authority for this Order is Chapter 252, Wis. Stats.; §§66.0113 and 66.0119, Wis. Stats., §251.06(3), Wis. Stats., DHS 145.05 and 145.06, Wis. Admin. Code, and Winnebago County General Code 11.08 and 25.04, which are incorporated herein by reference as if fully set forth at length.

(6) **ENFORCEMENT:**

(a) **Written Order:** When a violation of this Order is encountered, the Winnebago County Health Officer or his/her designees may issue a written order to the violator in accordance with DHS 145.05 and 145.06, Wis. Admin. Code. This Order shall specify the following:

1. The nature of the violation and the steps needed to abate and/or correct the violation.
2. The time period in which the violation must be corrected and/or abated (usually 1 to 5 days or 10 to 30 days depending on the nature of the violation).
3. The penalty or penalties the violator will be subject to if the apparent violation is not abated and/or corrected within the given time period.

(b) **Exceptions to Written Order:** In cases where a violation poses an immediate human health threat as determined by the Winnebago County Health Officer or his/her designee, or in the case of repeated occurrences of the same violation by the same persons, actions specified in Paragraph 7, Violations and Penalties, below may be initiated immediately in accordance with Chapter 252, Wis. Stats.; §§66.0113 and 66.0119, Wis. Stats., DHS 145.06, Wis. Admin. Code, and Winnebago County General Code 11.08 and 25.04.

(7) **VIOLATIONS AND PENALTIES:**

(a) Any person who violates or obstructs this Order of the Winnebago County Health Officer is subject to the following:

1. The issuance of a citation pursuant to Winnebago County General Code 11.08 and 25.04, §66.0113, Wis. Stats, and §252.25, Wis. Stats. A citation hereunder may be issued by the Winnebago County Health Officer or Winnebago County Health Department jurisdiction law enforcement officers. Any citation arising from enforcement on this Ordinance will utilize the Uniform Citation form set forth in §66.0113, Wis Stats., (See Appendix E, B, and A).
2. A minimum forfeiture of \$100 to a maximum forfeiture of \$500 for each violation together with the costs of prosecution. (See Section 11.08 and 25.04 of the General Code of Winnebago County and §252.25, Wis. Stats.)
3. The issuance of a summons and complaint, and entry of a civil judgment for a forfeiture and injunctive (temporary and/or permanent) relief.
4. Suspension of any license or permit issued by the Winnebago County Health Department.

(b) A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

(c) Proceeding under any other ordinance or law relating to the same or any other matter shall not preclude enforcement under this Order.

(8) **DURATION:** This General Order is advisory only until reviewed and reaffirmed or revised and affirmed by a majority of the Winnebago County Board of Supervisors at its next regularly-scheduled meeting date or within 14 days, whichever is earlier. This General Order is in place only at such time as the State mandate is overturned and/or expires without replacement and is in effect for a maximum duration of 60 days unless otherwise authorized by the County Board but no later than June 30, 2021. Unless specifically and/or explicitly repealed, superseded, or otherwise invalidated by action of the United States Congress, State of Wisconsin, or other entity, this Order shall be superseded only by legislation at least as restrictive as this order and only for the duration of the superseding legislation but shall not be repealed and shall automatically become reactivated upon termination of the superseding legislation without further action of the Winnebago County Board of Supervisors being required.



Douglas Gieryn  
Health Officer, Winnebago County

02/16/2021

Date

Motion by Supervisor Snider and seconded by Supervisor Gordon to bring this order to the floor for a possible vote.

After discussion, motion by Supervisor Warnke and seconded by Supervisor Gabert to postpone this order "indefinitely".

Motion by Supervisor Eisen and seconded by Supervisor Farrey to refer back to the Board of Health, At this point, Chairman Ramos offered his opinion and knowledge on this matter. Supervisor Eisen withdrew his motion to refer to the Health Board.

Motion by Supervisor Warnke and seconded by Supervisor Norton to call for the question. Vote on Call for the Question: AYES: 25; NAYES: 3 – Schellenger, Farrey and Snider; ABSTAIN: 1 - Nussbaum; VACANT: 1; NOT RECORDED: 6 – Konetzke, Neuhoﬀ, Konrad, Wingren, Lautenschlager and Locke. CARRIED.

Vote to Postpone Indefinitely: AYES: 26; NAYES: 4 – Nussbaum, Schorse, Farrey and Snider; ABSTAIN: 0; VACANT: 1; NOT RECORDED: 5 – Konetzke, Neuhoﬀ, Wingren, Lautenschlager and Locke. CARRIED.

**RESOLUTION NO. 121-022021: Commendation for Linda Staffaroni**

WHEREAS, Linda Staffaroni was employed with the Winnebago County Corporation Counsel Department for the past thirty years, and during that time was a most conscientious and devoted County employee; and  
WHEREAS, Linda Staffaroni unexpectedly passed away on December 6, 2020.  
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation is hereby extended in memory of Linda Staffaroni for her years of dedicated public service to Winnebago County.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 122-022021: Commendation for Chuck Kuhrt**

WHEREAS, Chuck Kuhrt has been employed with the Winnebago County Facilities and Property Management Department for the past twenty years, and during that time has been a most conscientious and devoted County employee; and  
WHEREAS, Chuck Kuhrt 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 is hereby extended to Chuck Kuhrt 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 Chuck Kuhrt.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 123-022021: Commendation for Jody Brown**

WHEREAS, Jody Brown has been employed with the Winnebago County Human Services Department for the past twenty years, and during that time has been a most conscientious and devoted County employee; and  
WHEREAS, Jody Brown 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 is hereby extended to Jody Brown 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 Jody Brown.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 124-022021: Disallow Claim of Damages from Auto-Owners Insurance for Dane Construction LLC Vehicle caused by an accident with Highway Department Vehicles.**

WHEREAS, your Personnel and Finance Committee has had the claim of Auto-Owners Insurance for its insured Dane Construction LLC 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 Auto-Owners Insurance for its insured Dane Construction LLC, filed with the County Clerk on December 18, 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 Schorse to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 125-022021: Disallow Claim of Charles Dickson**

WHEREAS, your Personnel and Finance Committee has had the claim of Charles Dickson 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 Charles Dickson, filed with the County Clerk on December 28, 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 Schorse to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 126-022021: Authorize the Winnebago County Public Health Department to Accept an Epidemiology and Laboratory Capacity Grant from the Wisconsin Department of Health Services in the Amount of \$761,000, and Appropriate the Funds to Program Expenses**

WHEREAS, the Winnebago County Public Health Department received an Epidemiology and Laboratory Capacity grant from the Wisconsin Department of Health Services; and

WHEREAS, the Epidemiology and Laboratory Capacity grant will help pay for COVID-19 related expenses to include contact tracing, testing, vaccination and other response functions; and

WHEREAS, the total funds from these other grants exceed the totals included in the 2021 Budget, and at the time the 2021 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 an Epidemiology and Laboratory Capacity grant from the Wisconsin Department of Health Services in the amount of \$761,000, and appropriate the funds to program expenses in order to meet the grant programs' objectives.

Submitted by:  
BOARD OF HEALTH  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 127-022021: Authorize a Capital Project for the Winnebago County Highway Department to Mill and Pave the Winnebago County Highway Department Parking Lots at the Oshkosh and Winchester Facilities (Phase 2) at a Cost of \$350,000, to be Funded with a Transfer from the Undesignated General Fund Balance**

WHEREAS, the existing pavement of the Winnebago County Highway Department parking lots at the Oshkosh Facility and Winchester Facility has aged to the point where routine maintenance will be ineffective; and

WHEREAS, the parking lots project is broken into two phases to spread the cost over several years; and

WHEREAS, Phase 2 of this project will consist of milling the existing asphalt pavement and installing new asphalt pavement at the Oshkosh facility, installing asphalt pavement that was not completed at the Winchester facility at the doorway entrances, and relocating the stormwater detention area which will allow better access to the building, and

WHEREAS, the Phase 2 project has been scheduled for 2021 in the Highway Department's 2021 - 2025 Capital Improvement Plan.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital project for the Winnebago County Highway Department to mill and pave the Winnebago County Highway Department parking lots at the Oshkosh and Winchester Facilities (phase 2) at a Cost of \$350,000, to be funded with a transfer from the undesignated general fund balance.

Submitted by:  
HIGHWAY COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 128-022021: Authorize the Conceptual Design Phase and Estimate of a Capital Project to Upgrade the Winnebago County Highway Department Building at a Cost of \$20,000 to be Funded with a Transfer from the Undesignated General Fund Balance**

WHEREAS, Winnebago County Highway Department building was constructed in 1995; and  
WHEREAS, the building has never been upgraded and fails to meet the current needs of the Highway Department; and

WHEREAS, the Highway Department building is fully depreciated; and

WHEREAS, the Highway Departments' mechanical control system and heating system need to be upgraded and replaced and the truck storage area cannot accommodate the current fleet and incorporate an automatic truck wash area. Additionally, the office area needs to be remodeled and a larger ground floor training / meeting room is necessary; and

WHEREAS, this project will consist of repairs, upgrades and expansion of the building's footprint to accommodate larger equipment; and

WHEREAS, this project has been scheduled for 2021 in the Highway Department's 2021 - 2025 Capital Improvement Plan.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the conceptual design phase and estimate of a capital project to upgrade the Winnebago County Highway Department building at a cost of \$20,000 to be funded with a transfer from the undesignated general fund balance

Submitted by:

HIGHWAY COMMITTEE

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded by Supervisor Farrey to adopt. Supervisor Binder noted that he would like to see a truck wash included in this project. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 129-022021: Authorize the Transfer of an Additional \$11,000 from Park View Health Center's Unrestricted Fund Balance to the Park View Health Center's Capital Outlay Account to Purchase Two (2) New Neighborhood Doors**

WHEREAS, Park View Health Center is transitioning its locked household on Parkside 2-south from "locked" to "secure" (which is tied in with the Accutech Wanderguard system); and

WHEREAS, this transition requires new doors for the neighborhood entrance in order to be compliant with Life Safety code requirements; and

WHEREAS, these doors are required to tie in with the fire system and Accutech Wanderguard system; and

WHEREAS, this household has consistently remained with four (4) open beds due to the inability to fill those beds with people in the community meeting requirements for a "locked setting", which is a requirement for placement in this household; and

WHEREAS, transitioning this household designation to "secure" versus "locked" will provide the ability to serve more community members and allow the opportunity for significant revenue gains; and

WHEREAS, the original amount approved by the Winnebago County Board of Supervisors for these doors was \$40,000 via resolution No. 047-072020; and

WHEREAS, the bids for this project came in at a higher amount, thus requiring an additional \$11,000 of funding.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of an additional \$11,000 from Park View Health Center's Unrestricted Fund balance to the Park View Health Center's capital outlay account to purchase two (2) new neighborhood doors.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 130-022021: Support of State Funding for Equitable Return of Utility Tax Collection to Counties and Municipalities as Utility Aid**

WHEREAS, shared revenue utility aid payments help counties and municipalities pay for services provided to tax-exempt utility properties; and

WHEREAS, these payments-in-lieu of taxes are also viewed as partial compensation for the air pollution, noise traffic congestion, property maintenance, emergency services and land use limitations caused by the presence of utility property; and

WHEREAS, the state has typically retained about eighty percent of utility tax collections for use as General-Purpose Revenue (GPR), instead of returning those dollars to counties and municipalities where the utilities are located; and



WHEREAS, in 2019-2020, the state collected \$351.4 million in utility taxes, but returned only \$75.6 million to local governments as utility aid; and

WHEREAS, payments generated through the current utility aid formula have largely been stagnant, both as a percentage of tax collections and in the actual dollars distributed to counties and municipalities. Stagnant or declining aid results in a burdensome shift in taxes to owners of the remaining taxable property.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby encourage the Governor's 2021-2023 budget to include a provision in said 2021-2023 budget plan to provide a fairer, more equitable return of utility tax collections to counties and municipalities as utility aid with an inflationary increase built into the utility aid formula.

Submitted by:  
LEGISLATIVE COMMITTEE

Motion by Supervisor Egan and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.  
NAYES: 1 – Defferding.

**RESOLUTION NO. 131-022021: Adopt Winnebago County Remote Access Policy for Vendors**

WHEREAS, many vendors that support Winnebago County equipment or software desire to work remotely; and  
WHEREAS, the Winnebago County network security expectations need to be communicated and enforced relating to remote vendor access; and

WHEREAS, the Winnebago County Information Systems Department desires to put in place a remote access policy for vendors; and

WHEREAS, The Winnebago County Information Systems Department will issue remote access after the remote access policy is signed; and

WHEREAS, the Winnebago County Information Systems Department reserves the right to revoke such access if any authorized user does not adhere to defined expectations; and

WHEREAS, it is important to adopt a remote access policy in order to require vendors to meet security expectations.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts the Remote Access Policy for Vendors.

Submitted by:  
INFORMATION SYSTEMS COMMITTEE

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

**RESOLUTION NO. 132-022021: Amending the Table of Organization for the Information Systems Department**

WHEREAS, the Table of Organization for the Information Systems Department currently includes one full-time Telecommunications Specialist position and three full-time Network Technician positions; and

WHEREAS, the Telecommunications Specialist position has recently become vacant, through retirement of a long-serving County employee; and

WHEREAS, while the County's telecommunications system was originally separate from the County's computer network, over the past several years telecommunications have become largely integrated with the data network; and

WHEREAS, the skills that are currently needed to manage the County's telecommunications system are essentially the same as the skills of a Network Technician; and

WHEREAS, replacing the Telecommunications Specialist position with an additional Network Technician position would make the position easier to recruit for and would provide the department with additional flexibility to handle telecommunications as part of the overall network; and

WHEREAS, there would be no fiscal impact to this change, as the Telecommunications Specialist and Network Technician positions are in the same pay grade;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization of Classified Positions for the Information Systems Department by eliminating the full-time Telecommunications Specialist position and adding one full-time Network Technician position.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 133-022021: Authorize Execution of a Five-Year Expo Rental Agreement with Winnebago County Fair Association**

WHEREAS, the Winnebago County Fair has taken place annually since 1855 (with the exception of 2020 due to Covid-19) and the Winnebago County Fair Association has requested use of the Sunnyview Exposition Center for a five (5) year term encompassing the years 2021 through 2025; and

WHEREAS, the Winnebago County Fair Association has been a tenant in good standing at the Sunnyview Exposition Center facilities while holding the annual county fair since 1910; and

WHEREAS, the Winnebago County Fair offers exhibits, entertainment and educational programs, is open to the public and is an event of merit for the Sunnyview Exposition Center facilities; and

WHEREAS, it is in the best interest of Winnebago County to permit the long-range scheduling of said event to allow the promoter to secure necessary agreements with subcontractors and vendors; and

WHEREAS, the long-range scheduling of events at the Sunnyview Exposition Center allows County staff to efficiently program the facilities so as to maximize its use and generate revenues.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Parks Department to enter into a five (5) year lease agreement with the Winnebago County Fair Association to present the annual Winnebago County Fair with a rental fee of \$1.00 per year over the five (5) year lease agreement.

Submitted by:  
PARKS & RECREATION COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 134-022021: Request Authority to Apply for Funds for Maintenance of County-Owned and Leased Snowmobile Trails**

WHEREAS, Winnebago County is interested in maintaining County owned and leased lands for public snowmobile trail use; and

WHEREAS, funds are available for snowmobile trail maintenance as well as snowmobile trail bridge building and repair through the Department of Natural Resources pursuant to Sec. 23.09(26), Wisconsin Statutes; and

WHEREAS, in order to participate in this project, it is necessary that the County Board authorize submittal of an application for said funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and the Winnebago County Clerk are hereby authorized to make application on behalf of Winnebago County to the Department of Natural Resources, pursuant to Sec. 23.09(26), Wisconsin Statutes, for any financial aid that may be available for public snowmobile trail maintenance as well snowmobile trail bridge and trail buildings in Winnebago County.

Submitted by:  
PARKS & RECREATION COMMITTEE

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

Motion by Supervisor Albrecht and seconded by Supervisor Ellis to adjourn until the March 2, 2021 meeting at 6:00 p.m. The meeting was adjourned at 11:31 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 February 23, 2021.

Julie A. Barthels  
Winnebago County Deputy Clerk