

# Proceedings

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## *of the* County Board of Supervisors *of* Winnebago County Wisconsin

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**ADJOURNED SESSION**

Tuesday, April 18, 1995

Tuesday, May 16, 1995

**SPECIAL ORDERS OF BUSINESS SESSION**

Tuesday, June 6, 1995

**ADJOURNED SESSION**

Tuesday, June 20, 1995

Tuesday, July 18, 1995

Tuesday, August 15, 1995

**SPECIAL ORDERS OF BUSINESS SESSION**

Tuesday, September 5, 1995

**ADJOURNED SESSION**

Tuesday, September 26, 1995

Tuesday, October 17, 1995

**ANNUAL SESSION**

Monday, November 6, 1995

**ADJOURNED SESSION**

Tuesday, November 21, 1995

Tuesday, December 19, 1995

**SPECIAL ORDERS OF BUSINESS SESSION**

Wednesday, January 3, 1996

**ADJOURNED SESSION**

Tuesday, January 16, 1996

Tuesday, February 20, 1996

**SPECIAL ORDERS OF BUSINESS SESSION**

Tuesday, March 12, 1996

**ADJOURNED SESSION**

Tuesday, March 26, 1996

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PRINTED BY AUTHORITY OF THE COUNTY BOARD

Joe Maehl, Chairman

Linda Wolfe, County Clerk

Rogers Publishing, Inc.

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, APRIL 18, 1995**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Egan, Finch, Metzиг, Barker and Griesbach.

Supervisor Lauson moved and it was seconded to accept the minutes of March 7 and March 21, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda with the change that Motion 258-495 be acted on before the Zoning Reports and Ordinances. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from Lisa Urban, Special Administrator of the Estate of David Urban, deceased, regarding wrongful death in Winnebago County Jail was referred to the Personnel & Finance Committee. Notice of Claim from Amy Krueger regarding damage to a tire on her car when driving on Midway Road in Menasha, Wisconsin, was referred to the Personnel & Finance Committee. Notice of Claim from Steven C. Lawler regarding injuries sustained while incarcerated in the Winnebago County Jail was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Stephen P. Jansen for change from A-2 to R-2 for development into single family residential plat was referred to the Planning & Zoning Committee.

A notice of an educational seminar from the Wisconsin Counties Association entitled, "Update on Family and Medical Leave Act, including the New Federal Leave Act", was read. A letter from Sen. Ellis regarding Resolution No. 231-395, "Endorse Repeal of Wisconsin Statute 103.10: Family or Medical Leave", was read. A notice of a mini-conference sponsored by the East Central Wisconsin Regional Planning Commission and the UW-Extension Offices in the East Central Region on "Watershed/Stormwater Management", was read. A letter from Senator Ellis regarding Resolutions No. 238-395, "Support Assembly Bill 176 (Change Wisconsin's Current Property Tax System on Agricultural Production Land)"; No. 239-395, "Oppose Raising of Fee for Birth Certificates"; and No. 250-395, "Support State-wide Land Use Planning", was read. A letter from the Department of Industry, Labor and Human Relations regarding Resolution No. 195-195, "Oppose ILHR 83 Code Revision (Governing Private Sewage Disposal)", was read.

#### COMMITTEE REPORTS

Supervisor Rankin told the Board that the agricultural clean sweep that took place on April 11 was very successful. They had approximately 90 volunteers and collected over 11,000 pounds of waste.

Supervisor Albrecht reported that Wittman Airport recorded 847 passenger enplanements in March, making this the best March since 1992. Because aircraft arriving from and departing to O'Hare have been full, United Express has announced an upgrade in service. Beginning May 1, all but one daily flight will be operated with new 30-passenger Brasilia aircraft. He told the Board that Oshkosh has become one of the most productive markets on Great Lakes Aviation's routes. The Airport Department and the Wisconsin Bureau of Aeronautics conducted a meeting and public hearing on March 16 regarding the environmental impact of proposed airport development. No one spoke against these projects at the public hearing. The Airport Director has scheduled an informational session for airport neighbors on the airport's Master Plan implementation on May 10 at 7:30 p.m. in the Nekimi Town Hall. The County Board Supervisors will be given this information during their annual County Board Tour. On April 4, the Wisconsin Council on Aeronautics presented Warren Basler of Basler Turbo Conversions with its "1995 Lifetime Service Award". The Aviation Committee has accepted a bid to sell a house recently acquired at 2848 Knapp Street Road. Offers to purchase other properties are pending and several other property acquisitions are likely this year. The Civil Air Patrol will be giving 240 cadets their first ten

hours of flight training from a base at Wittman Airport this summer. Supervisor Albrecht told the Board that the National Transportation Safety Board and Federal Aviation Administration are investigating last Friday's mid-air collision of two single-engine aircraft at Wittman Airport. He extended the County's sympathies to the families of the victims. The Aviation Committee has authorized the Airport Director to accept bids for the construction of a commercial hangar. The Airport Director will be an exhibitor at a regional air cargo conference in Rockford, Illinois in mid-May.

### **PUBLIC HEARING**

There were no comments from the public.

### **COUNTY EXECUTIVE'S REPORT**

Executive Steinhilber told the Board that he had just returned from a reception honoring Yvonne Frank. She is a citizen of Winnebago County and serves on the Community Programs Board. She was given a national award by the U.S. Department of Health and Social Services for outstanding volunteer work. This award is one of only nine awards presented nationwide.

Executive Steinhilber extended his congratulations to Warren Basler on his "1995 Lifetime Services Award" he received from the Wisconsin Council on Aeronautics.

Executive Steinhilber shared with the Board some good economic news on Winnebago County. Figures from Economic Development News show that February unemployment rates in Winnebago County were 3.2%, which is lower than Wisconsin's rate of 4.5% and the United States' rate of 5.9%. Employment in Winnebago County was at an all time high of 89,900 for the last six months.

Executive Steinhilber told the Board that the Human Services Center—Oshkosh project is slightly behind schedule. WIC moved into the building on April 24. The Department of Community Programs is scheduled to move into the building on May 31. Social Services should be moved by the end of June. The Huber facility is on target and scheduled for completion by July 1. Bids for the new Highway Department facility have come in within the budget. A completion date is set for mid-December. Work is continuing on Phase III (conversion of the present Social Services Building to an administrative office building). All departments concerned are being consulted to assure that there will be ample space for current and future needs. A meeting with the Property Management & Maintenance Committee will be scheduled to go over the proposed plans for Phase III.

On April 27, the Solid Waste Management Department is having visitors from Thailand. They are coming to study our methane gas conversion system.

Executive Steinhilber stated that he is "less than enthusiastic" about Motion No. 258-495, "Reconsider Resolution No. 255-395". He feels that more study on juvenile justice is needed before a decision on this resolution can be made. He recommended that the Board layover this Resolution until a future date.

Executive Steinhilber told the Board that a \$9 Million reconstruction project is beginning at the U.S. 41 and 45 interchange. This interchange will be closed starting this week until completion in October.

## **COUNTY EXECUTIVE APPOINTMENTS**

### **ADVOCAP BOARD**

Executive Steinhilber reappointed Supervisors Muriel Crowley, Dorothy Schwartz, Helen Savas and Jacquelyn Wagner to two-year terms on the Advocap Board. Their terms would begin immediately and end April 15, 1997.

### **PUBLIC SAFETY BUILDING BOARD**

Executive Steinhilber reappointed Supervisor Stephen Rankin to another two-year term on the Public Safety Building Board. His term would begin immediately and end April 15, 1997.

### **COMMUNITY PROGRAMS BOARD**

Executive Steinhilber reappointed Supervisor Dorothy Schwartz, and citizens James Hanseder and Yvonne Frank to three-year terms on the Community Programs Board. Their terms would begin immediately and end on April 21, 1998.

### **WINNEBAGO COUNTY HOUSING AUTHORITY COMMISSION**

Executive Steinhilber reappointed Gerald Wagner to another five-year term on the Winnebago County Housing Authority Commission. His term would begin immediately and end on April 18, 2000.

### **AFFIRMATIVE ACTION COMMISSION**

Executive Steinhilber reappointed Supervisors Nancy Barker and David Metzsig and citizen Mary Koepp to three-year terms on the Affirmative Action Commission. Their terms would begin immediately and end on April 21, 1998.

### **SOLID WASTE MANAGEMENT BOARD**

Executive Steinhilber reappointed Supervisors Ken Robl and James Lauson and citizen Franklin Moore to three-year terms on the Solid Waste Management Board. Their terms would begin immediately and end April 21, 1998.

### **WINNEBAGO COUNTY BOARD OF HEALTH**

Executive Steinhilber appointed Tom LaFuze to the Winnebago County Board of Health. He will fill the vacancy on this Board created by the resignation of Dr. G. Subramani. Mr. LaFuze's term will begin immediately and end July 31, 1996.

Motion by Supervisor Lauson and seconded to confirm these appointments by the County Executive. **CARRIED BY VOICE VOTE.**

### **APPOINTMENT OF COUNTY HEALTH DEPARTMENT DIRECTOR AND COUNTY HEALTH OFFICER**

Executive Steinhilber appointed Susan Huelsbeck to the position of Health Department Director and County Health Officer. Motion by Supervisor Lauson and seconded to confirm. **CARRIED BY VOICE VOTE.**

### **SOCIAL SERVICES BOARD**

Following Thomas Pech's appointment to the Board of Supervisors, Executive Steinhilber appointed Mr. Pech to the Social Services Board. He will fill the vacancy created by the resignation of Raymond Gose. His term will begin immediately and end on April 16, 1996. Motion by Supervisor Lauson and seconded to confirm. **CARRIED BY VOICE VOTE.**

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

Chairman Maehl congratulated Supervisor Barker on her election as Alderperson in the City of Menasha. He also congratulated Supervisor Griesbach on his retirement as Alderperson in the City of Menasha. Chairman Maehl extended congratulations to Supervisor Sievert on her election to Town Clerk in the Town of Clayton; and also to Supervisor Hue, whose son was elected Circuit Court Judge in Jefferson County, Wisconsin.

Chairman Maehl then presented a plaque to Supervisor King in recognition of his 67 years of service to the citizens of Winnebago County. Supervisor King began his career with Winnebago County

in the Highway Department in 1928. He worked there until 1944. In 1948, Supervisor King became a member of the County Board and served on the Board until he became the first County Executive in 1973. After serving his four-year term as County Executive, Supervisor King was appointed to the County Board in November, 1978. Chairman Maehl thanked Supervisor King for his years of dedication to Winnebago County and proclaimed the month of April as "Orrin King Month in Winnebago County".

Supervisor King thanked Chairman Maehl and the Board for this unexpected award. He told the Board what a wonderful experience it is to serve on the County Board with such a good group of people. He said his years in county government have been the best years of his life.

Chairman Maehl reminded the Board that the annual County Board Tour is scheduled for May 15.

#### **COUNTY BOARD CHAIRMAN APPOINTMENT**

##### **SUPERVISORY DISTRICT NO. 12—THOMAS R. PECH, JR.**

Chairman Maehl appointed Thomas R. Pech, Jr., to Supervisor District 12. He will fill the vacancy in that district's seat created by the resignation of Raymond Gose. His term of office will begin immediately and end April 16, 1996. Motion by Supervisor Sundquist and seconded to confirm. Ayes: 33. Nays: 0. Excused: 5 Egan, Finch, Metzgi, Barker and Griesbach.

#### **ELDERLY & DISABLED TRANSPORTATION COORDINATING COMMITTEE**

Chairman Maehl appointed the following people to the Elderly & Disabled Transportation Coordinating Committee: Sue Kreibich, Oshkosh Senior Center; Carol Kasimor, Neenah Menasha Dial-A-Ride; Bob Vitas, Administrator-Town of Menasha; Paul Mennen, Lamers Company; Don Davies, Oshkosh City Cab; Doris Albee; Jack Meyer; Supervisors Joanne Sievert and Helen Savas. Their terms of office will begin immediately and end April 16, 1996. Motion by Supervisor O'Brien and seconded to confirm. **CARRIED BY VOICE VOTE.**

**AUDIT REPORT-ALCOHOL & DRUG TREATMENT  
PROGRAM (CLINICAL SERVICES)**

Gary Mayer, County Auditor, presented his Alcohol & Drug Treatment Program Audit. The audit indicates a program that is well run and cost efficient. A copy of this audit report is on file in the County Clerk's office.

**ZONING REPORTS & ORDINANCES**

There were no zoning reports or ordinances.

**REPORTS, RESOLUTIONS & ORDINANCES**

**RESOLUTION NO. 257-495:—Designate Month Of April As Commemorative Month In Winnebago County**

WHEREAS, Orrin H. King has faithfully served the people of Winnebago County by his presence as an employee, County Executive and County Board Supervisor of Winnebago County for the last 62 years; and

WHEREAS, Orrin H. King has always represented Winnebago County with a sense of decency, honesty and integrity during those years; and

WHEREAS, the Winnebago County Board of Supervisors desires to honor Orrin H. King for his achievements in relationship to his long tenure of service on behalf of the people of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the month of April, 1995 is hereby proclaimed as Orrin H. King month in Winnebago County.

Submitted by:  
JOSEPH N. MAEHL  
COUNTY BOARD CHAIRMAN

Motion by Supervisor Maehl and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzger, Barker and Griesbach.  
CARRIED.

**MOTION NO. 258-495:—Reconsider Resolution #255-395**

WHEREAS, your undersigned County Board Supervisor having voted on the prevailing side as to Resolution #255-395, a copy of which, as amended on the floor of the Winnebago County Board of Supervisors, is herewith attached; and

WHEREAS, your undersigned County Board Supervisor desires that said Resolution be reconsidered by the Winnebago County Board of Supervisors.

NOW, THEREFORE, your undersigned County Board Supervisor hereby moves the Winnebago County Board of Supervisors to reconsider Resolution #255-395.

Submitted by:  
JOANNE SIEVERT  
COUNTY BOARD SUPERVISOR  
DISTRICT # 31

Motion by Supervisor Sievert and seconded to approve. Ayes: 20. Nays: 12—Crowley, Lawson, Hue, King, Klitzke, Montgomery, Putzer, Schaidler, Savas, Widener, Arne and Brennand. Abstain: 1 - Pech. Excused: 5—Egan, Finch, Metzger, Barker and Griesbach.

**RESOLUTION 255-395:—(Amended) Create Full-time Position of Juvenile Court Intake Worker and Part-time Position of Secretary— Juvenile Court Intake: Clerk of Courts Budget**

WHEREAS, with the continuing growth in the caseload of the Juvenile Intake Office, it has been determined that an additional full-time (100%) position of Juvenile Court Intake Worker and an additional part-time (50%) position of Secretary are required; and

WHEREAS, with the upcoming relocation of the Juvenile Court Intake Office to the Winnebago County Human Services Building Oshkosh, adequate office space will be available to house such additional positions.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time (100%) position of Juvenile Court Intake Worker and the part-time (50%) position of Secretary within the Juvenile Court Intake Office are hereby created within the Table of Organization of the Office of Juvenile Intake; and

BE IT FURTHER RESOLVED, that the creation of these positions shall take effect following the relocation of the Office of Juvenile Intake to the Winnebago County Human Services Building Oshkosh (approximately July 17, 1995); and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of wages and benefits for these positions shall be taken from the Salary Contingency Fund; and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of operating expenses related to the creation of these positions be transferred from the Contingency Fund.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to layover to a future date. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 259-495:—Authority to Execute 1995-1997 Collective Bargaining Agreement with the Winnebago County Sheriff's Professional Police Association**

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be and they hereby are authorized to execute a three year Agreement on behalf of Winnebago County and the Winnebago County Sheriff's Professional Police Association for the years 1995, 1996 and 1997 effective January 1, 1995, which Agreement will provide the following changes from the previous agreement:

- 1) **WAGES**  
Pay increase of 3.0% across-the-board effective 1-1-95  
Pay increase of 3.0% across-the-board effective 1-1-96  
Pay increase of 3.0% across-the-board effective 1-1-97  
Pay increase of 1.0% across-the-board effective 7-1-97
- 2) **HOLIDAYS**  
Add four additional holiday hours effective 1-1-95. This action will bring the total holiday entitlement to 10.5 days.
- 3) **LONG TERM DISABILITY INSURANCE**  
Extend the provisions of the County's long term disability insurance to these employees effective 1-1-96. The County will be responsible for paying the full premium cost.
- 4) **UNIFORM ALLOWANCE**  
Provide for the carryover of unexpended uniform allowance funds from one year to the next and eliminate the annual payout of unexpended funds.

- 5) **NEW ARTICLE RE: RETURNING EMPLOYEES**  
The parties have agreed to contractual language that will apply to the wages and working conditions of persons who formerly held positions represented by the Association, left such positions for other County employment positions, and later returned to a position represented by the Association.
  
- 6) **WORK SCHEDULES/HOURS OF WORK**  
The parties have agreed to appoint a Labor-Management Committee to study and recommend changes in work schedules within the Department. In the event of agreed upon revisions, the contract will be re-opened by the parties in order to incorporate such revisions.

In addition to the foregoing, minor modifications were made to the articles relating to agreement, probationary employees, grievance procedure, work week, negotiations, list of items eligible for purchase under the uniform allowance, duration, and compensation plan.

**BE IT FURTHER RESOLVED**, that the necessary funds to cover the costs resulting from the adoption of this Resolution shall be made available from funds budgeted for this purpose.

Submitted by,  
**PERSONNEL AND FINANCE COMMITTEE**

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 32. Nays: 1—Frassetto. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. **CARRIED.**

**RESOLUTION NO. 260-495:—Authority to Execute 1995-1997 Collective Bargaining Agreement With the Public Safety Professional Dispatchers' Association**

**BE IT RESOLVED**, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be and they hereby are authorized to execute a three year Agreement on behalf of Winnebago County and the Public Safety Professional Dispatchers' Association for the years 1995, 1996 and 1997 effective January 1, 1995, which Agreement will provide the following major changes from the previous Agreement:

- 1) **WAGES:**  
Pay increase of 3.0% across-the-board effective 1-1-95  
Pay increase of 3.0% across-the-board effective 1-1-96  
Pay increase of 3.5% across-the-board effective 1-1-97  
The time period for the starting rate (Step A) was extended from 6 months to 9 months.
- 2) **RETIREMENT FUND:**  
Effective January 1, 1995, increase the maximum County contribution to the employee share of the Wisconsin Retirement System from 6.0% to 6.2%.
- 3) **UNIFORM ALLOWANCE:**  
Increase the annual uniform allowance by \$25 to \$225 effective January 1, 1996.
- 4) **FUNERAL LEAVE:**  
Expand the one day paid funeral leave coverage to include grandchild, niece, nephew and pallbearer.
- 5) **OVERTIME AND COMPENSATORY TIME:**  
Allow for payment in the form of time and one-half compensatory time or pay for overtime hours worked between the employee's normal schedule (38.6 hours) and 40 hours per week.

(Note: previously, employees were eligible to receive pay at the rate of time and one-half, but not compensatory time at that rate. All overtime worked in excess of 40 hours in a week remains eligible for pay only at the rate of time and one-half.)

In addition to the foregoing, minor modifications were made to the articles relating to scope and duration, hours of work, holidays, wage schedule and the list of approved uniform items.

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adoption of this Resolution shall be made available from funds budgeted for this purpose.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 31. Nays: 2—Montgomery and Frassetto. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 261-495: Commendation to Corinne Leichtfuss**

WHEREAS, Corinne Leichtfuss has been employed with the Family Court Commissioner's Office of Winnebago County, for the past twenty-nine years and eleven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Corinne Leichtfuss has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Corinne Leichtfuss for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Corinne Leichtfuss.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 262-495:—Disallow Claim of Tristan Lyngen**

WHEREAS, your Personnel and Finance Committee has had the claim of Tristan Lyngen 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 Tristan Lyngen dated March 15, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 263-495:—Authorize County Highway “AA” Construction Project**

WHEREAS, reconstruction of County Highway “AA” in the City of Oshkosh, between Libbey Avenue and North Shore Drive (County Trunk Highway “A”) is a top priority in the Winnebago County Highway Department’s Five-Year Road Improvement Program for the Oshkosh area; and

WHEREAS, it is presently planned that County Highway “AA” would be reconstructed for a .55 mile length so as to change the nature of the road from a rural two lane road to an urban four lane curb and gutter section within the City of Oshkosh; and

WHEREAS, attached to this resolution is a Capital Project Request form and map which are made a part of this resolution by reference; and

WHEREAS, the estimated cost for construction and engineering of said road totals approximately \$550,000; and

WHEREAS, time is of the essence for construction of said road improvement in that the construction season shall soon be upon us.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the reconstruction of County Highway “AA” between Libbey Avenue and North Shore Drive (County Highway “A”) in the City of Oshkosh at a cost not to exceed \$550,000 as is set forth in the Capital Project Request which is herewith attached.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue to pay for the costs of planning, engineering and construction of said road improvement.

Submitted by:  
HIGHWAY COMMITTEE AND PERSONNEL  
& FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Motion by Supervisor Robl and seconded to suspend County Board Rule 8.10. MOTION TO SUSPEND RULE CARRIED BY VOICE VOTE. Vote on Resolution Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 264-495:—Authorize Application For 1996 Soil and Water Resource Management Program Grant**

WHEREAS, pursuant to Sec. 92.14, Wisconsin Statutes, the Wisconsin Department of Agriculture, Trade and Consumer Protection is accepting Soil and Water Resource Management Program Grant applications for county soil and water resource management programs in 1996; and

WHEREAS, a grant application in the amount of \$45,000 has been prepared by the Winnebago County Land and Water Conservation Department and approved for content by your Land Conservation Committee; and

WHEREAS, the County Board must authorize the submittal of said application.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee Chairman, as specified in the grant application, be and he hereby is authorized, on behalf of Winnebago County, to apply for a Soil and Water Resource Management Grant from the Wisconsin Department of Agriculture, Trade and Consumer Protection in or near the amount of \$45,000, and, if said grant application is approved, to accept said grant and budget said funds in the manner shown in said grant application, which is incorporated herein by reference.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Winters and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 265-495:—Congratulate Eagle Scouts of Winnebago County During the Last Year**

WHEREAS, during the last year numerous young men have attained the rank of Eagle Scout in the Boys Scouts of American in Winnebago County. This is the highest rank in Boy Scouting and they must attain it before their 18th birthday.

THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors of the County of Winnebago does extend their congratulations to the following young men:

Paul Olson, 1012 Pendleton Road, Town of Neenah  
Josh Probst, 1046 Shannon Street, City of Neenah  
Eric Huston, 1741 Oakridge Court, City of Menasha  
Christian Krautkramer, 111 South Park Avenue, City of Neenah  
Joe Benoit, 519 8th Street, City of Menasha  
Andy Dubey, 2845 Acorn Road, Town of Clayton  
Dieter Voigt, 1158 Loretta Ave., City of Menasha  
Jonathan Groh, 222 Butte Des Morts Drive, City of Menasha  
Matthew Zielinski, 140 Gregor Court, Town of Menasha  
William Lager, 3184 W. Fairview Rd., Town of Clayton  
Mark Fournier, 36 W. 12th Ave., City of Oshkosh  
Joshua Patterson, 1707 Burdick Street, City of Oshkosh  
Thomas Carow, 4820 Country Club Road, Town of Black Wolf  
Kevin Kuhns, 802 Stillwell Avenue, City of Oshkosh  
Eric Dante, 922 Baldwin Avenue, City of Oshkosh  
Andrew Kellermann, 425 Vinland Road, City of Oshkosh  
Riley Johnson, 5239 E. Ann Street, Town of Winchester  
Andrew Heidl, 1005 Scenic Court, Town of Algoma  
Jonathan Butzlaff, 926 Ceape Avenue, City of Oshkosh  
James Worden, 7480 Country Club Road, Town of Black Wolf  
Edward Antoniewicz, 1825 Kienast Avenue, City of Oshkosh

Submitted by:  
JOANNE SIEVERT  
COUNTY BOARD SUPERVISOR  
DISTRICT #31

Motion by Supervisor Sievert and seconded to adopt. Ayes: 33. Nays:  
0. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach.  
CARRIED.

**RESOLUTION NO. 266-495:—Approve Acquisition Of Construc-  
tion Easement and Permanent Easement From the State of Wiscon-  
sin (Construct Gas Pipeline—Solid Waste Management Facility)**

WHEREAS, the Winnebago County Solid Waste Management Board desires to construct and maintain a gas pipeline between the Sunnyview Landfill property (present Landfill) and the Snell Road Landfill property (former Landfill) for the purpose of transporting methane gas from the Sunnyview Landfill Site to the Snell Road Landfill Site for the purpose of generating electricity at the Snell Road Landfill Site; and

WHEREAS, the most direct line of transportation between the two facilities is through property owned by the Wisconsin Department of Corrections; and

WHEREAS, the State of Wisconsin, Department of Corrections, is willing to grant Winnebago County an easement between the Sunnyview Landfill property and the Snell Road Landfill property for the purpose of constructing and maintaining a gas pipeline between the two properties; and

WHEREAS, a copy of said Landfill Gas Pipeline Easement is herewith attached and incorporated as a part of this resolution with a map showing the approximate location of said easement.

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 acquire a landfill gas pipeline easement in the City of Oshkosh, Winnebago County, for the purpose of transporting methane gas between the Sunnyview Landfill Site and the Snell Road Landfill Site as is described in the easement document which is herewith attached and incorporated as part of this resolution. Said easement shall be acquired from the State of Wisconsin for the price of \$1.00. The term of said easement shall be one-hundred (100) years.

Submitted by:

**SOLID WASTE MANAGEMENT BOARD**

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzger, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 267-495:—Acquire Perpetual Landfill Gas Pipeline Easement and Temporary Construction Easement From Charles Gallinger and Robert Gallinger**

WHEREAS, Winnebago County desire to acquire a temporary construction easement and permanent easement from Charles Gallinger and Robert Gallinger as to land located in the Town of Oshkosh, Winnebago County, for the purpose of constructing and maintaining a gas pipeline over said property for the purpose of transporting methane gas between the Sunnyview Landfill Site (present Landfill) and the Snell Road Landfill Site (former Landfill) for the purpose of generating electricity at the Snell Road Landfill Site; and

WHEREAS, Charles Gallinger and Robert Gallinger are willing to provide said easement to Winnebago County for the price of \$2500.00 plus legal expenses not to exceed \$800.00; and

WHEREAS, a copy of said proposed easement and map in relationship thereto is attached hereto and incorporated as a part of this resolution.

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 acquire a land-fill gas pipeline easement on behalf of Winnebago County for the purpose of constructing and maintaining a methane gas pipeline on property presently owned by Charles Gallinger and Robert Gallinger in the Town of Oshkosh, Winnebago County, for the price of \$2500.00 plus legal fees not to exceed \$800.00. A copy of said easement is attached hereto and incorporated herein as a part of this resolution. The pipeline easement shall be perpetual as to its term.

Submitted by:

SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 268-495:—Amend County Board Rules**

WHEREAS, the Winnebago County Board of Supervisors, pursuant to State Statute, has previously ordained the creation of a Winnebago County Health Board; and

WHEREAS, as a result of the creation of a Winnebago County Health Board, there is no longer a need for the existence of a Winnebago County Board of Supervisors Health Committee; and

WHEREAS, accordingly, it is appropriate that the Rules of the Winnebago County Board of Supervisors be amended so as to eliminate the existence of a Winnebago County Board of Supervisors Health Committee and reflect the creation of a Winnebago County Health Board.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Section 30 of the Winnebago County Board of Supervisors Rules be amended so as to reflect the existence of a Winnebago County Social Services Board and that Section 31 of said Rules be amended to reflect the existence of a Winnebago County Board of Health and so as to terminate the existence of a Winnebago

County Board of Supervisors Health Committee. Said Amendment to said Rules is herewith attached and incorporated as a part of this Resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the numbering of Rules 31.0 through 44.2 be amended respectively so as to be numbered Rules 32.0 through 45.2.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the 1995 and 1996 tentative meeting date schedule, which is herewith attached, be adopted by the Board and be substituted for the tentative meeting schedule which is presently incorporated within the Winnebago County Board of Supervisors Rules within Section 17.1. A copy of said tentative meeting date schedule is attached hereto and incorporated herein as a part of this resolution.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 269-495:—Recommend that the Name of the Emergency Government Committee be Renamed as the Emergency Management Committee**

WHEREAS, the State of Wisconsin has recommended that the present Committee which is named the Emergency Government Committee be renamed as the Emergency Management Committee.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the name of the Emergency Government Committee is hereby amended to that of the Emergency Management Committee.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 31. Nays: 2—Putzer and Schaidler. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 270-495:—Authorize Sale Of Property At Intersection Of South Commercial Street And Bell Street In The City Of Neenah**

WHEREAS, Winnebago County has received an accepted Counteroffer from Dr. Thomas Rued to purchase property owned by Winnebago County located at the intersection of South Commercial Street and Bell Street in the City of Neenah for the price of \$13,500.00, said property consisting of approximately 1.825 acres upon said site; and

WHEREAS, your undersigned Committee recommends the approval of said Counteroffer, in that said Counteroffer would result in the dismissal of a lawsuit against Winnebago County with regard to the ownership of said parcel of property; and

WHEREAS, your undersigned Committee members believe that said Offer is reasonable under the circumstances.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the Counteroffer of Dr. Thomas C. Rued for the purchase of property located at the intersection of South Commercial Street and Bell Street in the City of Neenah, Winnebago County, Wisconsin, which is more specifically described as follows:

That part of the SE1/4 of the SE1/4 of Section 33 and that part of the SW1/4 of the SW1/4 of Section 34, all in T20N, R17E, Town of Neenah, Winnebago County, Wisconsin, which is bounded and described as follows:

Commencing at the Southwest corner of said Section 34; thence N01o42'57"W along the West line of the SW1/4 of Section 34 a distance of 563.43 feet to the point of beginning; thence continuing N01o42'57"W along aforesaid line 11.86 feet; thence northwesterly 256.06 feet along the arc of a 987.93 foot radius curve concave to the East, said curve being the Easterly line of Block 3, "Southview" Plat, and having a chord which bears N09o08'27.5"W 255.34 feet; thence N01o42'57"W (Recorded as N0o12'E) along the East line of said Block 3 a distance of 457.98 feet to the Northeast corner thereof; thence Southeasterly 308.33 feet along the arc of a 1.949.36 foot radius curve concave to the Northeast, said curve being the Westerly line of CTH "A" (Commercial Street) and having a chord which bears S11o06'09"E 308.00 feet; thence S15o37'57"E along the Westerly line of aforesaid CTH "A" a distance of 648.02 feet; thence S11o04'19"E along the

Westerly line of aforesaid CTH "A", a distance of 226.53 feet; thence N31o34'57"W along the former Westerly line of CTH "A", a distance of 224.20 feet; thence Northwesterly 259.10 feet along the arc of a 988.40 foot radius curve concave to the Northeast said curve being the former Westerly line of CTH "A" and having a chord which bears N24o04'22"W 258.36 feet to the point of beginning containing 1.825 acres of land more or less and being subject to and having the rights of easements, restrictions, covenants, and agreements of record, if any.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that upon payment of the sum of \$13,500.00, the Winnebago County Executive and Winnebago County Clerk are authorized to transfer the title to said property by Quit Claim Deed to Dr. Thomas C. Rued, pursuant to the terms of the Counteroffer made by him for the purchase of said parcel of property.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that acceptance of said Offer is subject to Lyle Dorow, Mae Huberty, Janice Breaker and Elda Skalmoski providing, prior to closing, an Order for the dismissal of the pending litigation with prejudice against Winnebago County, Circuit Court Case No. 93 CV 351 and that no costs be assessed to any party in relationship to said litigation.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Egan, Finch, Metzsig, Barker and Griesbach.  
CARRIED.

**RESOLUTION NO 271-495:—Direct State to Reimburse County All Monies Claimed Under the Intergovernmental Transfer Program**

WHEREAS, many county operated nursing homes require a supplement of tax levy funds in order to balance their budget; and

WHEREAS, reductions in the level of funding by the State's Medical Assistance Program will reduce revenues to county operated nursing homes, thus causing a need for a further subsidy to said nursing homes from monies collected through tax levies; and

WHEREAS, many of the financial losses which county operated nursing homes experience are eligible for reimbursement through the Intergovernmental Transfer Program (ITP); and

WHEREAS, the State of Wisconsin is claiming all losses attributed to the operation of county operated nursing homes in order to obtain full federal reimbursement from the Intergovernmental Transfer Program under the medicare upper limits; and

WHEREAS, despite the fact that the State is obtaining full federal reimbursement for operating losses of county operated nursing homes, it is only returning a portion of those funds reimbursed to it by the federal government under the Intergovernmental Transfer Program to counties which operate nursing homes; and

WHEREAS, the return of dollars collected by the State of Wisconsin under the Intergovernmental Transfer Program would result in a direct reduction of the County tax levy in relationship to the support of said nursing homes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it demands that the State of Wisconsin return all monies to Winnebago County claimed and received and under the Intergovernmental Transfer Program for losses incurred as a result of the operation of Park View Health Center.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the State of Wisconsin be urged to maximize the amount which it claims each year in relationship to the operation of county operated nursing homes under the medicare upper limit.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a full explanation be demanded from the State of Wisconsin as to why approximately 48 Million dollars received by the State under the Intergovernmental Transfer Program for Park View Health Center operating losses in 1993 through 1996 are not presently being planned on being reimbursed to Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that no further money shall be provided to the Wisconsin Counties Association, over and above annual dues assessments, for any lobbying work done in relationship to this issue.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to Governor Tommy Thompson, to the Wisconsin Counties Association and to all Legislators representing constituents within Winnebago County.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 31. Nays: 2—Lauson and Maehl. Excused: 5—Egan, Finch, Metzgi, Barker and Griesbach. CARRIED.

**RESOLUTION NO. 272-495:—Authorize Sale of Remnant Property in the City of Menasha and Town of Menasha to Rodger J. Roth**

WHEREAS, Winnebago County presently owns a parcel of remnant property located in the City of Menasha and Town of Menasha, Winnebago County, which was acquired but not utilized for the construction of the Tri-County Expressway (State Highway 441); and

WHEREAS, Rodger J. Roth has made an offer to Winnebago County to purchase said property, which is approximately 3.413 acres in size, for the price of \$48,000; and

WHEREAS, your undersigned Committee believes that said offer is a fair one and recommends that said offer be accepted.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of the offer of Rodger J. Roth to purchase the property described below within the City of Menasha and Town of Menasha for \$48,000.00 and directs the Winnebago County Executive and Winnebago County Clerk to transfer the ownership of said property to Rodger J. Roth, upon completion of all contingencies contained within the accepted offer to purchase said property, upon the payment of \$48,000.00 to Winnebago County, said property being described as follows:

Located in Government Lot 3 and Government Lot 4, Fractional Section 10, T20N, R17E, Town of Menasha, and City of Menasha, Winnebago County, Wisconsin, bounded and described as follows:

Commencing at the South 1/4 corner of said Section 10, thence N00o39'33"W along the West line of the SE 1/4 of said Section 10 a distance of 1107.37 feet; thence N89o11'23"E 357.23 feet to the point of beginning; thence N00o59'49"W 268.11 feet; thence S46o59'46"E 81.36 feet; thence Northeasterly 562.30 feet along the arc of the 1085.92 foot radius curve concave to the Northwest having a chord of N71o42'27"E 556.04 feet; thence S40o08'38"E 190.62 feet; thence S54o22'42"W 199.59 feet; thence S66o48'18"W 308.39 feet; thence S89o11'23"W 259.99 feet to the point of beginning containing 3.413 acres of land more or less and being subject to easements, covenants, and restrictions of record.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—Egan, Finch, Metzgi, Barker, Griesbach and Winters. CARRIED.

**RESOLUTION NO. 273-495:—Establish Procedure Modification of Reporting Mileage and Per Diem Expenses**

WHEREAS, in order to simplify record keeping procedures and to better categorize the expenses of County Board Supervisors regarding attendance at various meetings and training programs that are not a part of the supervisor's regular committee assignments, a new supplemental form has been developed for regular submission with the Winnebago County Supervisor's Per Diem and Expense Report (copy attached).

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the use of a supplemental reporting form entitled "Winnebago County Supervisor's Per Diem and Expense Report Explanation—Unassigned Activities for Which Per Diem Is Claimed" shall be, and hereby is, initiated effective with submissions of claims for reimbursements for the month of May, 1995 and thereafter; and

BE IT FURTHER RESOLVED, that submission of a properly completed form shall constitute a condition for claims payments following the effective date.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Supervisor Diakoff withdrew this Resolution until the June County Board meeting.

Supervisor King moved and it was seconded to adjourn until the tour on Monday, May 15, 1995. The next County Board meeting will be Tuesday, May 16, 1995. CARRIED BY VOICE VOTE. Meeting adjourned at 8:10 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held April 18, 1995.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, MAY 16, 1995**

Vice Chairman David Albrecht called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Maehl and Pech.

Supervisor Lauson moved and it was seconded to accept the minutes of the April 18, 1995, County Board Meeting. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to adopt the agenda. CARRIED BY VOICE VOTE.

**COMMUNICATIONS, PETITIONS, ETC.**

Letter of resignation from Supervisor Kristi Winters, District 16 was read and placed on file. A thank you letter for the plant sent to Donald Kujawa during his recent hospitalization was read and filed. Notice of Claim from Mark C. and Brenda J. Kurszewski on behalf of their minor child, Kyle C. Kurszewski regarding injuries sustained at Tri County Ice Arena during a dog show was referred to Personnel and Finance Committee. Notice of Claim from Kenneth R. LaPlante d/b/a/ Sunshine Harbor, Winneconne, WI regarding alleged damages suffered due to County Zoning Department's negligence was referred to Personnel & Finance Committee. A letter from Rep. Carol Owens regarding Resolution No. 238-395, "Support Assembly Bill 176 (Change Wisconsin's Current Property Tax System on Agricultural Production Land)" was read and filed.

Petition for Zoning Amendment from Ann Raddatz for change from A-1 to A-2 for creation of a residential lot was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Ruebin Olson for change from A-1 to R-2 for construction of two single family homes was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Kevin Purtell for change from A-2 to R-2 for a single family residential development was referred to Planning & Zoning Committee.

### **COMMITTEE REPORTS**

Supervisor Nancy Barker invited supervisors to attend the dedication of the Tayco Bridge in Menasha on May 20th at 10 A.M. Chairman Joe Maehl will participate in the dedication. She stated she attend an interesting convention on historical preservation recently. Supervisor Jackie Wagner stated the Annual County Board Tour was very interesting and well attended. Supervisor Steve Rankin informed the board that the 200 plots at the Community Gardens Project are booked up and gave credit to Ted Hagen who is in charge of the project. Supervisor Joanne Sievert asked the board to read the report from the Transportation Coordinating Committee. Supervisor Montgomery condemned the disturbance at UW-O and the students and citizens who participated in it. He stated those who were involved should be strongly punished. Supervisor Winters stated the Oshkosh Student Association passed a resolution condemning the actions of the students and approving the actions the Chancellor took.

### **COUNTY EXECUTIVE'S REPORT**

County Executive Steinhilber stated the Capital Improvement Program is completed and will be presented at the Workshop Meeting on June 6th. The Huber Facility and Human Services projects are proceeding on schedule. Community Programs will move on June 17th and Social Services will move on July 8th. During July the Sheriff will be transferring Huber prisoners to the new facility. Phase III, remodeling the Social Services building to an Administrative Building, received the support of the Property Management and Maintenance Committee. He supports Resolution 286-595 to provide authorization to proceed with the remodeling of the building. Phase IV will be the study of utilization of some of the vacated space in the Courthouse.

**COUNTY EXECUTIVE'S APPOINTMENT**

**LONG TERM SUPPORT ADVISORY COMMITTEE**

County Executive Steinhilber submitted the names of:

David Green, Administrator  
Evergreen Retirement Community  
P.O. Box 1720, Oshkosh, WI 54901

Margaret Rogers  
Winneconne News  
Winneconne, WI 54986 and

Zeno Job  
535 N. Webster St.  
Omro, WI 54963

for appointment to the above committee. Their terms of office will expire April 21, 1998.

Motion by Supervisor O'Brien and seconded to confirm. CARRIED BY VOICE VOTE.

**PUBLIC HEARING**

There were no comments from the public.

**COUNTY BOARD CHAIRMAN'S REPORT**

The next meeting of the board will be the Special Orders of Business meeting on June 6, 1995 at 6 P.M.

**COUNTY BOARD CHAIRMAN'S APPOINTMENTS**

**COMMITTEE ON AGING**

Chairman Maehl presented the following names for appointment to the above committee:

Mrs. Merle Kontos  
Bernice Butkiewicz and  
Clyde Hogstrom

with the terms of office to expire April 17, 1998.

Motion by Supervisor Lauson and seconded to confirm. CARRIED BY VOICE VOTE.

#### **EMERGENCY MANAGEMENT COMMITTEE**

Chairman Maehl presented the following names for appointment to the above committee:

Supervisor John Planalp, Chairman  
Supervisor Patrick O'Brien, Vice Chairman  
Supervisor Jacquelyn Wagner, Secretary  
Supervisor Harvey Rengstorf, Member  
Supervisor Donald Griesbach, Member

Motion by Supervisor Lauson and seconded to confirm. CARRIED BY VOICE VOTE.

#### **AWARDS OF MERIT FOR QUALITY SERVICE**

Charlene Lowe, Administrator of Park View Health Center, Sandy Gorr, Public Relations and Fund Raising Coordinator, and Karen Tittman, Resident Activity Director presented the following awards: Award of Merit for Quality Service to Linda Kiedrowski, Certified Nursing Assistant; Award for Youth Services to Joanna Langdon; and Outstanding Service Award to Mark Weisensel from the Wisconsin Association of Homes and Services for the Aging.

#### **AMERICAN LEGION POPPY PRINCESS**

Supervisor Don Arne introduced the 1995 Poppy Princess, Kristin Miller, who gave the history of the American Legion poppy sale and recited the poem "Flanders Field".

#### **ZONING REPORTS & ORDINANCES**

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to R-1 for the creation of five acre lots. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-01-94. A request from Jack J. Jensen for change from A-1 (Agri-Business District - Farmland Preservation) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: reconvening Planning & Zoning Committee hearing for rezoning to A-2 for the purpose of considering a lesser amount of acreage. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-02-95. A request from Neil & Cheryl Kibler for zoning change from A-1 (Agri-Business District - Farmland Preservation) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to P-1 for development of a golf driving range. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-03-95. A request from Carl G. Knox and Nancy Meiers for zoning change from A-2 (General Farming District) to P-1 (Institution & Recreational Park District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to R-2 (Single Family Sub-Divided) for existing and future single family subdivision. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 05-04-95. A request from Sheppard Investment for zoning change from A-2 (General Farming District) to R-2 Suburban Residential District (Single Family, Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from Town of Vinland on behalf of David Dale Wilde for zoning change to A-2. Motion by Supervisor Sievert and seconded to send back to the Town of Vinland. CARRIED BY VOICE VOTE. Supervisor Montgomery voted nay. Supervisor Diakoff asked that a map be attached to Amendatory Ordinances from the towns.

AMENDATORY ORDINANCE NO. 6. A request from Town of Vinland on behalf of Dennis Berger for zoning change to R-1. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

**REPORTS, RESOLUTIONS & ORDINANCES****RESOLUTION NO. 274-595:—Replace One Full-time Position of Control Module/Booking Clerk with One Full-time Position of Account Clerk: Sheriff's Department**

WHEREAS, in anticipation of the opening of the Winnebago County Work Release Center, the Sheriff's Department has prepared a new staffing plan for the Jail Division and has determined that the needs of the Jail Division would be better served by replacing a currently vacant position of Control Module/Booking Clerk with a position of Account Clerk (contractually identified as Account Clerk - Jail).

WHEREAS, this proposed substitution of positions will result in a modest cost savings.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Control Module/Booking Clerk be, and hereby is, replaced by one full-time position of Account Clerk in the Jail Division of the Winnebago County Sheriff's Department.

Submitted by,  
JUDICIARY AND PUBLIC SAFETY COMMITTEE &  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Two-thirds vote required. Ayes: 36. Nays: 0. Excused 2: Maehl and Pech CARRIED.

**RESOLUTION NO. 275-595:—Create New Full-Time Position of Corrections Officer: Sheriff's Department**

WHEREAS, in anticipation of the opening of the Winnebago County Work Release Center, the Sheriff's Department prepared a staffing plan and funding request as part of the 1995 budget; and

WHEREAS, the staffing plan and funding request originally prepared by the Sheriff's Department was reduced by the equivalent of one full-time position pending the completion of a follow-up study focusing on the exploration of scheduling alternatives and staffing options; and

WHEREAS, the follow-up study of scheduling alternatives and staffing options has now been completed and it has been concluded that one additional full-time position of Corrections Officer is needed in order to provide a safe staffing level at the lowest possible cost.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Corrections Officer be, and hereby is created in the Winnebago County Sheriff's Department effective on or about June 1, 1995.

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of this position be made available from within the budget of the Sheriff's Department.

Submitted by,  
JUDICIARY AND PUBLIC SAFETY COMMITTEE &  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Two-thirds vote required. Ayes: 35. Nays: 1 - Schaidler. Excused 2: Maehl and Pech.  
CARRIED.

**RESOLUTION NO. 276-595:—Authorize Acceptance and Placement of Statutory Bust of Ronald Reagan in Winnebago County Courthouse Lobby**

WHEREAS, President Ronald Reagan appeared and spoke at the Winnebago County Courthouse on May 30, 1985; and

WHEREAS, in commemoration of the ten year anniversary of President Reagan's speech at the Winnebago County Courthouse, the Republican Party of Winnebago County has offered to donate a statutory bust of Ronald Reagan to be placed in the lobby of the Winnebago County Courthouse; and

WHEREAS, your undersigned supervisor believes that Winnebago County should accept the statutory bust of Ronald Reagan and place it in the lobby of the Winnebago County Courthouse to commemorate this historic event in Winnebago County history.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of a statutory bust of Ronald Reagan from the Winnebago County Republican Party and the placement of such a bust in the lobby of the Winnebago County Courthouse to commemorate Ronald Reagan's appearance at the Winnebago County Courthouse on May 30, 1985.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that acceptance of said statue is contingent upon the cost and placement of said statue being entirely paid for through private dona-

tions.

Submitted by:

JOSEPH N. MAEHL, DIST. #6  
COUNTY BOARD SUPERVISOR

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

**RESOLUTION NO. 277-595:—Congratulate Girl Scouts of Winnebago County Who Have Attained Their Gold Award**

WHEREAS, during the last year numerous young ladies have attained their Gold Award in the Girl Scouts of America in Winnebago County. This is the highest award in Girl Scouts and must be attained before their 18th birthday.

THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors of the County of Winnebago does extend their congratulations to the following young ladies:

Amber Jannusch, 733 Amber Lane, City of Neenah  
Stacy Fries, 8612 Herbst Road, Town of Poygan  
Becky Feldmann, 7357 Murray Road, Town of Clayton  
Taegan Harvey, 962 Evergreen Lane, City of Neenah  
Marie Chandler, 742 Higgins Ave., City of Neenah  
Mariellen Keely, 910 Congress Street, City of Neenah  
Andrea Orm, 749 S. Commercial, City of Neenah  
Sarah Streck, 516 E. Forest Avenue, City of Neenah  
Rebekah DuBois, 1434A Jefferson, City of Oshkosh  
Sara VanLankvelt, 417 7th Street, City of Neenah  
Kate Streck, 516 E. Forest Avenue, City of Neenah

Submitted by:

JOANNE SIEVERT  
COUNTY BOARD SUPERVISOR  
DISTRICT #31

Motion by Supervisor Sievert and seconded to adopt. Ayes: 36. Nays: 0. Excused 2: Maehl and Pech. CARRIED.

**RESOLUTION NO. 278-595:—Authorize Acceptance and Recording of Easements from City of Oshkosh (Winnebago County Recreational Trail)**

WHEREAS, the Winnebago County Board of Supervisors previously authorized the Winnebago County Parks Department to enter into negotiations for a Memorandum of Agreement between Winnebago County and the City of Oshkosh with regard to the operation of approximately 3 miles of previous or to be abandoned railroad property located in Winnebago County for the purpose of making said property a part of the Wiouwash Recreational Trail; and

WHEREAS, a Memorandum of Agreement as to the operation of said abandoned railroad property has been reached between Winnebago County officials and City of Oshkosh officials; and

WHEREAS, pursuant to said Agreement, easements shall be conveyed or assigned to Winnebago County so as to allow operation of the Wiouwash Trail on those lands described within said easements.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the Winnebago County Executive and Winnebago County Clerk to execute the Memorandum of Agreement between Winnebago County and the City of Oshkosh as to the operation and development of approximately 3 miles of previous or to be abandoned rail property as a part of the Wiouwash Recreational Trail, said property being located in the City of Oshkosh, Winnebago County. A copy of said Memorandum of Agreement is attached hereto and incorporated as a part of this resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to accept and record an easement from the City of Oshkosh to Winnebago County as to City-owned land from Marine Drive to MCC Incorporated, through Riverside Cemetery, and the outlot of the Rivermill Subdivision and through Carl Steiger Park for the purpose of operating the Wiouwash Recreational Trail thereupon. A copy of said easement is herewith attached and incorporated as a part of this resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to accept an assignment of an easement from the City of Oshkosh to Winnebago County as to easements obtained from the City of Oshkosh from MCC, Incorporated, Rockwell Interna-

tional, Wisconsin Public Service Corporation and the Board of Regents for the University of Wisconsin in relationship to the development and operation of the Wiouwash Recreational Trail upon said lands described in said easements by Winnebago County. A copy of said Assignment of Easements is herewith attached and incorporated as a part of this resolution by reference.

Submitted by:  
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused 2: Maehl and Pech. CARRIED.

**ORDINANCE NO. 279-595:—Amend Sec. 3.05(4)(a)(1), General Code of Winnebago County (Automobile Mileage Reimbursement)**

WHEREAS, the present rate for automobile mileage expense reimbursement for Winnebago County employees and officials is \$.28 per mile; and

WHEREAS, the present Internal Revenue Code allows automobile mileage expense reimbursement of \$.30 per mile for Federal Income Tax purposes; and

WHEREAS, your undersigned Committee believes that the expense reimbursement paid to County employees and officials for the use of their automobiles on County business should be close to or equal to that allowed under the Internal Revenue Code.

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

That Sec. 3.05(4)(a)(1) of the General Code of Winnebago County be amended to read as follows:

(4) EXPENSE REIMBURSEMENT. (a) Automobile Mileage Expense: (1) Automobile mileage shall be reimbursed at a rate of thirty (\$.30) cents per mile for miles driven during County business.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this amendment shall be effective as of January 1, 1996.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused 2: Maehl and Pech. CARRIED.

**RESOLUTION NO. 280-595:—Approve Acceptance of Donation of \$35,000 From J.J. Keller Foundation to Park View Health Center**

WHEREAS, the J.J. Keller Foundation has indicated a desire to donate funds of up to \$35,000 for the purpose of constructing a handicap accessible courtyard adjacent to the Rehabilitation Pavilion at Park View Health Center for the use of residents at Park View Health Center; and

WHEREAS, the costs of this project would not exceed the donation made by the J.J. Keller Foundation; and

WHEREAS, your undersigned Committee believes that the acceptance of said donation would be a substantial benefit to both present and future residents of Park View Health Center's Rehabilitation Pavilion.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the acceptance of a donation of funds of up to \$35,000 from the J.J. Keller Foundation for the purpose of constructing a handicap accessible courtyard adjacent to the Rehabilitation Pavilion at Park View Health Center for the use of residents at that facility.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that monies donated by the J.J. Keller Foundation for the purpose of constructing such a courtyard shall be budgeted for that purpose.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused 2: Maehl and Pech. CARRIED.

**ORDINANCE NO. 281-595:—Rescind Chapter 14, General Code of Winnebago County - Rescind Building Code for New One and Two-Family Dwellings**

WHEREAS, Chapter 14 of the General Code of Winnebago County: Building Code for New One and Two-Family Dwellings, regulates the issuance of permits for and inspection of new one and two-family dwellings within Winnebago County; and

WHEREAS, Winnebago County has not been involved in the issuance of permits or inspection of new one and two-family dwellings since the 1980's; and

WHEREAS, at the time of the adoption of this Chapter, the County was required pursuant to Administrative Regulations, which had been issued by the Wisconsin Department of Industry, Labor and Human Relations, to adopt and enforce a code in the absence of town inspections; and

WHEREAS, later revisions to the Wisconsin Administrative Code have made County adoption and enforcement of a building code for new one and two-family dwellings discretionary.

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

That Chapter 14 of the General Code of Winnebago County is hereby rescinded. Said rescission shall be effective on the date following the date of publication of this Board's action.

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 36. Nays: 0. Excused 2: Maehl and Pech. CARRIED.

**ORDINANCE NO. 282-595:—Rescind Chapter 12, General Code of Winnebago County - Regulation and Licensing of Large Assemblies**

WHEREAS, Chapter 12 of the General Code: Regulation and Licensing of Large Assemblies, was adopted on July 21, 1970; and

WHEREAS, neither the County Clerk nor your undersigned Committee have any knowledge of said Ordinance ever being enforced; and

WHEREAS, said Ordinance, if enforced, would require licensing of events such as the Experimental Aircraft Association annual convention; the Winnebago County Harvest Day Festival at the Winnebago County Park; and numerous other events within Winnebago County; and

WHEREAS, your undersigned Committee believes that said Ordinance was adopted in 1970 as a reaction to the possibility of a "Woodstock like" concert being organized in Winnebago County, and that no need presently exists for said Ordinance to continue in existence.

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

That Chapter 12 of the General Code of Winnebago County is hereby rescinded.

BE IT FURTHER RESOLVED that the rescission of said Ordinance shall take effect on the date following the publication of the Board's actions in regard thereto.

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36.  
Nays: 0. Excused 2: Maehl and Pech. CARRIED.

**ORDINANCE NO. 283-595:—Create Section 7.02(18)(b)(1), General Code of Winnebago County - Lower Speed Limit on Highway JJ to 45 Miles Per Hour near Intersection with U.S. Highway 45**

WHEREAS, the Wisconsin Department of Transportation has requested that Winnebago County lower the speed limit on County Highway "JJ" to 45 miles per hour near its intersection with U.S. Highway 45 in the Towns of Clayton and Vinland; and

WHEREAS, such a request was made due to the fact that the Wisconsin Department of Transportation will soon be installing traffic signals at that intersection.

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

The creation of Sec. 7.02(18)(b)(1) of the General Code of Winnebago County which shall read as follows:

7.02 SPEED LIMIT REGULATIONS. A traffic and engineering investigation having been made on the following described highways, the maximum permissible speed at which vehicles may be operated on such highways which speed is herewith established as reasonable and safe pursuant to Sec. 349.11, Wisconsin Statutes, shall be set forth herein, subject to approval of the Department of Transportation and upon erection of standard signs giving notice thereof:

(18) COUNTY TRUNK HIGHWAY "JJ". (b) Towns of Clayton and Vinland.

(1) Forty-five (45) miles per hour for all vehicles from its intersection with U.S. Highway 45 easterly for a distance of 500 feet.

BE IT FURTHER RESOLVED that said ordinance shall take effect on the date following the date of publication.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 36. Nays:  
0. Excused: 2 Maehl and Pech. CARRIED.

**RESOLUTION NO. 284-595:—Authorize Application for 1996 Soil and Water Resource Management Program Grant**

WHEREAS, pursuant to Sec. 92.14, Wisconsin Statutes, the Wisconsin Department of Agriculture, Trade and Consumer Protection, through the Soil and Water Resource Management Grant Program, will allocate funding for county soil and water resource management programs in 1996; and

WHEREAS, a grant application in the amount of \$46,000 has been prepared by the Winnebago County Land and Water Conservation Department and approved for content by your Land Conservation Committee; and

WHEREAS, the County Board must authorize the submittal of said application.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee Chairman, as specified in the grant application, be and he hereby is authorized, on behalf of Winnebago County, to apply for a Soil and Water Resource Management Grant from the Wisconsin Department of Agriculture, Trade and Consumer Protection in or near the amount of \$46,000.

Submitted by:  
LAND CONSERVATION COMMITTEE

Withdrawn. Resolution was approved at the April meeting.

**RESOLUTION NO. 285-595:—Authorize Execution of Amendment to Airport Operator's Agreement and Ground Lease Between Wittman Regional Airport and Basler Turbo Conversions, Inc.**

WHEREAS, on September 22, 1993, an Airport Operator's Agreement and Ground Lease was entered into between Basler Flight Service Incorporated and Wittman Regional Airport; and

WHEREAS, Basler Flight Service Incorporated has been merged into Basler Turbo Conversions, Inc.; and

WHEREAS, Basler Turbo Conversions, Inc. has reached an agreement to sublet certain Airport properties to Aviation Services Company to provide ground school, flight training, FAA written examinations, and FAA license check ride services to customers; and

WHEREAS, such changes require an amendment of the Lease entered into on September 22, 1993.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the Winnebago County Executive and Winnebago County Clerk to enter into an Amendment to the Operator's Agreement and Ground Lease between Wittman Regional Airport and Basler Turbo Conversions, Incorporated, entered into on September 22, 1993. A copy of said proposed Amendment is herewith attached and incorporated as a part of this Resolution.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Troxell and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 Maehl and Pech. CARRIED.

**RESOLUTION NO. 286-595:—Authorize Preliminary Action as to Remodeling of Present Social Services Building**

WHEREAS, Winnebago County has purchased and remodeled the former Wisconsin National Life Building for the purpose of housing offices of the Winnebago County Department of Social Services Department and the offices of the Winnebago County Department of Community Programs; and

WHEREAS, tentative plans have been formally approved to use the present Winnebago County Department of Social Services Building (448 Algoma Blvd., Oshkosh, Wisconsin) as offices for administrative departments, such as the County Executive, Personnel, Planning/Zoning/Tax Lister/GIS, Purchasing/Insurance, Finance, Corporation Counsel and Emergency Government Departments; and

WHEREAS, approximately 40% of the present Winnebago County Department of Social Services Building will require remodeling to accommodate those administrative offices presently slated for relocation into that building; and

WHEREAS, it is the desire of the Winnebago County Executive that the above offices be relocated to the present Winnebago County Social Services Building as soon as possible, with the present tentative schedule for such relocation allowing said offices to be relocated as soon as January 1, 1996; and

WHEREAS, a plan for said offices is attached to this resolution and made a part hereof by reference.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the attached General Plan for the remodeling of the present Winnebago County Social Services Building, 448 Algoma Blvd., Oshkosh, for the purpose of housing those departments indicated above.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said plan is approved by the Winnebago County Board of Supervisors contingent upon the total cost for the remodeling of the former Social Services Building not exceeding \$800,000, absent further Board approval.

Submitted by:  
PROPERTY MANAGEMENT &  
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 36.  
Nays: 0. Excused: 2 Maehl and Pech. CARRIED.

**RESOLUTION NO. 287-595:—Authorize Granting and Execution of Easement to Town of Omro Sanitary District #1: Sommers Bay Boat Landing**

WHEREAS, the Town of Omro Sanitary District #1 has requested that Winnebago County provide it with an easement and right-of-way for the purpose of constructing, installing, repairing, and operating sanitary sewer upon a tract of land and located at the Sommers Bay Boat Landing in the Town of Omro; and

WHEREAS, your undersigned Committee is willing to grant such an easement to the Town of Omro Sanitary District #1; and

WHEREAS, the construction of sanitary sewers in this area shall improve the water quality of Lake Butte des Morts and connected waterways within Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to grant and execute an easement to the Town of Omro Sanitary District #1 for the purpose of constructing, installing, repairing, altering, maintaining and operating a sanitary sewer on a tract of land located at the Sommers Bay Boat Landing, a copy of said proposed easement being herewith attached and made a part of this resolution by reference.

Submitted by:

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 Maehl and Pech. CARRIED.

Supervisor King moved and it was seconded to adjourn until the Special Orders of Business meeting on June 6, 1995 at 6:00 P.M. CARRIED BY VOICE VOTE. Supervisor Winters said good-bye to the supervisors and that she enjoyed being on the board. Meeting adjourned at 7:30 p.m.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Adjourned meeting held May 16, 1995.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**SPECIAL ORDERS OF BUSINESS SESSION  
COUNTY BOARD MEETING  
TUESDAY, JUNE 6, 1995**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 35 present. Excused: 2 - Finch and Schwartz.

Supervisor Planalp moved and it was seconded to adopt the agenda.  
CARRIED BY VOICE VOTE.

**PRESENTATION BY JENNIFER RHODES**

James Barthel, 4-H & Youth Agent, introduced Jennifer Rhodes of Omro, Wis., who won the 4-H speaking contest. Jennifer spoke on the American flag and why we should protect and preserve it. She urged supervisors to join the Citizens Flag Alliance and sign a petition that supports a constitutional amendment prohibiting desecration of the flag. Chairman Maehl commended her and stated he disagrees with the Oshkosh Northwestern article on "Flag Protection Amendment is Trivial". Supervisor Montgomery commended Ms. Rhodes on her speech and asked for a copy of it.

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from KCL, a minor, by Rebecca Bunnell, his mother, regarding alleged negligence by the Winnebago County Department of Human Services was referred to the Personnel & Finance Committee. Notice of Claim from J.B., a minor and J.B., Natural Guardian and Parent of said minor, regarding alleged failure to protect the welfare of

J.B. by the Winnebago County Department of Health & Human Services was referred to the Personnel & Finance Committee. A thank you letter from the Thomas Pech family was read and filed. Letter from Senator Mike Ellis regarding Resolution 271-495 was read and filed. A statement opposing adoption of Resolution 228-295 authorize advance land acquisition Loan: Wittman Regional Airport from Gilbert F. Pollnow Ph.D. and Carl Sosnoski, Jr. was placed on file. A thank you letter from Mark Weisensel was read and filed. A notice of NACO Steering Committee nominations was read and filed. A notice of a meeting on Unemployment and Worker's Compensation from Wisconsin Counties Association was read and filed.

### **COMMITTEE REPORTS**

Supervisor Barker said the Memorial Day ceremonies in Menasha was well attended and invited supervisors to tour their museum. She also reported on the Heritage Preservation Conference she attended in Hurley, Wis. Supervisor Hue praised the University of Wisconsin Extension's new brochure "Infosource". Supervisor Wagner reported the Property Management & Maintenance Committee toured the Human Services Facility in Oshkosh. She stated the Emergency Government meeting in LaCrosse was very informational.

### **PUBLIC HEARING**

Walt Chrapla, 721 Mitchell Street, Neenah, WI 54956 spoke regarding the Expo building expansion expense and that the \$541,450 from the remnant parcels sales of land from the Tri-County Expressway should be used to offset costs for the west side arterial.

### **COUNTY EXECUTIVE'S REPORT**

County Executive Steinhilber advised there is pending legislation regarding a revision in the Juvenile Code which passed the Assembly overwhelmingly and is pending in the Senate. He served on the Task Force on Juvenile Code Revisions.

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

Chairman Maehl received a letter from the Council on Developmental Disabilities commending the Winnebago County Board for its strong local support for people with developmental disabilities. Chairman Maehl expressed his dissatisfaction with an editorial in the Oshkosh Northwestern on former Supervisor Gose which criticized the County

Board. He urged supervisors to view the World War II posters near the Courthouse lobby. He commended Richard Williams, son of Judge Williams, on becoming an Eagle Scout. Chairman Maehl congratulated Supervisor Tom Pech and his wife on the arrival of their baby daughter. He expressed the sympathy of the County Board to Supervisor Dorothy Schwartz whose husband passed away. He commended Channel 10 and Cable Vision for working to correct the sound and picture problems during coverage of County Board meetings.

### **ZONING REPORTS & ORDINANCES**

**AMENDATORY ORDINANCE 1.** A request from Town of Vinland for change in Town Zoning Ordinance to include M-2 Heavy Industrial District. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY UNANIMOUS VOICE VOTE.**

**AMENDATORY ORDINANCE 2.** A request from Town of Vinland for change in Town Zoning Ordinance to include B-2 General Business District. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY UNANIMOUS VOICE VOTE.**

### **REPORTS, RESOLUTIONS & ORDINANCES**

#### **RESOLUTION NO. 288-695—Appropriate Funding For Remodeling Of Present Winnebago County Social Services Building**

WHEREAS, the Winnebago County Board of Supervisors has previously adopted a plan to remodel the present Winnebago County Social Services Building, located at 448 Algoma Blvd., in the City of Oshkosh, for the purpose of utilizing that building as an administrative office building; and

WHEREAS, the estimated costs of remodeling said building, pursuant to the plan adopted by the Winnebago County Board of Supervisors, is estimated not to exceed \$800,000; and

WHEREAS, it is presently planned that said remodeling could commence prior to the end of the summer, 1995, and that said building could be remodeled and ready for occupancy by the administrative offices of Winnebago County by approximately January, 1996.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and appropriates the sum of \$800,000 from the General Fund of Winnebago County for the purpose of the remodeling of the Winnebago County Social Services

Building, 448 Algoma Blvd., City of Oshkosh, for the purpose of utilizing said facility as an administrative office building.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for such project are hereby appropriated from the General Fund of Winnebago County, with said General Fund to be reimbursed from a subsequent bond issue to pay for the costs of planning and remodeling said facility.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 -Finch, Schwartz. CARRIED.

### JUVENILE INTAKE REPORT

Supervisor Koziczkowski explained that due to a problem with a juvenile group home in Neenah, he started working with Neenah Police Chief D. J. Forcey. He commended Social Worker John Meltz and Jim Younger of the Neenah Police Department on their efforts and cooperation in working together to help solve the problem. He introduced Chief Forcey, Sheriff Mike Brooks, Social Services Director Dennis Wendt and District Attorney Joe Paulus.

Chief Forcey stated he was impressed with the level of cooperation with all the agencies he's worked with in Winnebago County. He predicts increased juveniles crimes and violent activity in the future. He stated the group home problem in Neenah began when the Department of Social Services eliminated the non-secure facilities for juveniles in Winnebago County except for the Neenah facility. With all juvenile offenders housed in that facility, it has caused some big problems and challenges. The Neenah Police were called to that shelter 111 times in six months.

He spoke about a new program called the Shocap Program to target the juvenile offenders. It is a strong program with strict accountability. Strict supervision is required by the Social Services Department. We should be poised to deal with violence, gangs and youthful offenders.

Sheriff Mike Brooks reported that since January 1, 1995, the juveniles who needed a secure detention facility have been transferred to the Outagamie County Jail. When the 8 beds at Outagamie County are full, juveniles are transferred to other counties, as far away as LaCrosse. We are running into financial problems due to transportation

costs to transport them to and from the other counties. He stated violent crimes have increased 9.9% and drug arrests are up 67%. He recommended a study be done on the entire juvenile justice system by an outside consultant. He also felt intervention at a younger age to prevent problems later with teen-agers would be beneficial.

District Attorney Joe Paulus stated the MEG Unit is only a few years old, but has been very successful and that a strong stance against drugs has been taken. He said an Arson Task Force was created and was very successful. The Police School Liaison Program has helped students view police officers as role models. He feels the Juvenile Code is ineffective and not working because there are no immediate consequences for poor behavior. In 1992, there were 810 petitions filed in Juvenile Court and in 1995, he estimates 1,500 to be filed. The D.A.'s office added a second full-time person to the Juvenile Division because of these statistics. He would advocate considering a Juvenile Judge be assigned solely to hear juvenile cases.

Social Services Director Dennis Wendt stated there is no single cause for juvenile delinquency, but feels family deterioration is a factor. The Social Services Department has begun a family based program and involves the entire family in dealing with juvenile delinquents. They have a program for first-time offenders which began 7 weeks ago, and one family has completed the program. They have \$50,000 for a Nurturing Program in the schools where they feel the children are high risk. Families come to the schools once a week and are taught the basics of parenting. The cost to deal with juvenile delinquents is \$3,000,000 a year. They have 41 juveniles in foster homes at a cost of \$1,025 per month each, 8 in group homes at \$2,600 per month, and 20 in shelter care or detention at \$27,000 a year, and 16 in institutions at \$4,500 a month each. He feels we should focus on prevention programs and help children before they get into the justice system. He encouraged a comprehensive study of the juvenile justice system.

A question and answer session followed the presentations.

#### **FOX-WOLF BASIN AGREEMENT**

Supervisor Nancy Barker explained the Winnebago County Land Conservation Committee approved the Fox-Wolf Basin Agreement to address water pollution problems in our lakes and rivers and passed it on to the County Board for consideration. She introduced Vicki Harris of the D.N.R. in Green Bay who stated the reason for the agreement is to have all counties in the basin establish some common goals and

objectives and then establish a plan of action. She asked the county to look at the draft agreement for any additions or changes that the county would suggest. A final draft will be submitted later this year. She stated construction erosion and urban run-off are as damaging as farm run-offs. East Central Wisconsin Regional Planning Commission has indicated an interest in participating in this project. The D.N.R. is the lead agency for water quality management in Wisconsin.

#### **PER DIEM SHEETS**

Supervisor Diakoff reviewed the new Per Diem expense sheets used by County Supervisors. She stated separate totals should be listed for Per Diem and Expenses. If two sheets are used, the totals should only be on page 2. Any County Board meeting or Assigned Committee Meeting should be listed on the line assigned for that, and any Unassigned or Other meeting or conference should be listed on the line assigned for that. Unassigned or Other includes conferences, ground-breaking ceremonies, and meetings for which the supervisor is not a member appointed by the Committee on Committees. If two meetings are attended in one day, a full day (\$60.00) per diem should be listed. A supplementary sheet to explain the "Unassigned or Other" meetings or conventions attended must be filled out. The County Board Chairman will review and approve payment for those listed. Prior verbal approval must be obtained from the County Board Chairman, however.

#### **WESTSIDE ARTERIAL (CTH CB) PROJECT**

Highway Commissioner Ray Grigar gave a report on the proposed costs of the West Side Arterial, which have escalated from \$2,851,071 to \$11,354,000, due to right of way acquisition costs and utility relocation costs. Completion has been delayed to late 1997. The original estimate did not take into consideration the utility relocations. An overpass over the Wis. Central Ltd. Railroad tracks was not considered. He introduced Tom Janssen of the Department of Transportation who explained that wetlands will be restored at a 2 to 1 ratio. The DOT has a wetlands mitigation bank and will allow certain projects to be banked there and charge a small fee for the maintenance of the mitigation site. Chairman Machl asked if there were any options other than accepting the overruns. Mr. Grigar stated one option would be to cancel the project. The location cannot be changed. Several supervisors questioned the overruns and proposed location.

**CAPITAL IMPROVEMENTS PROGRAM**

County Executive Steinhilber presented his 1995-1999 Executive Capital Improvements Program to the County Board. He stated the total bonding proposed is \$8,989,750 minus \$120,000 for the Airport's snowplow chassis. He said the Airport's commercial hangar will be slightly higher than listed. He stated the West Side Arterial has experienced tremendous cost increases from the \$8,822,000 that is in the bonding. Supervisor Crowley advised the county should consider that the Ice Arena may be in competition with the expanded Expo Center for events.

Supervisor King moved and it was seconded to adjourn until June 20, 1995, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:45 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held June 6, 1995.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, JUNE 20, 1995**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Schaidler, Lawson and Finch.

Supervisor O'Brien moved and it was seconded to accept the minutes of May 16, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda with Amended Resolution No. 300-695. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from Denise Wagoner re: injuries sustained in an accident due to negligence by the Winnebago County Highway Department was referred to Personnel and Finance Committee. Owner's Claim for Damages to Animals from Harland Tritt re: the death of one registered angus calf as the result of a dog attack was referred to the Personnel & Finance Committee. Memorandums from the Wisconsin Counties Association re: nominations for WCA Second Vice-President and 1995 WCA Convention Resolutions were received and placed on file. Invitation to WCA education seminar, "Strategic Budgeting Under a Tax Rate Limit", on July 31, 1995, was received and placed on file.

Petition for Zoning Amendment from Leslie Powell for change from A-1 to R-1 for creation of one residential lot was referred to Planning &

Zoning Committee. Petition for Zoning Amendment from Harold L. Powell for change from Wetland to R-1 Residential to remove wetland classification from parcel was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Lynn Cooper for change from B-3 to M-1 for an existing manufacturing business was referred to Planning & Zoning Committee. Petition for Zoning Amendment from John L. Nelson for change from A-1 to A-2 for construction of a single family residence on an existing lot not meeting criteria for Farmland Preservation was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Kathleen M. Cartwright for change from A-1 to A-2 for an existing lot of record not meeting Farmland Preservation criteria of 35 acres was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Planning & Zoning Committee to create Sec. 17.35, Historic Preservation District (overlay) and to renumber the existing Sec. 17.35, 'Definitions', as Sec. 17.36, was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Thomas J. Sawicki for change from R-1/B-3 to B-3 (Highway Business) for an existing automotive repair garage was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Daniel Kossel for change from R-2 (Floodplain) to R-2 to remove floodplain classification was referred to Planning & Zoning Committee.

A thank-you note from Supervisor Schwartz thanking the County Board for the floral arrangement they sent for her husband's funeral was read. A thank-you note from Susan Ertmer, County Clerk's Office, thanking the County Board for the floral arrangement they sent for her mother's funeral was read.

A letter from Rep. Dean Kaufert regarding Assembly Bill 375 was read and placed on file.

### COMMITTEE REPORTS

Supervisor Barker reported on the Arrowhead and Rat Rivers-Daggett Creek Watershed priority program. Supervisor Hue told the Board that the 16th Annual Winnebago County Field Days, held May 16 thru 18, was very successful. It was attended by 630 fourth graders from Neenah elementary schools. Supervisor Montgomery called the Supervisors attention to the petition they received on their desks calling for the banning of the physical desecration of the American Flag. This petition is from Jennifer Rhodes, the winner of the 4-H speakers' contest who addressed the Board at the June 6, 1995, meeting. Supervisor Montgomery urged the Supervisors to circulate the petition and return it to the

address indicated on the petition. Supervisor Planalp acknowledged Supervisor Montgomery's comments and mentioned that an American Flag had been burned as part of the desecration of the Sacred Heart Cemetery over the past weekend.

Carol Kaufmann, Assistant 4-H Director, introduced Tou Moua, the Washington Elementary School fourth grader who won a 4-H award for his speech on Laos. Tou, dressed in traditional Laotian clothing, gave his winning speech to the County Board.

### **PUBLIC HEARING**

Gerald Konrad, Public Works Director for the City of Oshkosh, spoke in support of Resolution No. 305-695, "Authorize Trade of Land Between City of Oshkosh and Winnebago County (Highway Department Property)". He presented a map of the area affected and explained the intent of Resolution No. 305-695. Ray Grigar, Winnebago County Highway Commissioner, spoke in support of Resolution No. 305-695.

### **COUNTY EXECUTIVE'S REPORT**

Executive Steinhilber told the Board that the Community Programs Department has moved into the Human Services Building in Oshkosh. The move went fine and things are going very well. The Social Services Department will be moving into the building by mid-July.

Executive Steinhilber and Sheriff Brooks toured the Huber Work Release Center. It is almost ready for furnishings. The Sheriff's Department will then be able to begin operations training for the officers at the new facility.

Executive Steinhilber spoke in support of and recommended passage of the following resolutions: No. 255-395, "(Amended) Create Full-Time Position of Juvenile Court Intake Worker and Part-time Position of Secretary--Juvenile Court Intake: Clerk of Courts Budget"; No. 289-695, "Authorize the Initial Planning and Design of the Expansion to the Exposition Center Building"; No. 290-695, "Authorize Commercial Airport Hangar Construction Project"; No. 291-695, "Purchase of Snow Plow Truck Chassis"; No. 302-695, "Authorize Amendment to Lease Agreement Between Winnebago County, Fox Valley Technical College and City of Oshkosh"; No. 303-695, "Amend Ground Lease and Use Agreement Between Winnebago County and the Experimental Aircraft Association"; and, No. 305-695, "Authorize Trade of Land Between City of Oshkosh and Winnebago County (Highway Department Property)".

Executive Steinhilber told the Board that the National Association of Counties (NACO) awarded Winnebago County three achievement awards. One award was given to Linda Wolfe, County Clerk, for the handbook she developed for the County Board Supervisors. Another award was given to the Social Services Department for their development of a general relief medical ID card. The third award was given to Park View Health Center for their Intermediate Care Facility for the Developmentally Disabled (ICF/MR) Business Group. Nineteen developmentally disabled residents belong to this business group, which manufactures and sells doggie treats. This program teaches the residents cooking skills, money management and other important lessons for day-to-day living.

Executive Steinhilber told the Supervisors that he will answer questions on the "Comprehensive Annual Financial Report" at a later date.

Executive Steinhilber said that the west side arterial's Endangered Resources Study has been completed. No protected plants or insects were found in the area.

Executive Steinhilber told the Supervisors that AB244 regarding general relief reductions has passed.

## **APPOINTMENTS**

### **BOARD OF ADJUSTMENT**

County Executive Steinhilber asked for confirmation of the reappointment of Betty Pollack, 300 West Lone Elm, Van Dyne WI 54979, and Arden Schroeder, 9458 Highway 45, Neenah, WI 54956, to the Board of Adjustment for terms beginning July 1, 1995 and ending June 30, 1998. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE.

### **MENASHA LIBRARY BOARD**

County Executive Steinhilber asked for confirmation of the reappointment of Joyce Schoepel, 2008 Omega Drive, Appleton, WI 54911, to the Menasha Library Board, term beginning July 1, 1995 and ending June 30, 1998. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE.

### **NEENAH LIBRARY BOARD**

County Executive Steinhilber asked for confirmation of the reapp-

pointment of Supervisor John Hue, District 30, to the Neenah Library Board, term beginning July 1, 1995 and ending June 30, 1998. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE.

#### **WINNECONNE LIBRARY BOARD**

County Executive Steinhilber asked for confirmation of the reappointment of Supervisor Harvey Rengstorf, District 37, to the Winneconne Library Board, term beginning July 1, 1995 and ending June 30, 1998. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE.

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

Chairman Maehl urged the Supervisors to share with their constituents the "Information Source Brochure" that was distributed at the June 6, 1995, meeting. It is very helpful for attaining information on all kinds of matters.

Chairman Maehl told the Board that he had received a copy of a letter sent to Sheriff Brooks from the Wisconsin Department of Corrections indicating that the Winnebago County Jail had passed their annual inspection.

Chuck Orenstein, Finance Director, has completed a study of the Industrial Development Board's loan history. It shows how successful this Board has been in encouraging economic growth in Winnebago County.

#### **ZONING REPORTS & ORDINANCES**

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to R-2 for construction of two single family dwellings. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-01-95. A request from James & Pilar Olson for change from A-1 (Agri-Business District--Farmland Preservation) to R-2 (Suburban Residential District--Single Family, subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: change to R-2 for a single family residential development. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-02-95. A request from Joyce Moon for zoning change from A-2 (General Farming District) to R-2 (Suburban Residential District, Single Family, Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3. A request from the Town of Rushford on behalf of Dale & Beverly Gruszynski for zoning change to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4. A request from the Town of Rushford on behalf of Tom & Lynn Egan for zoning change to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from the Town of Wolf River on behalf of Roy Luedtke for zoning change to A-3. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Vinland on behalf of Reinke Farms, Inc. for zoning change to R-1. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

#### **REPORTS, RESOLUTIONS & ORDINANCES**

**MOTION NO. 255-395A:—Take from the Table Reconsideration of Resolution #255-395 (Create Full- Time Position of Juvenile Court Intake Worker and Part-Time Position of Secretary - Juvenile Court Intake: Clerk of Courts Budget**

WHEREAS, Resolution #255-395, as amended, to "Create a Full-Time Position of Juvenile Court Intake Worker and Part-Time Position of Secretary-Juvenile Court Intake: Clerk of Courts Budget" was vetoed by the Winnebago County Executive; and

WHEREAS, at the April 18, 1995 meeting of the Winnebago County Board of Supervisors, the Winnebago County Board of Supervisors voted to reconsider said resolution; and

WHEREAS, thereafter, said reconsideration of said resolution was tabled.

NOW, THEREFORE, your undersigned Committee does hereby move that the reconsideration of Resolution #255-395 be taken from the table for consideration at this meeting of the Winnebago County Board of Supervisors.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE  
AND PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 255-395:—(Amended) Create Part-time Position of Juvenile Court Intake Worker and Part-time Position of Secretary--Juvenile Court Intake: Clerk of Courts Budget**

WHEREAS, with the continuing growth in the caseload of the Juvenile Intake Office, it has been determined that an additional part-time (50%) position of Juvenile Court Intake Worker and an additional part-time (50%) position of Secretary are required; and

WHEREAS, with the upcoming relocation of the Juvenile Court Intake Office to the Winnebago County Human Services Building - Oshkosh, adequate office space will be available to house such additional positions.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the part-time (50%) position of Juvenile Court Intake Worker and the part-time (50%) position of Secretary within the Juvenile Court Intake Office are hereby created within the Table of Organization of the Office of Juvenile Intake; and

BE IT FURTHER RESOLVED, that the creation of these positions shall take effect following the relocation of the Office of Juvenile Intake to the Winnebago County Human Services Building - Oshkosh (approximately July 17, 1995); and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of wages and benefits for these positions shall be taken from the Salary Contingency Fund; and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of operating expenses related to the creation of these positions be transferred from the Contingency Fund.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to rescind amended Resolution and make both positions (Juvenile Court Intake Worker and

Secretary) part-time positions. CARRIED BY VOICE VOTE.

Motion by Supervisor Rengstorf and seconded to adopt Resolution as amended. Motion by Supervisor Crowley and seconded to amend Resolution by making both positions temporary until the juvenile delinquency study is complete. Vote on Amendment - Ayes: 27. Nays: 7 - Rengstorf, Footit, O'Brien, Egan, Griesbach, Wagner and Brennand. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

Vote on Resolution as amended - Ayes: 34. Nays: 0. Excused: 3 - Lawson, Schaidler and Finch. CARRIED AS AMENDED.

**RESOLUTION NO. 289-695:—Authorize the Initial Planning and Design of the Expansion to the Exposition Center Building**

WHEREAS, it has become very apparent that the Winnebago County Exposition Center Building would be best utilized as a multiple character facility to better meet the needs of a wider variety of users; and

WHEREAS, exhibitors sponsoring large events have found that the present facility has insufficient space to meet the space demands of their events; and

WHEREAS, the current facility fails to offer flexibility in handling smaller groups which require the support and resources available at the Sunnyview Complex, and an addition would offer more flexibility in handling such small groups; and

WHEREAS, initial planning and design of the expansion of said facility is estimated to cost \$75,000, and said project is included in the 1995 Capital Improvements Program with the approximate cost of said project given at \$808,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the initial planning and design of an expansion to the Winnebago County Exposition Center Building at a cost not to exceed \$75,000.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said planning and design are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue to pay for said costs of planning and design of said facility expansion.

Submitted by:

PARKS & RECREATION AND COMMITTEE &  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 32. Nays: 2 - Crowley and Metzig. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 290-695:—Authorize Commercial Airport Hangar Construction Project**

WHEREAS, long-term operating revenue improvements are a financial priority at Wittman Regional Airport; and

WHEREAS, all commercial hangar space at the airport has been leased for many years with very little turnover; and

WHEREAS, attached to this resolution is a Capital Project Request form which is made a part of this resolution by reference; and

WHEREAS, the estimated cost for construction and engineering of a new commercial hangar building totals approximately \$340,000; and

WHEREAS, time is of the essence for construction of said hangar improvement in that the outdoor construction season shall end in November.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the construction of an airport hangar building at Wittman Airport at a cost not to exceed \$340,000 as is set forth in the Capital Project Request which is herewith attached.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that \$240,000 to pay for said project is hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue to pay for the costs of planning, engineering and construction of said hangar building improvement. Up to \$100,000 is authorized to be expended from the Airport Enterprise Fund to complete the financing.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that no contract will be executed to construct said building until Letters of Intent are signed by prospective users for at least two of the four rental units with minimum commitments of three years each.

Submitted by:

AVIATION COMMITTEE AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 27.

Nays: 7 - Rengstorf, Crowley, Pech, Kramer, Metzsig, Widener and Sievert. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 291-695:—Purchase of Snow Plow Truck Chassis**

WHEREAS, safe and efficient snow plow operations at Wittman Regional Airport are in the best interest of the Winnebago County taxpayer and airport users; and

WHEREAS, the airport currently uses a 1959 snow plow truck which is in need of significant repairs; and

WHEREAS, attached to this resolution is a Capital Project Request form which is made a part of this resolution by reference; and

WHEREAS, the estimated cost for a replacement truck chassis and snow plow transfer from the 1959 truck to the new truck is \$120,000; and

WHEREAS, time is of the essence for purchase of said equipment due to the long lead time needed to manufacture an airport snow plow chassis.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the purchase of a snow plow truck chassis and snow plow transfer at a cost not to exceed \$120,000 as set forth in the Capital Project Request which is herewith attached.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the Airport Enterprise Fund of Winnebago County.

Submitted by:

AVIATION COMMITTEE AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 32.  
Nays: 2 - Rengstorf and Crowley. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 292-695:—Disallow Claim of Amy Krueger**

WHEREAS, your Personnel and Finance Committee has had the claim of Amy Krueger referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recom-

mends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Amy Krueger dated April 4, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 293-695:—Disallow Claim of Kyle C. Kurszewski**

WHEREAS, your Personnel and Finance Committee has had the claim of Kyle C. Kurszewski 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 Kyle C. Kurszewski dated April 18, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes 34. Nays: 0. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 294-695:—Disallow Claim of Kenneth R. LaPlante d/b/a Sunshine Harbor**

WHEREAS, your Personnel and Finance Committee has had the claim of Kenneth R. LaPlante d/b/a Sunshine Harbor 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 Kenneth R. LaPlante d/b/a

Sunshine Harbor dated May 4, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by.  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to table until the August 15, 1995, meeting. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 295-695:—Disallow Claim of Steven C. Lawler**

WHEREAS, your Personnel and Finance Committee has had the claim of Steven C. Lawler 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 Steven C. Lawler dated April 3, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by.  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Abstain: 1 - Wagner. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 296-695:—Name County Depositories**

WHEREAS, pursuant to Section 59.74, Wisconsin Statutes, the Winnebago County Board of Supervisors must name those banking institutions which serve as depositories for County funds; and

WHEREAS, such a resolution was last passed by the Winnebago County Board of Supervisors in 1981; and

WHEREAS, the names of most banks which were named as depositories in 1981 have changed since that date, necessitating that a revised resolution be passed by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the following named financial institutions and

the State Investment Pool be designated as County depositories of Winnebago County as provided in Section 59.74, Statutes, and shall so remain as duly named depositories until such time as amended by the action of this Board:

Firstar Bank, Menasha  
M & I Bank, Oshkosh  
Bank One, Oshkosh  
First National Bank, Fox Valley  
Associated Bank, Neenah  
Firstar Bank, Appleton  
Bank One, Appleton  
F & M Bank of Winnebago County  
Oshkosh Savings Bank  
Norwest Bank, Appleton

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Firstar Bank of Oshkosh shall be designated as the primary working bank for Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the funds of the County be distributed among those banks named above as provided for in Section 59.74, Statutes, unless otherwise directed by the Winnebago County Board of Supervisors or any Committee designated with such power by the Winnebago County Board of Supervisors.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend Line 17 to read "Firstar Bank, Oshkosh". Vote on amendment - CARRIED BY VOICE VOTE. Vote on Resolution as amended - Ayes: 30. Nays: 1 - Montgomery. Excused: 6 - Lawson, Schaidler, Lauson, Wagner, Koziczkowski and Finch. CARRIED.

**RESOLUTION NO. 297-695:—Approve Amended Appraisal on Tax Deeded Properties**

WHEREAS, Section 3.03(1)(a), General Code of Winnebago County

requires that all tax deeded lands have their appraisal price determined by the Personnel and Finance Committee of the Winnebago County Board of Supervisors and thereafter approved by the Winnebago County Board of Supervisors; and

WHEREAS, a previous appraisal of tax deeded property located on Springbrook Road in the Town of Omro by Gregory Kargus has been amended by Mr. Kargus so as to lower the appraisal price from \$12,000 to \$11,000 because of the estimated costs of cleanup and fill necessary to make the property useable; and

WHEREAS, it is necessary pursuant to the ordinance referred to above that said amended appraisal be approved by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the amended appraisal of a parcel of property located on Springbrook Road in the Town of Omro at a value of \$11,000 pursuant to the land appraisal report of Gregory R. Kargus, which is herewith attached and incorporated as a part of this resolution. Said property is described as follows:

Commencing at Pt 100 ft W of NE corner NE NE S 250 ft. W 50 Ft. n 250 Ft. E 50 Ft. to beginning.  
S 10 T18 R15, Town of Omro, Winnebago County, Wisconsin

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 31. Nays: 0. Excused: 6 - Lawson, Schaidler, Lauson, Wagner, Koziczkowski and Finch. CARRIED.

**RESOLUTION NO. 298-695:—Authorize Review By County Auditor of Compliance with Americans With Disabilities Act**

WHEREAS, the Winnebago County Auditor previously conducted a review as to what efforts would be needed by Winnebago County to comply with the Americans With Disabilities Act; and

WHEREAS, Winnebago County has taken numerous steps in the recent past to comply with the Americans With Disabilities Act; and

WHEREAS, your undersigned Supervisor believes that it would be in the County's best interest for review of the County's compliance with

the Americans With Disabilities Act be conducted by the Winnebago County Auditor at the present time.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Auditor to conduct a review as to the present status of the compliance of Winnebago County with the Americans With Disabilities Act.

Submitted by:  
JOSEPH N. MAEHL  
COUNTY BOARD SUPERVISOR  
DISTRICT #6

Motion by Supervisor Maehl and seconded to adopt. Ayes: 31. Nays: 0. Excused: 6 - Lawson, Schaidler, Lauson, Wagner, Koziczkowski and Finch. CARRIED.

**RESOLUTION NO. 299-695:—Authorize Approval and Acceptance of Easement from Steven Scharpf and Judy L. Scharpf to Winnebago County (Wittman Regional Airport)**

WHEREAS, it has recently come to the attention of the Director of Wittman Regional Airport that part of the airport perimeter fence encroaches upon the property of Steven G. Scharpf and Judy L. Scharpf which is located on Medalist Drive in the City of Oshkosh; and

WHEREAS, Steven G. Scharpf and Judy L. Scharpf are willing to grant an easement to Winnebago County so as to allow the perimeter fence to remain in place until such time as the fencing needs to be replaced; and

WHEREAS, your undersigned Committee has reviewed said easement and recommends its approval by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the Winnebago County Clerk and the Winnebago County Executive to accept and record an easement from Steven G. Scharpf and Judy L. Scharpf to Winnebago County as to property described in Certified Survey Map #3142 in the Fourteenth Ward, City of Oshkosh, Winnebago County, Wisconsin; with said easement to be as herein described in the attached easement document and exhibits, which are made a part of this resolution.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33.  
Nays: 0. Excused: 4 - Lawson, Schaidler, Wagner and Finch.  
CARRIED.

**AMENDED**

**RESOLUTION NO. 300-695:—Authorize Amendment #3 to Ground Lease Agreement Between Winnebago County and C. R. Meyer & Sons Company (Wittman Regional Airport)**

WHEREAS, Winnebago County and C.R. Meyer and Sons Company entered into a ground lease for premises located at Wittman Regional Airport on April 29, 1988; and

WHEREAS, C.R. Meyer and Sons Company desires to lease an additional 5600 square feet from Winnebago County at Wittman Regional Airport, thus resulting in a new total of 90,950 square feet of land leased under said ground lease agreement; and

WHEREAS, your Aviation Committee recommends that an amendment to the April 29, 1988 lease between Winnebago County and C.R. Meyer and Sons Company be approved so as to allow C.R. Meyer and Sons Company to lease approximately 5,600 square feet of space from Winnebago County at Wittman Regional Airport.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to enter into an amendment to the ground lease between Winnebago County and C.R. Meyer and Sons Company, dated April 29, 1988, so as to allow C.R. Meyer and Sons Company to lease approximately 5,600 square feet more of premises at Wittman Regional Airport from Winnebago County, said amendment to be effective as of June 22, 1995.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33.  
Nays: 0. Excused: 4 - Lawson, Schaidler, Wagner and Finch.  
CARRIED.

**RESOLUTION NO. 301-695:—Adopting the Overall Economic Development Program, 1995 Annual Report- Prepared by the East Central Regional Planning Commission**

WHEREAS, the East Central Wisconsin Regional Planning Commission has prepared an Overall Economic Development Program (OEDP) which analyzes the economy of the region and sets forth certain strategies to encourage economic development; and

WHEREAS, the Winnebago County Board of Supervisors has previously adopted the OEDP to enable designation of the region as an Economic Development District and continues to support the ongoing District Overall Economic Development Program of the Commission; and

WHEREAS, this program requires annual updating to maintain a current perspective on the economic development issues of the County and the Region; and

WHEREAS, the annual update maintains eligibility for Economic Development Administration funding of economic development projects and supports local development projects for other federal and state programs; and

WHEREAS, the County and its municipalities have participated in the OEDP planning process.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors hereby adopts the Overall Economic Development Program 1995 Annual Report prepared by the East Central Wisconsin Regional Planning Commission.

Submitted by,  
INDUSTRIAL DEVELOPMENT BOARD

WITHDRAWN BY SUPERVISOR MAEHL.

**RESOLUTION NO. 302-695:—Authorize Amendment to Lease Agreement Between Winnebago County, Fox Valley Technical College and City of Oshkosh**

WHEREAS, on September 14, 1992, Winnebago County entered into a Lease Agreement between itself, Fox Valley Technical College and the City of Oshkosh regarding property presently known as the "Fox Valley Technical College Aviation Center"; and

WHEREAS, Winnebago County, as was indicated in the original Lease Agreement, intends to acquire the property upon which the Fox Valley Technical College Aviation Center is located upon from the City of Oshkosh as was originally planned and budgeted; and

WHEREAS, as was originally planned, Winnebago County is attempting to obtain funding from the Federal Aviation Administration for the purchase of said property from the City of Oshkosh; and

WHEREAS, said grant is conditioned upon a lease amendment to the above mentioned lease that would require Fox Valley Technical College to pay the Airport a "fair market rent"; and

WHEREAS, the Federal Aviation Administration has stipulated that the rental rates established by the General Code of Winnebago County represent fair market rent for airport land; and

WHEREAS, amending the present Lease Agreement so as to provide that Fox Valley Technical College will pay an annual rent under the rate set forth by the General Code of Winnebago County will result in rent being paid to Winnebago County of \$11,900 per year as opposed to a nominal \$1.00 per year charge under the present lease; and

WHEREAS, amending said lease will allow the County to obtain a Federal grant of approximately \$127,000 so as to purchase the property upon which the Center is located from the City of Oshkosh and close out the project's construction financing plan.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the attached lease amendment between the City of Oshkosh, Winnebago County and Fox Valley Technical College so as to provide that the amount of \$994.08 per month for the lease of the Fox Valley Technical Center shall be paid to Winnebago County commencing on June 22, 1995. A copy of said amendment is herewith attached and incorporated as a part of this resolution.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Arne to delete the third paragraph on page 1 of the "Amendment of Lease Agreement". Supervisor Arne withdrew his motion. Vote on Resolution - Ayes: 33. Nays: 1 - Crowley. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 303-695:—Amend Ground Lease and Use Agreement Between Winnebago County and the Experimental Aircraft Association**

WHEREAS, a Ground Lease and Use Agreement between Winnebago County and the Experimental Aircraft Association was entered into on June 1, 1993 between the parties; and

WHEREAS, the Federal Aviation Administration has requested that further documentation be added to the Lease to describe how payments are computed under said Lease Agreement; and

WHEREAS, a tentative amendment to said Lease has been agreed upon between Winnebago County's Aviation Committee and the Experimental Aircraft Association wherein payments to the County under said Lease Agreement will be designed to fit a "per square foot leasing format" as opposed to the present "lump sum" format; and

WHEREAS, under the proposed amendment to said Lease, the Experimental Aircraft Association's annual control of leased property will be reduced without reducing that Association's airport maintenance responsibilities.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the tentative amendment to the Ground Lease and Use Agreement between Winnebago County and the Experimental Aircraft Association which is herewith attached and made a part of this resolution by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to execute said amendment to the Lease Agreement entered into between Winnebago County and the Experimental Aircraft Association on June 1, 1993.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Arne and seconded to amend the fourth paragraph of page 2 of "Amendment No. 1" by adding, "with the consent of the Aviation Committee" after "Airport Director". Supervisor Arne withdrew his amendment. Motion by Supervisor Arne to refer back to Committee. Supervisor Arne withdrew his motion. Vote on Resolution - Ayes: 32. Nays: 2 - Crowley and Brennand. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**ORDINANCE NO. 304-695:—Amend Section 5.01(2)(a) General Code of Winnebago County (Huber Law Prisoners)**

WHEREAS, due to inflation, your undersigned Committee believes that an increase in the per capita daily charge established for Huber prisoners of \$.25 is justified.

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

Section 5.01(2)(a) of the General Code of Winnebago County be amended to read as follows:

**5.01 HUBER LAW PRISONERS.**

(2) PER CAPITA DAILY COST. (a) A per capita daily charge equal to the actual costs of meals, tax, plus \$5.25 is hereby established for all Huber Law prisoners. Each prisoner shall be charged for all meals served during each day incarcerated, regardless as to the prisoner actually consuming each meal.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this amendment shall be effective as of July 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 305-695:—Authorize Trade of Land Between City of Oshkosh and Winnebago County (Highway Department Property)**

WHEREAS, the City of Oshkosh has requested that Winnebago County trade to the City of Oshkosh property along the County Highway Department's Knapp Street property south border, including a steel storage shed, in return for the City of Oshkosh conveying to Winnebago County railroad right-of-way land adjacent to said Winnebago County Department property; and

WHEREAS, your undersigned Committee believes that said land swap would enhance the value of the current Winnebago County

Highway Department facility for resale and in turn would allow the City of Oshkosh to extend Osborn Avenue to Koeller Road thus promoting further development in that area; and

WHEREAS, your undersigned Committee recommends that said trading of property between the City of Oshkosh and Winnebago County be approved.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the County Executive and the County Clerk to enter into the attached agreement between Winnebago County and the City of Oshkosh, a copy of which is herewith attached and incorporated herein, providing for the trading of property between Winnebago County and the City of Oshkosh as therein described.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to convey title to the following described parcel of property in the City of Oshkosh to the City of Oshkosh:

All that part of the SE 1/4 and the SW 1/4 of the NE 1/4 of Section Twenty-seven (27), Township Eighteen (18) North, Range Sixteen (16) East, in the 13th Ward, City of Oshkosh, Winnebago County, Wisconsin, described as follows:

The north 66 feet of the south 422.1 feet of lots 11 and 12 of Leach's map of 1894. Said parcel including approximately 1.9 acres of land.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said conveyance shall be contingent upon the City of Oshkosh conveying full title of the following parcel of property located in the City of Oshkosh to Winnebago County, the conveyance of which the County Executive and County Clerk are hereby authorized to accept from the City of Oshkosh:

A part of the former Chicago, Milwaukee, St. Paul and Pacific Railroad Company abandoned railroad Right of Way acquired by the State of Wisconsin Department of Transportation in Deed recorded as Document NO. 607086 in the office of the Register of Deeds, Winnebago County, Wisconsin, and described as follows:

A parcel of land 66 feet in width lying 33 feet in width on either side of the centerline which runs Northeasterly as surveyed, located and laid out, from a line which is parallel to and 422.1 feet north of the south line of Lots 11 and 12 of Leach's Map of 1894, to the north line extended of Lot 2 of Leach's Map of 1894, and which centerline runs through the NE 1/4 of Section Twenty-seven (27), Township Eighteen (18) North,

Range Sixteen (16) East; 13th Ward, City of Oshkosh, Winnebago County, Wisconsin. Said parcel including approximately 1.9 acres of land.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Motion by Supervisor Wagner and seconded to refer back to Committee until we get more information on traffic and environmental impact. Vote on referring back to Committee: Ayes: 13 - Barker, Crowley, Diakoff, King, Griesbach, Metzger, Putzer, Wagner, Troxell, Sievert, Brennand, Albrecht and Maehl. Nays: 21 - Rengstorf, Footit, Pech, Kramer, Hue, Lauson, Kollath, Klitzke, Montgomery, Planalp, O'Brien, Egan, Robl, Savas, Schwartz, Widener, Frassetto, Sundquist, Rankin, Arne and Koziczowski. Excused: 3 - Lawson, Schaidler and Finch. LOST. Vote on Resolution: Ayes: 27. Nays: 7 - Crowley, Diakoff, Putzer, Schwartz, Wagner, Troxell and Brennand. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

**RESOLUTION NO. 306-695:—Amend Section 5.11 of the Rules of the Winnebago County Board of Supervisors**

WHEREAS, Section 5.11 of the Rules of the Winnebago County Board of Supervisors reads as follows:

“5.11 The Chairman’s appointment to fill a County Board vacancy shall be made not later than sixty (60) days after the vacancy occurs.”; and

WHEREAS, Section 59.03(3)(e). Wisconsin Statutes, provides no specific time limit for the filling of vacancies upon the County Board of Supervisors; and

WHEREAS, a vacancy presently exists upon the Winnebago County Board of Supervisors as the result of the resignation of Kristi Winters, effective June 1, 1995; and

WHEREAS, Ms. Winters resided in a district which is almost completely comprised of residents of dormitories at the University of Wisconsin-Oshkosh; and

WHEREAS, most of the residents of Ms. Winters’ district are not physically present within the district during the summer months; and

WHEREAS, your undersigned believes that delaying a nomination to the Board of Supervisors until September as to the filling of the vacancy in Ms. Winters' district would allow for more capable persons who are interested in filling such a vacancy to make their interest known to the Winnebago County Board Chairman.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Sec. 5.11 of the Rules of the Winnebago County Board of Supervisors to read as follows:

“Section 5.11 The Chairman’s appointment to fill County Board vacancies shall be made not later than 120 days after the vacancy occurs.”

Submitted by:

JOSEPH N. MAEHL, DIST. #6  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Maehl and seconded to adopt. Motion by Supervisor Maehl and seconded to amend Line 33 to state that, “this Resolution will apply only to District 16.” Corporation Counsel Bodnar advised that this would not be the correct way to amend this resolution. Motion by Supervisor Lauson and seconded to suspend rules to make the appointment to Supervisory District 16 at a later date and to amend Resolution as follows: Line 2 - change “Amend” to “Suspend”; Line 28 - change “amends” to “suspends”; Line 29 - delete “to read as follows.” and add “until such time as the County Board Chairman nominates a person to fill the vacancy resulting from the resignation of Kristi Winters from the Winnebago County Board of Supervisors.”  
CARRIED BY VOICE VOTE.

**RESOLUTION NO. 307-695:—Provide County Share (\$13,000);  
County Aid Bridge Project: Town of Poygan**

WHEREAS, a letter was referred to your Highway Committee from the Town of Poygan requesting County aid for the replacement of a bridge on Haase Road in the Town of Poygan; and

WHEREAS, the County Board, by Resolution #7, dated January 8, 1958, adopted certain guidelines and restrictions for aiding townships in the construction, improvement or repair of town bridges located in Winnebago County, pursuant to Section 81.38, Wisconsin Statutes; and

WHEREAS, your Committee has determined that the request from the Town of Poygan meets the guidelines and restrictions set forth in the

resolution herein above referred to.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the request from the Town of Poygan for the replacement of a bridge on Haase Road be approved for aid in the amount set forth as follows:

Town of Poygan's share	-	\$13,000
County's share	-	\$13,000
TOTAL PROJECT COST	-	\$26,000

BE IT FURTHER RESOLVED that the County's share in the amount of \$13,000 shall be made available from the Highway Department Bridge Maintenance Account.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Lawson, Schaidler and Finch. CARRIED.

#### CLOSED SESSION

Motion by Supervisor Lauson and seconded to go into Closed Session, pursuant to Sec. 19.85(1)(e), Wis. Stats., for the purpose of deliberating the purchase of public properties. Ayes: 33 - Rengstorf, Footit, Barker, Crowley, Diakoff, Pech, Kramer, Hue, King, Lauson, Kollath, Klitzke, Montgomery, Planalp, Egan, Griesbach, Metzsig, Putzer, Robl, Savas, Schwartz, Widener, Frassetto, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Koziczkowski, Brennand, Albrecht and Maehl; Nays: 0. Excused: 4 - Lawson, Schaidler, O'Brien and Finch. The Board went into Closed Session at 9:15 p.m.

At 9:40 p.m., a motion was made by Supervisor Albrecht and seconded to go into Open Session. Ayes: 30 - Rengstorf, Footit, Barker, Crowley, Diakoff, Pech, Kramer, Hue, King, Kollath, Klitzke, Planalp, Egan, Griesbach, Metzsig, Putzer, Robl, Savas, Schwartz, Frassetto, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Koziczkowski, Brennand, Albrecht and Maehl. Nays: 0. Excused: 7 - Lawson, Schaidler, Lauson, Montgomery, O'Brien, Widener and Finch.

Supervisor King moved and it was seconded to adjourn to Tuesday, July 18, 1995, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:45 p.m.

Respectfully submitted.  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Adjourned meeting held June 20, 1995.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION**  
**COUNTY BOARD MEETING**  
**TUESDAY, JULY 18, 1995**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Metzger, Finch and Savas.

Supervisor Planalp moved and it was seconded to accept the minutes of June 6 and June 20, 1995. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to approve the agenda with the change to act on Resolution No. 319-795 before Resolution No. 308-795. CARRIED BY VOICE VOTE.

**COMMUNICATIONS, PETITIONS, ETC.**

Petition for Zoning Amendment from Ronald Wachholz for change from B-3 to R-1 for construction of a single-family dwelling was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Sandra Sauer for change from R-1 to A-1 to combine property within one zoning district was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Stanley Woldt for change from B-1 to R-1 for construction of a single family dwelling was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Planning & Zoning Committee to delete and recreate Sec. 17.24 (Airport Zoning District - Air Overlay) was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from

Leonard Baer for change from A-1 to R-1 for construction of a single family resident was referred to the Planning & Zoning Committee.

### **COMMITTEE REPORTS**

Supervisor Montgomery reported to the Board that Charlene Lowe, Park View Health Center Administrator, has been elected President of the Board of Directors for the Wisconsin Association of Homes and Services for the Aging (WAHSA). He also reported that on July 11 a ground breaking ceremony was held for the handicapped-accessible outdoor courtyard project. This project has been funded by the John & Ethel Keller Foundation as a memorial for their nephew Stephen Courtois.

Supervisor Barker told the Board that the InfoSource Brochure distributed by the University Extension Office is very popular. Articles in the Oshkosh Northwestern and the Appleton Post Crescent have generated a lot of calls about the brochure.

Supervisor Rengstorf informed the Board that on Saturday, July 15, the new Work Release Center was dedicated and opened for occupancy for thirty-six prisoners. By the end of the month, all of our Huber prisoners that are housed in other counties will be transferred to the new facility.

Supervisor Lawson congratulated Linda Wolfe, County Clerk, on her NACO award for the supervisors' handbook she designed. She congratulated Norm Halfen, Financial Assistance Division Manager, Social Services, on his NACO award for the development of the general relief medical ID card. She also extended congratulations to Charlene Lowe, Park View Health Center Administrator, for the NACO award that the Intermediate Care Facility for the Developmental Disabled Business Group received for their program that manufactures and sells doggie treats.

Supervisor Albrecht told the Board that an Alaskan newspaper travel section mentioned the EAA Convention in Oshkosh. He reported that the Civil Air Patrol for youths graduated 57 cadets from their flight training program. Sixty more cadets are expected for the Civil Air Patrol encampment that will be held after EAA. He reported that the Schiefelbein property has been purchased by the County. The Schiefelbein's will remain in the home until sometime next year, but the remainder of the property has been turned over to the County.

Supervisor Wagner told the Board about a letter from the Hoffman Corporation that commended Art Druke for all his efforts and hard work

in the various building and renovation projects. Supervisor Wagner would like to have an award presented to Mr. Druke in recognition of his hard work and dedication.

### **PUBLIC HEARING**

Harrison Sturgis, 1575 Oakridge Road, Neenah, Wisconsin, spoke about Zoning Report 004 and Amendatory Ordinance 07-04-95.

Ken Theine, East Central Wisconsin Regional Planning Commission, explained Resolution No. 319-795, "Adopting the Overall Economic Development Program, 1995 Annual Report--Prepared by the East Central Regional Planning Commission."

### **COUNTY EXECUTIVE'S REPORT**

Executive Steinhilber shared with the Board the good news about unemployment figures for the month of May. The national unemployment average is 5.9% and Wisconsin's is 3.7%. Winnebago County came in well under the state's average at 2.8%.

Executive Steinhilber spoke to the Board about Resolution No. 320-795, "Authorize Retainer of Construction Manager for Sunnyview Office Building Project and Appropriation Therefor". Mr. Steinhilber said that because construction management is a "professional service" and not "public works", no bids are required to contract for a construction manager.

Mr. Steinhilber explained that he contacted C.R. Meyer & Sons after the bid opening only to, "determine if they would cap the project based on a lower estimate of the projected time--there was no change in the hourly rates previously given." After this was determined, and because Mr. Steinhilber felt that C.R. Meyer & Sons made a better presentation at their interview, and because he felt, "it was time for a new player with a different perspective," Mr. Steinhilber recommended to the Property Management & Maintenance Committee on July 12 that C.R. Meyer & Sons bid be accepted.

Mr. Steinhilber stated that the fact that C.R. Meyer & Sons bid came in seven minutes past the deadline for the bids was not an issue, because it shouldn't have been a bid in the first place.

Mr. Steinhilber stated that Hoffman Corporation is and has been construction manager on a number of Winnebago County projects; and that, "we have been very comfortable working with Hoffman Corporation and we are very satisfied with its work." However, he believes that a new project manager would be beneficial to Winnebago County. He

also stated that, "some of these projects were awarded without request for proposals from other companies."

Mr. Steinhilber told the Board that his recommendation was, "made in good faith," and that his motives were to, "get the best deal possible for the taxpayers of Winnebago County."

At this point, a number of Supervisors expressed their concern over the situation. Supervisor Wagner thought that at one time the Board had passed a resolution requiring bids for any project costing more than \$5,000. She also stated that in the past if a bid came in past the deadline, it was not accepted. Supervisor Frassetto said he was concerned about problems developing if we don't have set guidelines for these situations. He feels that companies may not want to submit proposals for projects if these guidelines are not established and adhered to.

Mr. Steinhilber told the Board that John and Ethel Keller attended the groundbreaking ceremony for the handicapped-accessible outdoor courtyard project at Park View Health Center. It is because of the Keller's donations that this project is possible. It is being constructed as a memorial to their nephew Stephen Courtois. Stephen was a volunteer and a friend to several residents at Park View Health Center.

Mr. Steinhilber asked that the Board delay action on Zoning Report No. 009 regarding the historic preservation ordinance. He feels it should be reviewed further by the Corporation Counsel before it is enacted.

Mr. Steinhilber urged the Board to pass Resolution No. 321-795, "Authorize Audit of Environmental Costs".

Mr. Steinhilber told the Board about the letter he had received from Tom Martin of the Hoffman Corporation regarding Arthur Druke. Mr. Martin wanted to acknowledge Mr. Druke's efforts and hard work in the Human Services Building project and the Work Release Center project. Mr. Martin stated that the County saved over \$30,000 because of Mr. Druke and his staff salvaging materials, installing equipment, painting and doing general maintenance, and providing clean up crews. Mr. Martin stated that Mr. Druke was always available to provide assistance and was instrumental in the development of the blue prints for the projects.

Mr. Steinhilber and the Board extended their congratulations to Mr. Druke with a round of applause.

## **COUNTY EXECUTIVE APPOINTMENT**

### **BOARD OF HEALTH**

County Executive Steinhilber asked for confirmation of the reappointment of Dr. Claire Meisenheimer, UW-Oshkosh College of Nursing, 800 Algoma Boulevard, Oshkosh, WI 54901, and the appointment of Dr. Steven Blaha, MD, Oshkosh Internal Medicine Clinic, 650 Doctors Court, Oshkosh, WI 54901, to the Board of Health for terms beginning August 1, 1995 and ending July 31, 1997. Motion by Supervisor O'Brien and seconded to approve. **CARRIED BY VOICE VOTE.**

### **VETERANS' SERVICES COMMISSION**

County Executive Steinhilber asked for confirmation of the appointment of David Dorow, 1985 Arlington Drive, Oshkosh WI 54901, to the Veterans' Services Commission to fill the unexpired term of James Stahl who retired. Mr. Dorow's term would commence immediately and end on December 31, 1995; and, thereafter, the length of the appointment would be for three years. Motion by Supervisor O'Brien and seconded to approve. **CARRIED BY VOICE VOTE.**

## **COUNTY BOARD CHAIRMAN REPORT**

Chairman Maehl extended birthday wishes to Supervisors Kramer, Sievert, Wagner, Widener and John Bodnar, Corporation Counsel.

Chairman Maehl commended Supervisor Montgomery for his comments in the newspaper regarding travel expense.

He also encouraged the Supervisors to be active in their districts and share county government information with their constituents.

Chairman Maehl expressed concern about the crowded office conditions at the Safety Building. He feels that a possible solution to the overcrowding would be to have the City of Oshkosh move out of the building. Supervisor O'Brien suggested that this issue be put on the agenda for the next Special Orders Session of the Board.

## **ZONING REPORTS & ORDINANCES**

**REPORT NO. 001.** A report from Planning & Zoning Committee re: zoning change to R-1 (Single Family) for creation of one residential lot. Motion by Supervisor Sievert and seconded to accept the report to deny. **CARRIED BY VOICE VOTE, WITH ONE NAY.**

AMENDATORY ORDINANCE NO. 07-01-95. A request from Leslie Powell for zoning change from A-1 (Agri-Business District, Farmland Preservation) to R-1 (Rural Residential District, Single-Family, Non-subdivided). Motion by Supervisor Sievert and seconded to deny. CARRIED BY VOICE VOTE, WITH THREE NAYS.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-1 Rural Residential District (Single-Family, Non-subdivided) to remove wetland classification from this parcel. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-02-95. A request from Harold L. Powell for zoning change from R-1/Wetland Rural Residential District (Single-Family, Non-subdivided) to R-1 Rural Residential District (Single-Family, Non-subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to M-1 (Light Industrial) for an existing manufacturing business. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-03-95. A request from Lynn Cooper/Fox River Tool for zoning change from B-3 (General Business District) to M-1 (Light Industrial and Office District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to B-3 (General Business District) and A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-04-95. A request from Dyna-Kleen, Inc., for zoning change from B-1 (Local Services District), B-3 (General Business District) and A-2 (General Farming District) to B-3 (General Business District) and A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to A-2 (General Farming). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-05-95. A request from Catherine L. Cartwright for zoning change from A-1 (Agri-Business District) to A-2 (General Business District) for an existing lot of record

not meeting farmland preservation criteria of 35 acres. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: zoning change to A-2 (General Agriculture). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-06-95. A request from Wesley W. and Ann Raddatz for zoning change from A-1 (Agri-Business District) to A-2 (General Business District) for creation of one residential lot. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE, WITH TWO NAYS.

REPORT NO. 007. A report from Planning & Zoning Committee re: zoning change to B-3/HB General Business District (Highway Business). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-07-95. A request from Thomas J. and Sharon L. Sawicki for zoning change from R-1 (Rural Residential District--Single Family non-subdivided) and B-3 (General Business District) to B-3/HB General Business District (Highway Business) for an existing automotive repair garage. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 008. A report from Planning & Zoning Committee re: zoning change to R-2 Suburban Residential District (Single-Family Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-08-95. A request from Daniel E. and Joan L. Kossel for zoning change from R-2/Floodplain Suburban Residential District (Single-Family Subdivided) to R-2 Suburban Residential District (Single-Family Subdivided) to remove floodplain classification. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 009. A report from Planning & Zoning Committee re: text amendment to the Winnebago County Town/County Zoning Ordinance. Supervisor Sievert asked that this ordinance be held over until the August, 15, 1995, meeting.

AMENDATORY ORDINANCE NO. 10. A request from the Town of Vinland on behalf of William Farrey and Chris Thorpe for zoning change to B-3. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11. A request from the Town of Vinland on behalf of Gerry Geiger and Dennis Casey for zoning change to B-3. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

**REPORTS, RESOLUTIONS & ORDINANCES**

**RESOLUTION NO. 308-795—Disallow Claim of J.B. (a Minor born 8/22/90) and J.B. (Natural Guardian and Parent of said Minor)**

WHEREAS, your Personnel and Finance Committee has had the claim of J.B. (a Minor born 8/22/90) and J.B. (Natural Guardian and Parent of said Minor) 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 J.B. (a Minor born 8/22/90) and J.B. (Natural Guardian and Parent of said Minor) dated May 24, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 1 - Montgomery. Excused: 3 - Metzger, Finch and Savas. CARRIED.

**RESOLUTION NO. 309-795—Disallow Claim of K.C.L. (a Minor), by Rebecca Bunnell (Natural Guardian and Mother) and Rebecca Bunnell (Individually)**

WHEREAS, your Personnel and Finance Committee has had the claim of K.C.L. (a Minor) by Rebecca Bunnell (Natural Guardian and Mother) and Rebecca Bunnell (Individually) 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 K.C.L. (a Minor) by Rebecca Bunnell (Natural Guardian and Mother) and Rebecca Bunnell (Individually) dated May 23, 1995, be and the same is hereby disallowed for

the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 1. Excused: 3 - Metzsig, Finch and Savas. CARRIED.

**RESOLUTION NO. 310-795—Disallow Claim of Denise Wagoner**

WHEREAS, your Personnel and Finance Committee has had the claim of Denise Wagoner, 177 Oak Street, Berlin, WI 54923 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 Denise Wagoner, 177 Oak Street, Berlin, WI 54923 dated June 15, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Metzsig, Finch and Savas. CARRIED.

**RESOLUTION NO. 311-795—Replace One Position of Secretary with One Position of Accountant: Sheriff's Department**

WHEREAS, as part of a comprehensive reorganization plan for the Winnebago County Sheriff's Department, it has been determined that the operations of the Department can be enhanced by the replacement of the position of Secretary-Detective Division with the position of Accountant; and

WHEREAS, the recent departure of the incumbent in the position of Secretary-Detective Division makes a replacement of positions at this time possible without the prospect of layoff or reassignment of the incumbent;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that one position of Accountant can be created as a replacement for one position of Secretary within the Table of Organization of the Winnebago County Sheriff's Department; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to cover the cost of this action be made available from within the budget of the Sheriff's Department.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE AND  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34.  
Nays: 0. Excused: 3 - Metzsig, Finch and Savas. CARRIED.

**RESOLUTION NO. 312-795—Convert Four Existing Full-Time Positions within the Winnebago County Sheriff's Department to Four New Positions of Lieutenant-Shift Commander and Reduce One Position of Corporal to the Rank of Police Officer**

WHEREAS, as part of a comprehensive reorganization plan for the Winnebago County Sheriff's Department it has been determined that proper management of the Department requires the presence of a management shift commander to be in charge of all departmental operations during evening and weekend hours when other management personnel are unavailable; and

WHEREAS, the appropriate rank for such managers is the rank of Lieutenant; and

WHEREAS, by converting existing positions within the Department to the positions of Lieutenant-Shift Commander, the most cost-effective improvement in the management staffing of the Department can be obtained; and

WHEREAS, the positions to be converted would be the following: (1) Administrative Sergeant-Patrol, (1) Administrative Sergeant-Communications, and (2) Corporal-Patrol; and

WHEREAS, additional cost savings can be realized through the reduction of one unassigned position of Corporal within the Support Services Division to the rank of Police Officer;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that two full-time positions of Sergeant and two

full-time positions of Corporal within the Winnebago County Sheriff's Department be, and hereby are, converted into four full-time positions of Lieutenant-Shift Commander; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that one existing unassigned position of Corporal be reduced in rank to the position of Police Officer; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds necessary to cover the cost of this action be applied from within the budget of the Sheriff's Department; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the positions of Lieutenant-Shift Commander be eligible for wages and fringe benefits in accordance with the Administrative Employee Salary Plan and the Winnebago County Personnel Policy Manual; that, in addition, they be eligible for an annual uniform allowance in the amount of \$347; and that their vacation entitlement be defined as one week equaling five work days.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE AND  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33.  
Nays: 1 - Schaidler. Excused: 3 - Metzger, Finch and Savas. CARRIED.

**RESOLUTION NO. 313-795—Commendation to Louise Long**

WHEREAS, Louise Long has been employed with Park View Health Center of Winnebago County for the past twenty-six years and eleven months, and that during that time has been a most conscientious and devoted County employee; and

WHEREAS, Louise Long has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation be, and it hereby is, extended to Louise Long for the fine services she has rendered to Winnebago County; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Clerk send a copy of this Resolution to Louise Long.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Metzsig, Finch and Savas. CARRIED.

**RESOLUTION NO. 314-795—Commendation to Diane Havemann**

WHEREAS, Diane Havemann has been employed with the Sheriff's Department of Winnebago County for the past twenty-two years and four months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Diane Havemann has now resigned from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation be, and it hereby is, extended to Diane Havemann for the fine services she has rendered to Winnebago County; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Clerk send a copy of this Resolution to Diane Havemann.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Metzsig, Finch and Savas. CARRIED.

**RESOLUTION NO. 315-795—Increase the Hours of the Part-Time Position of Secretary I (Juvenile) from 50% to 80%: District Attorney's Office**

WHEREAS, because of the growing number of juvenile cases and the transfer of the preparation of dispositional orders from the courts to the District Attorney's Office, the workload of the part-time Secretary I assigned to juvenile cases has grown and now requires an 80% time commitment on an ongoing basis;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the regular hours for the part-time position of Secretary I (Juvenile) in the District Attorney's Office be upgraded from 50% to 80%; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds necessary to cover the increased cost of wages and benefits for this position be transferred to the budget of the District Attorney's Office from the Salary Contingency Fund.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE AND  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Motion by Supervisor Wagner and seconded to increase the position to full time. Vote on motion - Ayes: 20 - Rengstorf, Footit, Barker, King, Lauson, Klitzke, Montgomery, Planalp, O'Brien, Egan, Griesbach, Putzer, Robl, Frassetto, Sundquist, Rankin, Wagner, Koziczkowski, Brennand and Maehl. Nays: 14 - Crowley, Diakoff, Pech, Kramer, Lawson, Hue, Kollath, Schaidler, Schwartz, Widener, Troxell, Sievert, Arne and Albrecht. Excused: 3 - Metzsig, Finch and Savas. CARRIED. Vote on amended resolution - Ayes: 26. Nays: 8 - Crowley, Kramer, Lawson, Hue, Kollath, Schaidler, Widener and Arne. Excused: 3 - Metzsig, Finch and Savas. CARRIED AS AMENDED.

#### **RESOLUTION NO. 316-795—Approve Claim of Harland Tritt**

WHEREAS, on June 6, 1995, Harland Tritt of the Town of Poygan, Winnebago County, filed a claim with the Town of Poygan Board of Supervisors pursuant to Section 174.11, Wisconsin Statutes, for damages resulting in the death of a registered Angus calf by two dogs; and

WHEREAS, Section 174.11, Wisconsin Statutes, provides for the Town Board of Supervisors to investigate and make a decision as to claims for damages by dogs to domestic animals within 30 days; and

WHEREAS, the Town of Poygan Board found, based upon the claim of Harland Tritt, that Mr. Tritt had suffered damages in the amount of \$100.00 as a result of said calf having been killed by dogs; and

WHEREAS, your undersigned Committee recommends that said claim be approved by the Winnebago County Board of Supervisors as recommended by the Town of Poygan Board of Supervisors, and that said

claim be paid out of the Winnebago County Dog License Fund as is provided by Section 174.11(3), Wisconsin Statutes;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the claim of Harland Tritt as recommended by the Town of Poygan Board of Supervisors in the amount of \$100.00 and authorizes the Winnebago County Clerk, pursuant to Section 174.11, Wisconsin Statutes, to pay said amount to Harland Tritt from the Winnebago County Dog License Fund.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 31. Nays: 1 - Rengstorf. Excused: 5 - Footit, Wagner, Metzsig, Finch and Savas. CARRIED.

**RESOLUTION NO. 317-795—Approve Appropriation of \$530,000.00 from Solid Waste Enterprise Fund to Fund Balance for Landfill Gas Pipeline Construction Project**

WHEREAS, the Winnebago County Board of Supervisors has previously approved the construction of a gas pipeline at the Winnebago County Landfill; and

WHEREAS, the Winnebago County Board of Supervisors and the Winnebago County Solid Waste Management Board originally approved a budget of \$1,205,000.00 based upon preliminary estimates for the construction of said pipeline; and

WHEREAS, current information indicates that the total project cost will be approximately \$1,735,000.00;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the total project budget cost of \$1,735,000.00 for the construction of the Winnebago County Landfill pipeline; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$530,000.00 from the balance of the Solid Waste Enterprise Fund to its Capital Outlay Fund and a transfer of \$125,000.00 from its Landfill Gas Engineering Account to its Capital Outlay Account for the purpose of constructing said Landfill gas pipeline.

Submitted by:  
SOLID WASTE MANAGEMENT BOARD &  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 30.  
Nays: 4 - Rengstorf, Montgomery, Frassetto and Sundquist. Excused: 3  
- Metzsig, Finch and Savas. CARRIED.

**RESOLUTION NO. 318-795—Authorize Audit of Veteran Services Office**

It hereby authorizes the Winnebago County Auditor to perform an operational audit of the Winnebago County Veteran Services Office.

Submitted by:  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Metzsig, Finch and Savas. CARRIED.

**RESOLUTION NO. 319-795—Adopting the Overall Economic Development Program, 1995 Annual Report- Prepared by the East Central Regional Planning Commission**

WHEREAS, the East Central Wisconsin Regional Planning Commission has prepared an Overall Economic Development Program (OEDP) which analyzes the economy of the region and sets forth certain strategies to encourage economic development; and

WHEREAS, the Winnebago County Board of Supervisors has previously adopted the OEDP to enable designation of the region as an Economic Development District and continues to support the ongoing District Overall Economic Development Program of the Commission; and

WHEREAS, this program requires annual updating to maintain a current perspective on the economic development issues of the County and the Region; and

WHEREAS, the annual update maintains eligibility for Economic Development Administration funding of economic development projects and supports local development projects for other federal and state programs; and

WHEREAS, the County and its municipalities have participated in the OEDP planning process.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors hereby adopts the Overall Economic Development Program 1995 Annual Report prepared by the East Central Wisconsin Regional Planning Commission.

Submitted by,  
INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Lawson and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Metzger, Finch and Savas. CARRIED.

**RESOLUTION NO. 320-795—Authorize Retainer of Construction Manager for Sunnyview Office Building Project and Appropriation Therefore**

WHEREAS, the Winnebago County Board of Supervisors has included the construction of an office building at the Winnebago County Sunnyview site within its capital expenditures plan; and

WHEREAS, preliminary planning is presently ongoing with regard to the construction of said facility; and

WHEREAS, requests for proposals have been solicited and received from construction companies with regard to acting as construction manager for such project; and

WHEREAS, your undersigned Committee believes that the proposal of Hoffman Corporation, which is herewith attached and incorporated as a part of this Resolution, is the proposal which best suits the County's interests and meets the County's needs with regard to acting as construction manager for said project;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Clerk and the Winnebago County Executive to enter into a contract on behalf of Winnebago County with the Hoffman Corporation of Appleton, Wisconsin, for construction manager services in relationship to the construction of an office building on behalf of Winnebago County at its Sunnyview site pursuant to those proposed costs and expenses proposed by the Hoffman Corporation, a copy of said proposal being herewith attached and incorporated herein as a part of this Resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds in the amount of \$95,650.00 to pay for said construction manager services are hereby appropriated from the general fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue to pay for the cost of planning, engineering, and constructing said Sunnyview office building project.

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

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to amend resolution by deleting "and directs" from Line 20. Vote on motion - Ayes: 9 - Rengstorf, Footit, Kramer, Lawson, Hue, King, Klitzke, Montgomery and Sundquist. Nays: 23. Excused: 5 - Planalp, Arne, Metzsig, Finch and Savas. LOST. Vote on Resolution - Ayes: 31. Nays: 2 - Montgomery and Planalp. Excused: 4 - Metzsig, Arne, Finch and Savas. CARRIED.

**RESOLUTION NO. 321-795:—Authorize Audit of Environmental Costs**

BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Auditor conduct an audit as to those costs incurred by the County as a result of federal and state environmental regulations.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4 - Crowley, Metzsig, Finch and Savas. CARRIED.

Sheriff Brooks addressed the Board about his department's involvement in the new Work Release Facility. He thanked and commended Lt. Gary Boyce and Sgt. Cheryl Michler for their dedication and hard work. He also thanked the various officers who worked on their own time to help complete the project. He also thanked Arthur Druke, Chief Maintenance Engineer, for all the work he and his staff did.

Supervisor King moved and it was seconded to adjourn until August 15, 1995. Meeting adjourned at 8:20 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held July 18, 1995.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION**  
**COUNTY BOARD MEETING**  
**TUESDAY, AUGUST 15, 1995**

Vice Chairman David Albrecht called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Finch and Maehl.

Supervisor King moved and it was seconded to accept the minutes of July 18, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from Elmer and Della Urban, parents of David A. Urban, deceased, regarding alleged wrongful death while incarcerated in the Winnebago County Jail was referred to the Personnel & Finance Committee. Notice from Lucy Urban, special administrator of the estate of David A. Urban, deceased, regarding alleged wrongful death while incarcerated in the Winnebago County Jail was referred to the Personnel & Finance Committee. Notice of Claim from James Wilkins regarding injuries sustained from a fall on the Safety Building steps was referred to the Personnel & Finance Committee.

A letter from Governor Thompson regarding the Intergovernmental Transfer Program was read and placed on file.

An invitation to attend the WCA Seminar, "Advanced Negotiations III: The Final Practical Chapter", was read and placed on file.

Memorandums from WCA and Douglas Hill, Executive Director of the County Commissioners Association of Pennsylvania, announcing the cancellation of the 1995 GLCCA Conference was read and placed on file.

Petition for Zoning Amendment from 4X Corporation for zoning change from B-3/W-2 (Commercial & Industrial) to R-1 (Single Family) for sale and use as single-family residential was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Marshall W. Elmer, for zoning change from R-1 to Commercial for a motorcycle sales and repair shop was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from David Courtney, Jr. (4X Corporation) for zoning change from M-1 to M-2 (Heavy Industrial) for an addition to an adjacent existing scrap yard was referred to Planning & Zoning Committee.

A letter from Leona Armstrong from Brussels, Ontario, Canada, regarding the Kathryn Carlson property near Wittman Field was read and placed on file.

A thank you card was received from Arvilla Hogstrom thanking the Board for the contribution to the memorial established for her husband, Clyde Hogstrom. Mr. Hogstrom served on the Winnebago County Committee on Aging for fourteen years.

The Board extended their sympathies to Supervisor Klitzke on the death of his son, Jeffrey.

### **COMMITTEE REPORTS**

Supervisor Hue told the Board that he has occasionally encountered some difficulty using the "Wisconsin Sales, Use and Room Tax Exemption Certificate". He asked that the proper procedures for its use be explained to the Board.

Supervisor Wagner reported to the Board that because of the weather, there had been some electrical problems at the Winnebago County Fairgrounds, but they were corrected. Water condensation problems at

the Oshkosh Human Services Building are also being corrected.

Supervisor Lawson told the Board that she toured the Dornier 328 aircraft, and that it is a "state of the art" airplane. It's possible that by next year, this aircraft will be serving Wittman Regional Airport.

Supervisor Sievert reminded the Board of the public hearing on the proposed Outagamie County Airport Overlay Text Amendment. This airport overlay will affect the citizens of the Town of Clayton, and she feels it is important for the Board to be aware of those citizens' concerns. The hearing is scheduled for September 7, 1995, 7:00 p.m., at the Clayton Elementary School located at the corner of Highway 45 and Fairview Road.

Supervisor Sievert also spoke to the Board about the "Home Handyman Program" offered by Advocap, Inc. This program assists disabled or older, low-income citizens with repairs at their homes. She encouraged the Supervisors to get this information to their constituents.

Supervisor Rengstorf congratulated Linda Wolfe, County Clerk, on her appointment to the National Association of County Clerks and Recorders.

Supervisor Pech told the Board that on a recent flight on Midwest Express, he had come across an ad for Winnebago County in their in-flight magazine. Supervisor Lawson reported that the ad was bought and placed by the Winnebago County Industrial Development Board.

Supervisor Albrecht reported that the July enplanements at Wittman Regional Airport were 1,093, which is the highest total since July, 1992. Three of the four new hangar units have been leased already. Construction on this hangar is scheduled to begin around Labor Day. Bids have been advertised to seal the roof on one of the existing airport T-hangars.

Supervisor Albrecht reported that the 1995 EAA Fly-in Convention was one of the largest and safest conventions ever. Heavy rains, heat and humidity did affect the convention, but there were no significant airport facility failures.

Supervisor Albrecht reported that Richard Sokol, Airport Manager, has announced his resignation, effective in early October. County Executive Steinhilber has begun a nation-wide search for Mr. Sokol's successor.

Supervisor Rankin reminded the Board that today was the 50th anniversary of VJ Day, which commemorates the victory over Japan during World War II. The Board responded with a round of applause.

Supervisor Barker told the Board that she conducted motor coach tours during EAA and was pleased to hear positive comments from people attending EAA about Winnebago County citizens. They told her that they, "can't find people any nicer than the people of the Fox Valley."

### **PUBLIC HEARING**

James W. Perry, Dean, University of Wisconsin Center Fox Valley, spoke in support of Resolution No. 326-895, "Authorize Initial Planning and Design of Expansion and Remodeling to the Science and Student Services Facilities Building at UW Fox Valley Center."

### **COUNTY EXECUTIVE'S REPORT**

Executive Steinhilber went over the drawing of the parking lots at and near the Courthouse. He told the Board that since the Social Services Department has moved to the Oshkosh Human Services Building, parking has been much easier at the Courthouse.

Executive Steinhilber spoke in support of the following resolutions: No. 325-895, "Authorize Transfer of \$19,000 to Capital Outlay--Other Equipment Account - Land and Water Conservation Department (Purchase New Truck)"; No. 326-895, "Authorize Initial Planning and Design of Expansion and Remodeling to the Science and Student Services Facilities Building at UW Fox Valley Center"; and No. 327-895, "Terminate Provision of Non-Medical General Relief Benefits".

Executive Steinhilber told the Board that he had received a letter from Senator Carol Buettner regarding the elimination of the Wisconsin Employment Relations Commission's (WERC) authority to handle labor agreement mediations and arbitrations. William Wagner, Personnel Director, suggested that the costs of WERC's services for mediations and arbitrations be paid by the parties involved instead of eliminating these services. Senator Buettner wrote to say that this suggestion has been approved and that WERC will continue to provide these services.

Executive Steinhilber presented the National Association of Counties (NACO) achievement awards to the following people: Charlene Lowe,

Park View Health Center Administrator, for their Intermediate Care Facility for the Developmentally Disabled (ICF/MR) Business Group that manufactures and sells doggie treats; Norm Halfen, Social Services Department, for the general relief medical ID card system they developed; and Linda Wolfe, County Clerk, for the handbook she developed for the County Board Supervisors.

### **ZONING REPORTS & ORDINANCES**

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to R-1 for construction of a single family dwelling. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-01-95. A request from Ronald C. Waccholz for zoning change from B-3 (General Business District) to R-1 (Rural Residential District, Single Family Non-Subdivided) Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to A-1 to combine property within one zoning district. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-02-95. A request from John and Sandra Sauer for zoning change from R-1 (Rural Residential District, Single-Family, Non-Subdivided) to A-1 (Agri-Business District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: change to R-1 for construction of a single family dwelling. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-03-95. A request from Stanley M. Woldt for zoning change from B-1 (Local Service District) to R-1 (Rural Residential District, Single Family Non-Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to A-2 for construction of a single family residence on an

existing lot not meeting criteria for farmland preservation. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-04-95. A request from John L. Nelson for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to R-1 for construction of one (1) single family resident. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE. Supervisor Diakoff voted nay.

AMENDATORY ORDINANCE NO. 08-05-95. A request from Leonard Baer for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential District, Single-Family, Non-Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Diakoff voted nay.

AMENDATORY ORDINANCE NO. 6. A request from Town of Wolf River on behalf of Lee and Richard Drews and Bonnie Lewin for zoning change from A-1 (Agri-Business District, Farmland Preservation Program) to A-3 (General Farming District). Motion by Supervisor Metzger and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from Town of Nepeuskun on behalf of James & Jane Wilson for zoning change from A-2 (Agricultural) to Residential. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from Town of Nepeuskun on behalf of Alan Berger for zoning change from A-2 (Agricultural) to Residential. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 9. A request from Town of Rushford on behalf of Dallas and Patricia Kienast for zoning change from A-1 (Agriculture) to Commercial and Agriculture 2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10. A request from Town of Rushford on behalf of Burdick Cemetery Association for zoning change from Agriculture 1 to Cemetery. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11. A request from the Town of Rushford on behalf of Janet L. Wilson for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

**REPORTS, RESOLUTIONS & ORDINANCES**

**RESOLUTION NO. 294-695—Disallow Claim of Kenneth R. LaPlante d/b/a Sunshine Harbor**

WHEREAS, your Personnel and Finance Committee has had the claim of Kenneth R. LaPlante d/b/a Sunshine Harbor 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 Kenneth R. LaPlante d/b/a Sunshine Harbor dated May 4, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

**PERSONNEL & FINANCE COMMITTEE**

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

**RESOLUTION NO. 322-895—Commendation to Terrence Dobbins**

WHEREAS, Terrence Dobbins has been employed with the Sheriff's Department of Winnebago County, for the past twenty-seven years and three months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Terrence Dobbins has now resigned 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 it hereby is extended to Terrence Dobbins for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Terrence Dobbins.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 323-895—Commendation to Renee Kalinowski**

WHEREAS, Renee Kalinowski has been employed with the Department of Social Services of Winnebago County, for the past twenty-three years and eleven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Renee Kalinowski has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Renee Kalinowski for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Renee Kalinowski.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 324-895—Authority to Execute 1995-1997 Labor Agreement with the Winnebago County Highway Department Employees' Union, Local 1903, AFSCME**

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a three-year Agreement on behalf of Winnebago County and the Winnebago County Highway Department Employees' Union, Local 1903, AFSCME for the years 1995, 1996 and 1997 effective January 1, 1995, which Agreement will provide the following major changes from the previous Agreement:

1. **WAGES**

3.0% across-the-board effective January 1, 1995

3.0% across-the-board effective January 1, 1996

2.0% across-the-board effective January 1, 1997

2.0% across-the-board effective October 1, 1997

2. **ARTICLE 11 - CALL-IN AND REPORT PROVISIONS**

Effective January 1, 1995, increase the minimum pay for employees of the Parks and Airport, who are called in outside of normal work hours from two hours at time and one half to three hours at time and one half. (note: this provision has applied to Highway Department Employees for many years).

3. **ARTICLE 12 - HOLIDAYS**

Effective January 1, 1995, add four hours of floating holiday time to bring the holiday total to 10.5 days per year.

4. **ARTICLE 15 - FUNERAL LEAVE**

Effective January 1, 1995 an employee will be eligible for three days of paid funeral leave to attend the funeral of a brother or sister and one day of paid funeral leave to attend the funeral of a grandparent, grandchild, brother-in-law, sister-in-law, son-in-law or daughter-in-law.

5. **ARTICLE 18 - GROUP HEALTH PROGRAM**

Effective with the premium for October 1995, employees shall pay 5% of the monthly premium for the WPS-HIP plan or for a substitute standard plan. Employees enrolled in other plans shall contribute 3% toward family coverage and 0% toward single coverage as in the past.

6. **ARTICLE 21 - HOURS OF WORK**

Effective September 5, 1995, the work day for employees in the Highway Department (except employees assigned to the Landfill), Parks Department, and Airport (other than part-time Airport Custodians) shall be eight continuous hours including a twenty minute lunch/break allowance.

Revision of this entire article also includes a definition of the work shifts at the Materials Recycling Facility and a special winter schedule for the Highway Patrolman assigned to Section 7.

7. **ARTICLE 23 - RETIREMENT**

Effective January 1, 1996, the maximum County contribution toward the mandatory employee share of the Wisconsin Retirement Fund is raised from the current level of 6.3% of payroll to 6.5% of payroll.

8. **ARTICLE 29 - GENERAL PROVISIONS**

Effective January 1, 1995, the annual tool allowance for mechanics is increased by \$60 to \$200 per year. In addition, the Airport Mechanic is made eligible for the allowance for the first time.

9. **APPENDIX - JOB CLASSIFICATION AND HOURLY COMPENSATION PLAN**

Effective January 1, 1996, one position of Parks Caretaker is reclassified to the position of Foreman -Expo Center. This action results in a pay increase of \$1.25 per hour.

In addition to the foregoing, the new agreement includes minor revisions to the articles covering probationary employees, seniority, layoff, job posting, holidays, vacation, funeral leave, overtime, hours of work, job classification, duration and Appendix A. In addition, a

longstanding attached letter of understanding was removed and replaced with contractual language, and a comprehensive drug and alcohol testing program was negotiated and agreed to by the parties and implemented.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 2 - Pech and Montgomery. Excused: 2 - Finch and Maehl. CARRIED.

**RESOLUTION NO. 325-895—Authorize Transfer of \$19,000 to Capital Outlay - Other Equipment Account - Land and Water Conservation Department (Purchase New Truck)**

WHEREAS, the amount of \$3,065.00 was budgeted within the 1995 Land and Water Conservation Department Budget for the purpose of leasing a new pick up truck for use in the Department's Water Shed Project; and

WHEREAS, money was budgeted for leasing such a vehicle in that grant monies originally provided by the State required that such a vehicle be leased; and

WHEREAS, the State is no longer requiring that monies provided to the County for the Water Shed Project be used to lease a vehicle, thus giving the County the option of purchasing a vehicle; and

WHEREAS, it is likely that the Department of Natural Resources will continue to provide grant money to Winnebago County each year for the purpose of supplying a vehicle to the Water Shed Project in that such grant monies will eventually, in sum, be sufficient to reimburse Winnebago County for the purchase of a pick up truck; and

WHEREAS, the long term financial interests of the County are better served by purchasing a pick up truck rather than leasing such a vehicle.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$19,000.00 to the Capital Outlay - Other Equipment Fund of the Winnebago County Land and Water Conservation Department's 1995 Budget from the following funds:

Contingency Fund	- \$14,035.00
Equipment Rental	- \$ 3,065.00
Food	- \$ 450.00
Operating Fees & Licenses	- \$ 500.00
Postage	- \$ 250.00
Print & Duplicate	- \$ 700.00

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said funds shall be used to purchase a brand new small pick up truck for the Land and Water Conservation Department.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said vehicle shall be purchased through a competitive purchasing process from existing vehicle stock from those dealers responding to the County's solicitation to purchase such a vehicle.

Submitted by:

LAND CONSERVATION COMMITTEE AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 - Finch and Maehl. CARRIED.

**RESOLUTION NO. 326-895—Authorize Initial Planning and Design of Expansion and Remodeling to the Science and Student Services Facilities Building at UW Fox Valley Center**

WHEREAS, the Science and Student Services Facilities Building at the University of Wisconsin Fox Valley Center Campus was constructed in 1959; and

WHEREAS, many areas of the science laboratories and student services facilities are still in their original condition and fail to meet current regulatory requirements; and

WHEREAS, major deficiencies, including adequate space for experiments and laboratory preparation, have created unsuitable conditions for the faculty and students utilizing that facility; and

WHEREAS, the costs related to initial planning and design for the expansion and remodeling of the Science and Student Services Facility

is estimated to cost \$370,000, with the approximate total costs of the entire project estimated at \$6,000,000.00; and

WHEREAS, Outagamie County and Winnebago County share equally in the costs of any project relating to capital improvements to the University of Wisconsin Fox Valley Center Campus; and

WHEREAS, the estimated costs to Winnebago County for the initial planning and design work related to the expansion and remodeling of said facility is estimated to be \$185,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$185,000.00 from the Winnebago County General Fund - Undesignated Fund Balance to the Capital Outlays Fund of the University of Wisconsin Fox Valley Center for utilization towards costs related to the initial planning and design of the expansion and remodeling of the Science and Student Services Facility at the Center.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the General Fund of Winnebago County shall be reimbursed from any subsequent bond issue to pay for the costs of planning and designing the remodeling and expansion of said facility.

Submitted by:

UNIVERSITY OF WISCONSIN EDUCATION  
EXTENSION & AGRICULTURE COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 34. Nays: 1 - Montgomery. Excused: 2 - Finch and Maehl. CARRIED.

Supervisor Diakoff went on record recommending the use of a project manager for the expansion and remodeling project at the UW-Fox Valley Center.

**RESOLUTION NO. 327-895—Terminate Provision of Non-Medical General Relief Benefits**

WHEREAS, 1995 Wisconsin Act 27, which generally went into effect on July 29, 1995, created Sec. 49.032(2)(a), Wisconsin Statutes, which reads as follows:

49.032(2) Election not to provide non-medical benefits. (a) A county may elect not to provide non-medical benefits under Subsection (1)(a) by adopting a resolution indicating its election not to provide these benefits. A copy of the resolution shall be provided to the Department; and

WHEREAS, the provision of non-medical General Relief Benefits were previously mandated by the Wisconsin Legislature; and

WHEREAS, as a consequence of the passage of 1995 Wisconsin Act 27 into law, the provision of such benefits is discretionary for each county; and

WHEREAS, funding for General Relief is provided by State General Purpose Revenue Grants and County property taxes; and

WHEREAS, the current state budget would eliminate or limit State General Purpose Revenue Grants to counties for General Relief; and

WHEREAS, if Winnebago County were to continue to provide non-medical General Relief Benefits with limited State General Purpose Revenue funding, Winnebago County property taxes would be significantly increased.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Sec. 49.032(2)(a), Wisconsin Statutes, hereby elects not to provide non-medical General Relief Benefits to persons within Winnebago County effective September 1, 1995.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that pursuant to Sec. 49.032(2)(a), Wisconsin Statutes, a copy of this resolution shall be transmitted by the Winnebago County Clerk, immediately, to the Secretary of the Wisconsin Department of Health and Social Services.

Submitted by:

**SOCIAL SERVICES BOARD**

Motion by Supervisor Crowley and seconded to adopt. Ayes: 34.  
Nays: 0. Excused: 3 - Finch, Lawson and Maehl. CARRIED.

**RESOLUTION NO. 328-895—Authorize Transfer of \$23,406.00 From Social Services Department to Sheriff's Department (Special Investigative Salary)**

WHEREAS, an employee of the Winnebago County Social Services Department, who was deputized by the Winnebago County Sheriff's Department, was previously assigned to the Winnebago County Social Services Department as an investigator; and

WHEREAS, a new person has been assigned to fill said position; and

WHEREAS, said individual will remain as an employee of the Winnebago County Sheriff's Department and as a member of that Union, as a deputy of the Winnebago County Sheriff's Department, but will be assigned to the Winnebago County Social Services Department; and

WHEREAS, funding was included in the Winnebago County Department of Social Services budget for this position in 1995; and

WHEREAS, a decision has been made to keep said investigator assigned to the Sheriff's Department's Table of Organization.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of a total of \$23,406.00 from the Permanent Employees and Employer Contributions Fund of the Winnebago County Social Services Department to those same funds within the Winnebago County Sheriff's Department for that purpose as stated herein.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 1 - Klitzke. Excused: 2 - Finch and Maehl. CARRIED.

Sheriff Brooks gave an update on the Work Release Center, which is now occupied and might be close to 100 inmates by the end of the year. He will arrange tours for any Board members who have not been through the building.

At approximately 7:55 p.m., a motion was made by Supervisor Troxell and seconded to go into closed session, pursuant to Sec. 19.85(1)(e), Wisconsin Statutes, for the purpose of deliberating the purchase of public properties. Ayes: 32 - Rengstorf, Footit, Barker, Diakoff, Pech, Kramer, Lawson, Hue, King, Lauson, Kollath, Klitzke, Montgomery, Planalp, O'Brien, Egan, Griesbach, Metzger, Putzer, Schaidler, Robl, Savas, Schwartz, Widener, Frassetto, Sundquist, Rankin, Troxell, Sievert, Koziczowski, Brennand and Albrecht. Nays: 0. Excused: 5 - Crowley, Finch, Wagner, Arne and Maehl. CARRIED.

The Board took a fifteen minutes recess before conducting their closed session business.

At approximately 8:50 p.m., A motion was made by Supervisor Troxell and seconded to reconvene in open session. Ayes: 33 - Rengstorf, Footit, Barker, Crowley, Diakoff, Pech, Kramer, Lawson, Hue, King, Lauson, Kollath, Klitzke, Montgomery, Egan, Griesbach, Metzger, Putzer, Schaidler, Robl, Savas, Schwartz, Widener, Frassetto, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Koziczowski, Brennand and Albrecht. Nays: 0. Excused: 4 - Planalp, O'Brien, Finch, and Maehl. CARRIED.

Supervisor King moved and it was seconded to adjourn until September 5, 1995 at 6:00 p.m. CARRIED BY VOICE VOTE.

Meeting adjourned at approximately 8:51 p.m.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held August 15, 1995.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**SPECIAL ORDERS OF BUSINESS SESSION**  
**COUNTY BOARD MEETING**  
**TUESDAY, SEPTEMBER 5, 1995**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 34 present. Excused: 3 - Barker, O'Brien and Koziczkowski.

Supervisor Planalp moved and it was seconded to adopt the agenda.  
**CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from Rosie Lee Butler regarding injuries sustained in fall on Courthouse steps was referred to the Personnel & Finance Committee. Notice of Claim from Michael E. Peck regarding alleged injuries and damages sustained during an arrest by the Winnebago County Sheriff's Department was referred to the Personnel & Finance Committee. A public hearing on the Highway 110 Improvement Project Update will be held Monday, September 25, 1995 from 4:30 to 8:30 P.M. at the Winneconne High School.

**COMMITTEE REPORTS**

Supervisor Lauson asked supervisors to read the memo he sent regarding a racetrack at the fairgrounds. They are planning to revise the County Park Master Plan and plan to have a feasibility study on the

compatibility of a racetrack. Supervisors Planalp and Hue commended him on the explanatory memo. Supervisor Schwartz asked the members to read the minutes of the Community Programs Board of July 19, 1995 which will help explain items in the budget. Supervisor Sievert invited members to a meeting at Clayton Elementary School on Thursday at 7 P.M. regarding the Outagamie Airport zoning.

### **PUBLIC HEARING**

There were no comments from the public.

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

Chairman Maehl noted that a recent United Airlines magazine featured an article on "The Airplanes of Oshkosh". A 4-H statewide dog show was held at the Expo Center recently with over 400 entrants. He congratulated Supervisors Lawson, Sundquist, Savas, Schwartz and County Executive Steinhilber on their September birthdays.

He introduced Ted Hagen, Community Gardens Supervisor, who presented Community Garden Awards to: Pao Vang, Herb Neustifter, Maiga Meinmanis, Bob Vaughan, Charles Hanson, Robert Lohry, Garry Blomberg, and Joe Maehl.

He announced Supervisor Herb Kramer has been appointed to serve on the Executive Committee of the State Solid Waste Management Association.

He received a letter from the Wisconsin Counties Mutual Association stating that Winnebago County will receive a refund of \$92,409 as the unused portion of the deductible fund. Iris Ost explained the deductible has been increased from \$1,000 to \$10,000 and this year it was increased to \$50,000.

### **UPDATE ON BUILDING PROJECTS**

Tom Martin, Hoffman Corporation, reported the Human Services Center-Oshkosh project is essentially complete and the building is occupied. They are working on a few minor items. There was a water problem from condensation and roof leaks which have been fixed. Soundproofing between offices is being addressed. The building has met expectations and is a good building. An Open House is scheduled for September 29th.

The Work Release Center has been open and occupied for over a month. There are a few minor warranty issues to follow up on. Bids for remodeling the Administration Building went out and are due September 19th. Construction is to begin in late September. The three buildings for the Highway facility are taking form. A salt storage shed is being built. The State of Wisconsin will share in the use and will pay \$160,000 toward the cost of the building. The superstructure is up for the main building. Three firms responded to our request for bids for the Sunnyview Building. Interviews will be held on September 12th and a recommendation will be made. All projects are with budget and time schedules.

There is a small piece of land near the Neenah Human Services Center with groundwater contamination due to former gas pumps located there. Iris Ost has been working with the DNR and tests have been conducted. We will install monitoring wells in a 10'x10' area, but the rest of the land can be paved and completed. Supervisor Schaidler suggested looking into the remediation plan done by John Bergstrom. It appears there will be very minor clean-up at the Koeller Street site which is also contaminated.

Supervisor Wagner commended Mr. Martin for the fine job he has done for the county.

#### **OKLAHOMA CITY TRAGEDY VIDEO**

Purchasing/Insurance Director Iris Ost showed a short video on the tragedy in Oklahoma City. Supervisor Wagner suggested obtaining a copy of the tape made during a seminar at the National Counties Convention which included emergency management operations at Oklahoma City and other cities.

#### **EXPLANATION OF BIDDING PROCEDURES**

Purchasing/Insurance Director Iris Ost explained a bidding procedures document she distributed to members. Bids are advertised in trade magazines, the Bidnet, and builders exchanges at no charge to the county. Bids are also advertised in local newspapers. The Highway Department, by statute, has its own bid and award procedures, however, they notify Ms. Ost of their actions. All other departments, including the Public Safety Building Board, go through the Purchasing Department.

Public works bids in excess of \$20,000 have to be published twice. Unsealed bids will not be accepted at any time. If a bid is inadvertently opened before the bid date, it is returned to the bidder.

A Winnebago County Statement of Qualifications has been drafted by John Bodnar and Ms. Ost. If it has been filed out at the beginning of the year, the bidder can just send in the first and last page, sign and date it if there are no changes. If there are changes, they must fill out a new form. The Purchasing Accountant will then review these statements of qualifications. They will not accept a letter of credit from a bank. On bid bonds, the contractor is not charged unless their bid is accepted.

The standard time for bids to be submitted is 2 P.M. Late bids are not accepted. After the bids are opened and documented, the departments review the bids and then send back their selection with a request for purchase. If it is not the lowest bid, they will be asked to give a good reason for it. Once the purchase order is issued, letters are sent to those who were not awarded the bid.

A Purchasing Manual was done in 1984, and updated in 1989. Ms. Ost has been re-writing the manual to make it user friendly. An Executive Purchasing Committee reviews all purchasing matters and consists of the Purchasing Director, the Assistant Purchasing Director, County Executive and 3 others.

Supervisor King moved and it was seconded to adjourn until September 26, 1995, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 7:45 P.M.

Respectfully submitted,

Linda Wolfe  
Winnebago County Clerk  
State of Wisconsin )  
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held September 5, 1995.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, SEPTEMBER 26, 1995**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Barker, Frassetto and Rankin.

Supervisor O'Brien moved and it was seconded to accept the minutes of August 15, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda, but to consider Resolutions 337-995, 343-995, 345-995 and 344-995 first. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Wisconsin Counties Association is hosting a seminar on Open Meetings and Public Records Laws on October 30th in Stevens Point. Supervisor Orrin King was featured in the Wisconsin Counties magazine in its September issue. Supervisors were reminded that nomination papers must be circulated from November 1 to December 5, 1995. The election dates are February 6, 1996 (primary) and March 19, 1996 (spring election).

### COMMITTEE REPORTS

Supervisor Hue reported he toured the Huber facility and was impressed with it. He read a page from the prisoners' booklet on attitudes. Supervisor Montgomery inquired as to how many applications have been received for the District 16 vacancy, and Chairman Maehl stated only one so far. Supervisor Troxell urged supervisors to read the Winne-Fond Lake letter from Labor Secretary Robert Reich.

Supervisor Albrecht reported 2,227 passengers were served at Wittman Field in August, compared to 1,976 in August, 1994. Construction has begun on the 4-unit hangar. A \$204,000 state grant was received for the slurry seal pavement rehabilitation work. Since bids were higher than estimated, the project will be re-bid next spring. No properties have been acquired since his last report. Alternative relocation plans for affected residents are being evaluated. A meeting with airport neighbors will be held November 15, 1995 at 7 P.M. at the Nekimi Town Hall. Over 60 applications for Airport Manager have been received. Airport Director Rick Sokol has agreed to stay until December 15, 1995. Discussions are underway with a real estate developer to redevelop the airport's old terminal building into Class A office space.

Supervisor Wagner reported the fencing in the Courthouse parking lot is for the remodeling at the old Social Services building.

Supervisor Montgomery invited supervisors to attend the Oshkosh Public Library's centennial celebration on Sunday, October 1st at 2 P.M.

### PUBLIC HEARING

Mr. Walt Chrapla, 721 Mitchell Street, Neenah, Wisconsin, urged supervisors to question agenda items, especially county borrowing. Resolutions 344-995 and 345-995 don't have breakdowns of costs included. He said there is confusion over the word "project" in these resolutions. He opposed Resolution 343-995 - Authorize Additional Funds for the Sunnyview Material Recovery Facility Expansion since the landfill has a cash balance of \$12,000,000. He questioned the Personnel & Finance Committee minutes of September 11, 1995 in which a Robert W. Baird representative stated the bonding resolutions need a three-fourths vote of the County Board or the interest rate will be higher.

### **COUNTY AUDITOR'S REPORT**

Auditor Gary Mayer stated the Solid Waste Audit Scope will be discussed with the Solid Waste Management Board and then reported to the County Board. He distributed an amended page 1 to the Industrial Development Board Audit. He discussed the Americans with Disabilities Act Audit Report and stated Winnebago County has taken actions to accommodate persons with disabilities. Supervisor Planalp requested that Resolution 329-995 - Authorize Feasibility Study of Merger of Maintenance Responsibilities for County Vehicular Fleets be completed by budget time.

### **COUNTY EXECUTIVE'S REPORT**

County Executive Steinhilber invited supervisors to the Human Services Center-Oshkosh dedication on September 29th at 9 A.M. Tours will be given following the dedication. Remodeling of the former Social Services building has begun. Bids came in within budget for this. They are screening the 68 applications received for the Airport Manager's job. Rick Sokol has been asked to stay until December 15th. The budget process is nearing completion and he is very pleased with the outcome. Sufficient growth in valuation and tight budgeting overcame reductions in the state shared revenues. He supports Resolutions 344-995 and 345-995 on bonding for county projects.

He discussed the West Side Arterial project. Land acquisition costs increased from \$700,000 to \$2,000,000 because of the delays in construction. The project originally was studied and begun in 1988 by East Central Wisconsin Regional Planning Commission, various town and county officials. In 1991, the West Side Arterial was postponed by the County Executive and County Board and placed on the back burner. They didn't know about the utility involvement and costs until 1995. Mr. Steinhilber spoke with the pipeline company and the costs will be reduced by approximately \$500,000 from original estimates. He feels the total costs will be \$7-8 million dollars.

Supervisor Lauson asked if the Transportation Bill's delay in passage will delay this project. Highway Commissioner Grigar stated the Transportation Bill only affects projects that haven't been started yet.

**COUNTY EXECUTIVE'S APPOINTMENT  
BOARD OF ADJUSTMENT**

County Executive Steinhilber appointed Frederick Guenther, 3619 Shangri-La Point, Oshkosh, WI 54904, to the Board of Adjustment as an alternate member. WITHDRAWN BY COUNTY EXECUTIVE STEINHILBER.

**COUNTY BOARD CHAIRMAN REPORT**

Chairman Maehl reported that Winnebago County is now on the National Internet and County Board meetings are listed. Winnebago County is to receive \$2,087 as repayment for reprinting ballots during the 1988 election. He commended Doris Martin, Child Support Supervisor, on her report to the Board and the collection of \$117,000 from 56 cases referred to the District Attorney. He attended a Fox Lock meeting today. He urged supervisors to attend the Human Services Center-Oshkosh dedication on September 29th.

**ZONING REPORT & ORDINANCES**

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change for expansion of an existing salvage business. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 09-01-95. A request from 4X Corporation for change from M-1 (Light Industrial and Office District) to M-2 (Heavy Industrial District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to B-3 for motorcycle sales and repair. Motion by Supervisor Sievert and seconded to deny. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 09-02-95. A request from Marshall Elmer for zoning change from R-1 (Rural Residential District - Single-family, non-subdivided) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to deny. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3. A request from the Town of Vinland on behalf of Northeast Asphalt, Inc. for zoning change from A-2 (Agricultural) to M-3 (Extraction District). Motion by Supervisor Hue

and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4. A request from the Town of Wolf River on behalf of James Freer for zoning change from A-1 (Agri-Business District--Farmland Preservation Program) to R-1 (Rural Residential District) for a one-acre lot with the family house. Motion by Supervisor Metzgi and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from the Town of Rushford on behalf of Fred Applebee for zoning change from A-2 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Rushford on behalf of Chris Applebee for zoning change from A-2 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Rushford on behalf of Charles Meier for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Sievert voted nay. Supervisor Diakoff moved and Supervisor Planalp seconded to reconsider Amendatory Ordinance No. 7. CARRIED BY VOICE VOTE. Nays: Hue, Montgomery Egan and Metzgi. Vote to refer Amendatory Ordinance No. 7 to Planning & Zoning Committee for 30 days. CARRIED BY VOICE VOTE.

Supervisor Sievert read a portion of Wis. Stats. 91.77 on Farmland Preservation. She stated the towns that are not under Winnebago County zoning are handling farmland preservation changes differently than the county. Supervisor Egan stated the Town of Rushford Clerk spoke with the state and the state said it was a local issue. Supervisor Planalp stated he would like to see a relationship of towns not under county zoning and the County Zoning Committee so we are consistent with zoning changes.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Rushford on behalf of Ed Thull for zoning change from A-1 to A-2. Supervisor Sievert moved and it was seconded to refer Amendatory Ordinances Nos. 8-13 to the Planning and Zoning Committee for 30 days. Ayes: 29. Nays: 4 - Montgomery, Egan, Metzgi, Putzer. Excused: 4 - Savas, Frassetto, Rankin, Barker. MOTION TO REFER AMENDATORY ORDINANCES NOS. 8-13 TO PLANNING & ZONING COMMITTEE CARRIED.

AMENDATORY ORDINANCE NO. 9. A request from the Town of Rushford on behalf of Victoria Steiner for zoning change from A-1 to A-2. REFERRED TO PLANNING & ZONING COMMITTEE.

AMENDATORY ORDINANCE NO. 10. A request from the Town of Rushford on behalf of Irvin Miller for zoning change from A-1 to A-2. REFERRED TO PLANNING & ZONING COMMITTEE.

AMENDATORY ORDINANCE NO. 11. A request from the Town of Rushford on behalf of Paul Senner for zoning change from A-1 to A-2. REFERRED TO PLANNING & ZONING COMMITTEE.

AMENDATORY ORDINANCE NO. 12. A request from the Town of Rushford on behalf of Rick Albright for zoning change from A-1 to A-2. REFERRED TO PLANNING & ZONING COMMITTEE.

AMENDATORY ORDINANCE NO. 13. A request from the Town of Rushford on behalf of Michael Empereur for zoning change from A-1 to A-2. REFERRED TO PLANNING & ZONING COMMITTEE.

AMENDATORY ORDINANCE NO. 14. A request from the Town of Rushford on behalf of Leslie Flannagan for zoning change from A-2 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

#### **REPORTS, RESOLUTIONS & ORDINANCES**

#### **RESOLUTION NO. 329-995—Authorize Feasibility Study of Merger of Maintenance Responsibilities for County Vehicular Fleets**

WHEREAS, a study conducted by Arthur Young and Company in 1987 recommended a merger of the vehicular maintenance functions of the Highway, Parks and Airport Departments on the basis of duplication of mechanical maintenance and equipment. That study further recommended that the advantages of merging said fleets or maintenance of said fleets could be more easily attained by designating one of the department heads as having primary responsibility for the maintenance of such equipment; and

WHEREAS, other counties within the State of Wisconsin have experienced success in combining their vehicular fleets and the maintenance service for such fleets; and

WHEREAS, your undersigned believes that it is imperative that Winnebago County investigate any possible means of saving Winne-

bago County's taxpayers monies with regard to the operation of County government.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Auditor to conduct a study as to the feasibility of merging the responsibility for managing and maintaining the vehicular fleets of all Winnebago County Departments.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that such study also investigate and report as to the possibility of combining the fleets of various County Departments.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that such study shall not include a study as to the maintenance of vehicles which are presently maintained under a manufacturer's warranty by the vehicle's manufacturer or a dealer.

Submitted by:

DONALD ARNE, DISTRICT #32

EUGENE TROXELL, DISTRICT #22

COUNTY BOARD SUPERVISORS

Motion by Supervisor Arne and seconded to adopt. Ayes: 29. Nays: 4 - Montgomery, Footit, Lawson, Hue. Excused: 4 - Barker, Frassetto, Rankin, Schaidler. CARRIED.

**RESOLUTION NO. 330-995—Adopt the Concept of the Highways 41/441 Corridor Plan**

WHEREAS, the counties of Brown, Calumet, Outagamie and Winnebago have worked together to develop a Highways 41/441 Corridor Plan; and

WHEREAS, Highways 41/441 are the heaviest traveled routes in the area and are important to the counties for transportation, economic and image purposes; and

WHEREAS, the counties, in an effort to coordinate the development occurring along these vital corridors, have developed guidelines and standards to protect the public investment in the highway system and the image that the area is a good place to live and do business.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors to adopt the Highways 41/441 Corridors Plan, March 1995, in concept, with the provision that any implementation shall be done upon approval of appropriate ordinances by the Winnebago County Board of Supervisors.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 34. Nays: 0. Excused: 3 - Barker, Frassetto, Rankin. CARRIED.

**RESOLUTION NO. 331-995—Commendation to Rita Jansen**

WHEREAS, Rita Jansen has been employed with the Veterans Service Office of Winnebago County for the past twenty-one years and two months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Rita Jansen has now retired from those duties and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation be and it hereby is extended to Rita Jansen for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the County Clerk send a copy of this Resolution to Rita Jansen.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 31. Nays: 0. Excused: 6 - Barker, Savas, Frassetto, Rankin, Arne, Troxell. CARRIED.

**RESOLUTION NO. 332-995—Disallow Claim of Michael Peck**

WHEREAS, your Personnel and Finance Committee has had the claim of Michael Peck 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 Michael Peck dated August 11, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 27. Nays: 3 - Hue, Klitzke, Griesbach. Abstention: 1 - Finch. Excused: 6 - Barker, Savas, Frassetto, Rankin, Troxell, Arne. CARRIED.

**RESOLUTION NO. 333-995—Disallow Claim of Rosie Butler**

WHEREAS, your Personnel and Finance Committee has had the claim of Rosie Butler 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 Rosie Butler dated June 1, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 26. Nays: 3 - Crowley, Klitzke, Griesbach. Abstention: 1 - Hue. Excused: 7 - Barker, Schaidler, Savas, Frassetto, Rankin, Arne, Troxell. CARRIED.

**RESOLUTION NO. 334-995—Disallow Claim of Elmer and Della Urban**

WHEREAS, your Personnel and Finance Committee has had the claim of Elmer and Della Urban 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 Elmer and Della Urban dated July 13th, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 26. Nays: 3 - Crowley, Klitzke, Griesbach. Abstention: 1 - Hue. Excused: 7 - Barker, Schaidler, Savas, Frassetto, Rankin, Arne, Troxell. CARRIED.

**RESOLUTION NO. 335-995—Disallow Claim of Lucy Urban**

WHEREAS, your Personnel and Finance Committee has had the claim of Lucy Urban 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 Lucy Urban dated July 18, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 25. Nays: 2 - Klitzke, Griesbach. Abstentions: 3 - Crowley, Kramer and Hue. Excused: 7 - Barker, Schaidler, Savas, Frassetto, Rankin, Arne, Troxell. CARRIED.

**RESOLUTION NO. 336-995—Disallow Claim of James Wilkins**

WHEREAS, your Personnel and Finance Committee has had the claim of James Wilkins 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 James Wilkins dated July 26, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 26. Nays: 2 - Klitzke, Griesbach. Abstentions: 2 - Crowley, Hue. Excused: 7 - Barker, Schaidler, Savas, Frassetto, Rankin, Arne, Troxell. CARRIED.

**RESOLUTION NO. 337-995—Authorize Acceptance of Donation of Portrait of Steve Wittman**

WHEREAS, artist Chandler A. LeBerteaux has painted a portrait of the late Steve Wittman and has offered it as a gift to Winnebago County for the purpose of having the portrait displayed at Wittman Regional Airport, which was named after Mr. Wittman; and

WHEREAS, your undersigned Committee believes that it would be appropriate to accept such gift and proudly display it at Wittman Regional Airport.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of the gift of a portrait of the late Steve Wittman from artist Chandler A. LeBerteaux with the provision that said portrait be displayed at Wittman Regional Airport.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34.  
Nays: 0. Excused: 3 - Barker, Frassetto, Rankin. CARRIED.

**RESOLUTION NO. 338-995—Authorize Amendment to Ground Lease Agreement Between Winnebago County and C.R. Meyer & Sons Company**

WHEREAS, in order to meet standards established by City of Oshkosh Ordinances, C.R. Meyer and Sons Company desires to rent approximately an additional 14,500 square feet of property at Wittman Regional Airport for auto parking in relationship to their newly expanded headquarters office building; and

WHEREAS, said amendment shall increase the annual rental income to Winnebago County by approximately \$1,000; and

WHEREAS, your undersigned Committee believes that said amendment to said ground lease agreement is in the best interest of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute an amendment to the ground lease agreement entered into between Winnebago County and C.R. Meyer and Sons Company dated April 29, 1988 so as to lease to C.R. Meyer and Sons Company approximately an additional 14,500 square feet of space which shall be used for parking purposes. Said additional square footage shall be leased to C.R. Meyer and Sons Company pursuant to the terms contained within the original lease agreement and any subsequent amendments thereto. A copy of said proposed Lease Amendment is herewith attached and incorporated as a part of this resolution by reference.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 30.  
Nays: 0. Excused: 7 - Barker, Montgomery, Schaidler, Savas, Frassetto, Rankin, Troxell. CARRIED.

**RESOLUTION NO. 339-995—Authorize Execution of Airport Agricultural Permit to Glatz Farms, Inc.**

WHEREAS, Glatz Farms, Incorporated, which is located at 3050 County Road N, desires to obtain a permit from Winnebago County to occupy and utilize for agricultural purposes approximately 42 acres of Airport property for unrestricted agricultural use at an annual rental rate of \$44.00 per acre; an additional 43 acres of Airport property for restricted (low growing) agricultural use at an annual rate of \$33.00 per acre and an additional 14 acres of Airport property for the purpose of growing hay at an annual rental rate of \$22.00 per acre; and

WHEREAS, said permit, if granted, would be effective for a one (1) year period commencing January 1, 1996 and ending December 31, 1996 with the Permittee having the option and right of first refusal to occupy said premises for three additional one year periods; and

WHEREAS, your undersigned Committee has agreed to allow agricultural use on 23 of the 43 restricted agricultural use acres at a rental rate of \$15.00 per acre for the first two (2) years that this agreement would be in effect due to poor soil conditions; and

WHEREAS, the total anticipated rents received from Glatz Farms, Incorporated under said permit agreement in 1996-97 shall be \$3161.00 and in 1998-99 shall be \$3575.00, provided that said permit agreement is extended through 1999; and

WHEREAS, your undersigned Committee believes that the granting of said permit to Glatz Farms, Incorporated would be in the best financial interests of Winnebago County; and

WHEREAS, a map has been attached which shows the approximate location of said Airport property referred to above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and Winnebago County Executive to execute an agreement with Glatz Farms, Incorporated to permit agricultural use of those Wittman Regional Airport properties shown in the attached map, pursuant to those terms stated above, for a period of one (1) year commencing January 1, 1996, with the Permittee provided the option to renew said permit agreement for three (3) additional one (1) year periods. A complete copy of the proposed Lease Agreement may be obtained from

the office of the Winnebago County Corporation Counsel.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 30.  
Nays: 1 - O'Brien. Excused: 6 - Barker, Lauson, Schaidler, Savas,  
Frassetto, Rankin. CARRIED.

**RESOLUTION NO. 340-995—Support Local Control of Cellular  
Towers**

WHEREAS, the United States House of Representatives and the United States Senate have passed a telecommunication reform bill in an effort to reform the nation's telecommunication laws; and

WHEREAS, a provision of House Bill HR 1555 mandates the preemption of local governmental authority over the placement in construction of cellular towers; and

WHEREAS, there is no similar provision contained within the companion Senate Bill relating to telecommunications reform and that such issue must be resolved through the joint House-Senate conference committee; and

WHEREAS, the legislation passed by the House of Representatives requires the Federal Communications Commission to issue regulations preempting local zoning authority over the placement, construction, modification or operation of cellular towers; and

WHEREAS, the National Association of Counties is not opposed to the expansion of the cellular industry but believe that the placement and construction requirements for cellular towers are decisions most appropriately made by local governments in relationship to their zoning and land use powers; and

WHEREAS, the author of the section of HR 1555 which preempts local control of the placement and construction of cellular towers is Representative Scott Klug of the Second Congressional District of Wisconsin; and

WHEREAS, NACo and other local government groups have been unsuccessful in their meetings with Representative Klug in obtaining an

amendment to the said legislation which would remove federal government control over this issue.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby voices its support for continued local control of placement and construction of cellular telecommunications towers and further voices its opposition to that section of HR 1555 which mandates federal preemption of local governmental authority over the placement and construction of cellular towers.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to U.S. Representatives Thomas Petri and Scott Klug and to U.S. Senators Herbert Kohl and Russell Feingold and to the National Association of Counties.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 31. Nays: 0. Excused: 6 - Barker, Lauson, Schaidler, Savas, Frassetto, Rankin. CARRIED.

**RESOLUTION NO. 341-995—Authorize County Board Auditor to Review Tax Status of Tax Exempt Parcels**

WHEREAS, those real estate parcels listed as being tax exempt by the Winnebago County Treasurer can be extracted and listed separately for auditing purposes by developing a program through the Information Systems Department which would perform this task; and

WHEREAS, the costs of writing such a program would be minimal and would certainly cost no more than \$50.00 in labor expenses and materials to produce; and

WHEREAS, once such a separate listing of tax exempt parcels is produced, the Winnebago County Auditor would be able to review the tax listing of such parcels to determine if the parcel itself or any part thereof should be tax exempt; and

WHEREAS, the State of Wisconsin has placed a limit on the amount of property which may be deemed as tax exempt which is owned by a

nonprofit organization; for example, only the first 30 acres of property which are owned by a church are entirely tax exempt; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County to create such a program so as to allow a regular audit as to the status of tax exempt parcels for purposes of assuring compliance with state statute in relationship to the tax exempt status of said parcels.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the County Auditor to develop a computer program, with the assistance of the Information Systems Department, to extract from the tax rolls and list tax exempt properties within Winnebago County for auditing purposes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that once said computer program is developed and implemented, that the Winnebago County Auditor is hereby authorized and directed to review the tax listing of all tax exempt parcels within Winnebago County to determine whether such parcels are indeed entirely tax exempt pursuant to state statute.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 31. Nays: 0. Excused: 6 - Barker, Lauson, Schaidler, Savas, Frassetto, Rankin. CARRIED.

**ORDINANCE NO. 342-995—Amend Sec. 8.04, General Code of Winnebago County (Procedure for County Board Action on Town Zoning Amendments -Farmland Preservation)**

WHEREAS, your undersigned Committee is of the opinion that Sec. 8.04 of the General Code of Winnebago County - PROCEDURE FOR COUNTY BOARD ACTION ON TOWN ZONING AMENDMENTS: POLICY, should be amended so as to set forth a procedure for Town Board action in relationship to farmland preservation districts for the purpose of:

- (a) insuring the Towns are following the same procedure as the County with regard to said districts;
- (b) insuring that statutory requirements are being met; and
- (c) to provide proper locational references for the County Board similar to those provided for County Zoning Ordinance Amendments.

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

That Section 8.04 of the General Code of Winnebago County be amended to read as follows:

8.04 PROCEDURE FOR COUNTY BOARD ACTION ON TOWN ZONING AMENDMENTS; POLICY. (1) AUTHORITY. This section of the code is adopted in response to statutory requirements found in Sec. 60.74(7), Wisconsin Statutes.

(2) PURPOSE. The purpose of this policy is to establish an orderly procedure whereby the Winnebago County Board of Supervisors may take action on Town Zoning Amendments as required by law.

(3) PROCEDURE. (a) Information to be submitted by Town. Any Town with an adopted Town Zoning Ordinance which has been approved by the Winnebago County Board of Supervisors shall submit its recommendation or action on all Town Zoning Ordinance Amendments; both text and map amendments, to the Winnebago County Board in care of the Winnebago County Clerk.

1. The recommendation or action on the amendment by the Town shall be submitted to the County Clerk and a copy thereof shall be furnished to the County Board Supervisor who represents the affected Town. The information submitted to the County Clerk and the aforementioned County Board Supervisor shall be made not less than ten days prior to the next County Board meeting in order to be read at that meeting.

2. All submittals to the County Clerk and the County Board Supervisor shall require a signed receipt of transmittal.

(b) Reading of Town Board Information. The County Clerk will read the Town Board recommendation or action on the Town Zoning Ordinance at the first County Board meeting that follows ten days or more from the receipt of the submittal by the Town on the amendment.

(c) Options Concerning Proposed Amendment. Following the read-

ing of the proposed Town Zoning Amendment by the County Clerk and during the County Board session at which the Zoning Amendment has been read by the Clerk, it will be the responsibility of the County Board Supervisor in the affected Town to exercise one of two options on the proposed Zoning Amendment:

1. He or she may submit a resolution recommending approval of the Town Zoning Amendment as acted upon or recommended by the Town Board. Any such resolution for County Board approval shall include a disclaimer of County liability for the Town Zoning Amendment and Town Zoning Ordinance.

2. He or she may request that the proposed Town Zoning Amendment be referred to the County Planning and Zoning Committee for its review, a public hearing, and its recommendation on the matter to the County Board within ninety days. A filing fee of \$45.00 will be required of the property owner for any such review by the Planning and Zoning Committee.

(4) FARMLAND PRESERVATION. Town resolutions removing property from districts zoned for Farm Preservation shall not be accepted for County Board action unless accompanied by:

- (1) Findings as required by s. 91.77(1), Wis. Stats; and
- (2) The Notice of Rezoning or Conditional Use/Special Exception in the Exclusive Agricultural District (Form ARM-LR-31) as required by the Wisconsin Department of Agriculture, Trade & Consumer Protection; and
- (3) A scale site plan showing the affected area, and all surrounding properties within 1,320', detailing at a minimum, parcel boundaries, zoning, and all structures.

(5) EFFECTIVE DATE. The effective date of this chapter of the code shall be upon publication in booklet form as provided in Sec. 66.035, Wisconsin Statutes, subsequent to adoption of this Chapter by the Winnebago County Board of Supervisors.

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to refer to Planning and Zoning Committee. Ayes: 30. Nays: 1 -Montgomery. Excused: 6 - Barker, Lauson, Schaidler, Savas, Frassetto, Rankin. REFERRED TO PLANNING & ZONING COMMITTEE. Supervisor Widener suggested highlighting the changes in any ordinance rather than attaching the old ordinance.

**RESOLUTION NO. 343-995—Authorize the Appropriation of Additional Funds for the Sunnyview Material Recovery Facility Expansion**

WHEREAS, Winnebago County communities and businesses using the Sunnyview Material Recovery Facility (SMRF) are already expected to pass the 12,000 ton recycling goal set for 1995; and

WHEREAS, the Winnebago County SMRF is therefore recovering recyclable quantities beyond its design capacity; and

WHEREAS, the Winnebago County Board of Supervisors included \$650,000.00 in the 1995 Solid Waste Capital Improvements Budget for the purpose of constructing a small addition to the sunnyview Material Recovery Facility (SMRF); and

WHEREAS, a feasibility study done by staff and a consultant determined that a larger expansion and the addition of a third sorting line would render the SMRF capable of removing an additional 1,000 to 6,000 tons of new recyclable materials from the Winnebago County landfill, saving expensive landfill space for useless nonrecyclables; and

WHEREAS, the markets for these identified materials are considered strong and sustainable; and

WHEREAS, a larger addition to the SMRF would, in addition, ease current operational constraints due to the conservative initial design;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes additional funding for a larger capital expansion which is estimated to cost \$2.2 million dollars, inclusive of building, equipment, site changes, engineering/procurement, and contingency;

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds in the amount of \$2,200,000.00 to pay for said capital project are to be appropriated from the Solid Waste Management

Fund, with said fund to be reimbursed from a subsequent bond issue to pay for the cost of constructing said SMRF expansion.

Submitted by:

SOLID WASTE MANAGEMENT BOARD &  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. Two-thirds vote of membership required. Ayes: 33. Nays: 0. Excused: 4 - Barker, King, Frassetto and Rankin. CARRIED.

**RESOLUTION NO. 344-995—Authorize the Borrowing of not to Exceed \$1,076,949.00; and Provide for the Issuance and sale of General Obligation Promissory Notes Therefor**

WHEREAS, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") hereby finds and determines that it is necessary, desirable, and in the best interest of Winnebago County to raise funds for the purpose of paying the cost of acquiring land and constructing an arterial roadway (the "Project"), and there are insufficient funds on hand to pay said costs; and

WHEREAS, the County Board of Supervisors hereby finds and determines that the Project is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b), Wisconsin Statutes; and

WHEREAS, counties are authorized by the provisions of Section 67.12(12), Wisconsin Statutes, to borrow money and to issue general obligation promissory notes for such public purposes; and

WHEREAS, the Winnebago County Board of Supervisors hereby finds and determines that general obligation promissory notes in the amount of not to exceed \$1,076,949.00 should be issued and it is now necessary and desirable to authorize their issuance and sale;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors as follows:

**Section 1. Authorization of the Notes.** For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes, the principal sum of not to exceed ONE MILLION

SEVENTY-SIX THOUSAND NINE HUNDRED FORTY-NINE DOLLARS (\$1,076,949.00) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered, and directed to make, execute, issue, and sell to the Purchaser for, on behalf of, and in the name of the County, general obligation promissory notes aggregating the principal amount of not to exceed ONE MILLION SEVENTY-SIX THOUSAND NINE HUNDRED FORTY-NINE DOLLARS (\$1,076,949.00) (the "Notes"). Winnebago County shall offer the Notes for public sale on October 17, 1995.

Section 3. Notice of Sale. The County Clerk (in consultation with Winnebago County's financial advisor, Robert W. Baird & Co., Inc.) is hereby authorized and directed to cause a notice of note sale to be published at least one time in either the OSHKOSH NORTHWESTERN, the official newspaper of the County, or in THE BOND BUYER, a financial newspaper published in New York, New York, prior to the date set for the sale of the Notes.

Section 4. Official Notice of Sale. The County Clerk (in consultation with Winnebago County's financial advisor, Robert W. Baird & Co. Inc.) shall also cause an Official Notice of Sale to be prepared and distributed and may prepare and distribute, or cause to be prepared and distributed, an Official Statement or other form of offering circular.

Section 5. Award of the Notes. Following receipt of bids for the Notes, the Winnebago County Board of Supervisors shall consider taking further action to provide the details of the Notes; to award the Notes to the lowest responsible bidder therefore; and to levy a direct annual irrepealable tax sufficient to pay the principal of, and interest on, the Notes as the same becomes due as required by law.

Section 6. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules, or other actions of the Winnebago County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Three-fourths vote of membership required. Ayes: 31. Nays: 2 - Hue and Griesbach. Abstention: 1 - Crowley. Excused: 3 - Barker, Frassetto and Rankin. CARRIED.

**RESOLUTION NO. 345-995—Authorize the Borrowing of not to Exceed \$7,658,051.00; and Provide for the Issuance and Sale of General Obligation Promissory Notes Therefor**

WHEREAS, the Winnebago County Board of Supervisors (the "County") hereby finds and determines that it is necessary, desirable, and in the best interests of Winnebago County to raise funds for the purpose of paying the cost of remodeling and renovating the Winnebago County Department of Social Services' Building for use as an administrative facility; remodeling and renovating the Oshkosh Human Services Building; constructing new Highway Department facilities; constructing a hangar; improving roads and acquiring equipment and furnishings (the "Project"), and there are insufficient funds on hand to pay said costs; and

WHEREAS, the Winnebago County Board of Supervisors finds and determines that the Project is within Winnebago County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b), Wisconsin Statutes; and

WHEREAS, counties are authorized by the provisions of Section 67.12(12), Wisconsin Statutes, to borrow money and to issue general obligation promissory notes for such public purposes; and

WHEREAS, the Winnebago County Board of Supervisors hereby finds and determines that general obligation promissory notes in an amount not to exceed \$7,658,051.00 should be issued, and it is now necessary and desirable to authorize their issuance and sale;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors as follows:

Section 1. Authorization of the Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.12(12),

Wisconsin Statutes, the principal sum of not to exceed SEVEN MILLION SIX HUNDRED FIFTY-EIGHT THOUSAND FIFTY-ONE DOLLARS (\$7,658,051.00) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered, and directed to make, execute, issue, and sell to the Purchaser for, on behalf of, and in the name of the County, general obligation promissory notes aggregating the principal amount of not to exceed SEVEN MILLION SIX HUNDRED FIFTY-EIGHT THOUSAND FIFTY-ONE DOLLARS (\$7,658,051.00) (the "Notes"). Winnebago County shall offer the Notes for public sale on October 17, 1995.

Section 3. Notice of Sale. The County Clerk (in consultation with Winnebago County's financial advisor, Robert W. Baird & Co., Inc.) is hereby authorized and directed to cause a notice of note sale to be published at least one time in either the OSHKOSH NORTHWESTERN, the official newspaper of the County, or in THE BOND BUYER, a financial newspaper published in New York, New York, prior to the date set for the sale of the Notes.

Section 4. Official Notice of Sale. The County Clerk (in consultation with Winnebago County's financial advisor, Robert W. Baird & Co. Inc.) shall also cause an Official Notice of Sale to be prepared and distributed and may prepare and distribute, or cause to be prepared and distributed, an Official Statement or other form of offering circular.

Section 5. Award of the Notes. Following receipt of bids for the Notes, the Winnebago County Board of Supervisors shall consider taking further action to provide the details of the Notes; to award the Notes to the lowest responsible bidder therefore; and to levy a direct annual irrepealable tax sufficient to pay the principal of, and interest on, the Notes as the same becomes due as required by law.

Section 6. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules, or other actions of the Winnebago County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect

immediately upon adoption and approval in the manner provided by law.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Three-fourths vote of membership required. Ayes: 34. Nays: 0. Excused: 3 - Barker, Frassetto and Rankin. CARRIED.

**RESOLUTION NO. 346-995—Authorize Transfer Of \$4,767.00 From The Administration Revenue Account Capital Outlay Account/Child Support Agency (Purchase Office Equipment)**

WHEREAS, the Winnebago County Child Support Agency presently desires to purchase work surfaces, file cabinets, and additional hardware in relationship to the operation of its office; and

WHEREAS, such items are not readily available from the items sold to Winnebago County as a part of the Wisconsin National Life Building purchase; and

WHEREAS, there are child support administration revenue funds available to pay for said items;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$4,767.00 from the child support administration revenue account to the child support capital outlay account for the purpose of purchasing those work surfaces, file cabinets, etc., which are herewith described in Exhibit A, which is attached hereto and incorporated as a part of this Resolution.

Submitted by:

PERSONNEL & FINANCE COMMITTEE &  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote of membership required. Ayes: 32. Nays: 0. Excused: 5 - Barker, Schaidler, Savas, Frassetto, Rankin. CARRIED.

**RESOLUTION NO. 347-995—Authorize Transfer of \$86,766.00 From Reimbursed Costs Account, Clerk Of Courts Budget, And \$38,902.00 From General Contingency Fund, To Capital Outlay Account, Clerk Of Courts Budget (Circuit Court Automation Project)**

WHEREAS, in September 1993, \$91,700.00 was received from the State of Wisconsin as reimbursement for the computer programming which Winnebago County has completed with regard to the computer automation of the Winnebago County Circuit Courts; and

WHEREAS, said money was placed in the Clerk of Courts' revenue budget and transferred into the general fund of Winnebago County at the end of the year; and

WHEREAS, in July 1995, an additional \$86,766.00 was received from the State of Wisconsin for reimbursement to Winnebago County for computer automation of the Winnebago County Circuit Courts; and

WHEREAS, the Clerk of Circuit Court is requesting a transfer of \$86,766.00 from the reimbursed costs account and \$38,902.00 from the general contingency fund to the capital outlay fund of the Winnebago County Clerk of Circuit Courts to complete an upgrade of computer equipment which is presently advisable and necessary for the automation of the Winnebago County Clerk of Courts Office;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$86,766.00 from the reimbursed costs account of the Winnebago County Clerk of Circuit Courts Office, and \$38,902.00 from the general contingency fund of Winnebago County to the Winnebago County Clerk of Courts' capital outlay account for the purpose of completing the upgrade of its computer equipment as is shown on the attached Exhibit A which is attached hereto and made a part of this Resolution by reference.

Submitted by:

PERSONNEL & FINANCE COMMITTEE &  
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote of membership required. Ayes: 32. Nays: 0. Excused: 5 - Barker, Schaidler, Savas, Frassetto, Rankin. CARRIED.

**RESOLUTION NO. 348-995—Authorize Transfer Of \$18,186.00 From Health Department Fund Balance To Health Department Other Equipment Account (Purchase Computer Equipment)**

WHEREAS, the Winnebago County Health Department presently believes that the purchase of computer software and hardware equipment is necessary to implement a personal computer-based connection to the Winnebago County computer network pursuant to the recommendation of the Information Systems director for Winnebago County; and

WHEREAS, the cost of the purchase of such computer hardware and software is estimated to be approximately \$18,186.00;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$18,186.00 from the Health Department fund balance to the Health Department other equipment account for the purpose of purchasing computer software and hardware so as to implement a personal computer-based connection to Winnebago County's computer network pursuant to the recommendation of the Winnebago County Information Systems Director.

Submitted by:

PERSONNEL & FINANCE COMMITTEE & BOARD OF HEALTH

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote of membership required. Ayes: 31. Nays: 0. Excused: 6 - Barker, Planalp, Schaidler, Savas, Frassetto, Rankin.

CARRIED.

**RESOLUTION NO. 349-995—Authorize Transfer Of \$3,500.00 From Postage And Box Rent Account To Other Equipment Account, Public Health Department (Purchase Personal Computer)**

WHEREAS, a need presently exists to purchase a personal computer to be used for clerical support at the Winnebago County Health Department's Oshkosh location; and

WHEREAS, funds presently exist within the present County Health Department budget within the Department's postage and box rent

account to purchase said equipment;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3,500.00 from the postage and box rent account to the other equipment account of the Winnebago County Health Department for the purpose of purchasing a personal computer.

Submitted by:

PERSONNEL & FINANCE COMMITTEE & BOARD OF HEALTH

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote of membership required. Ayes: 32. Nays: 0. Excused: 5 - Barker, Schaidler, Savas, Frassetto, Rankin. CARRIED.

**RESOLUTION NO. 350-995—Authorize Transfer of \$3,750.00 from Land Records Modernization Fund to Capital Outlay of Register of Deeds Office (Purchase Computer Equipment)**

WHEREAS, the Winnebago County Register of Deeds Office is presently credited with a portion of each recording fee for the purpose of modernizing land records within said Office; and

WHEREAS, a need for computer equipment presently exists within the Winnebago County Register of Deeds Office; and

WHEREAS, land records modernization funds are available for the purchase of said equipment and that said equipment will assist the Winnebago County Register of Deeds Office in modernizing its land records;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3,750.00 from the land records modernization fund to the capital outlay fund of the Register of Deeds Office for the purpose of purchasing computer equipment to assist the Winnebago County Register of Deeds Office in modernizing its land records.

Submitted by:

PERSONNEL & FINANCE COMMITTEE &  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote of membership required. Ayes: 32. Nays: 0. Excused: 5 - Barker, Schaidler, Savas, Frassetto, Rankin. CARRIED.

**RESOLUTION NO. 351-995—Authorize Acceptance of the Fond du Lac River & Pine River-Willow Creek Watershed Projects Through the Wisconsin Nonpoint Source Pollution Abatement Program**

WHEREAS, the Wisconsin Department of Natural Resources has notified Winnebago County of the selection of the Fond du Lac River and the Pine River-Willow Creek as new priority watershed projects through the Wisconsin Nonpoint Pollution Abatement Program; and

WHEREAS, through a long-term technical and financial commitment from the Department of Natural Resources and the Wisconsin Department of Agriculture, Trade, and Consumer Protection, this designation provides the opportunity to improve and protect the quality of the receiving waters in Lake Winnebago, Butte des Morts, Winnebago, and Poygan; and

WHEREAS, the Winnebago County Board of Supervisors has demonstrated a commitment toward protecting and improving the quality of our unique surface water resources by:

1. Supporting the Winnebago Comprehensive Management Plan (1989); and
2. Authorizing the Winnebago County Land and Water Conservation Department to administer the Arrowhead River/Rat River/Daggets Creek Priority Watershed Project (1990);

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee and the Winnebago County Executive be and hereby are authorized, on behalf of Winnebago County, to accept the offer to designate the Fond du Lac River and the Pine River-Willow Creek as new priority watershed projects through the Wisconsin Nonpoint Source Water Pollution Abatement Program.

Submitted by:

LAND CONSERVATION COMMITTEE

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Motion by Supervisor Maehl and seconded to adopt. Two-thirds vote of membership required. Ayes: 32. Nays: 0. Excused: 5 - Barker, Schaidler, Savas, Frassetto, Rankin. CARRIED.

Supervisor King moved and it was seconded to adjourn until October 17, 1995 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:15 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held September 26, 1995.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, OCTOBER 17, 1995**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Pech, Savas, Kramer, and Koziczkowski.

Supervisor Planalp moved and it was seconded to adopt the agenda with a correction changing "Resolution No. 352-995" to "Resolution No. 352-1095". **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

A listing of the WCA Steering Committee appointments was read and placed on file. Notice of Claim from Alma A. Jones regarding alleged injuries in an accident at Wittman Field while entering the Veterans' Services Office was referred to the Personnel & Finance Committee. A letter from Douglas Bovin, President of NACo, congratulating Chairman Maehl on his appointment to the NACo Human Services and Education Steering Committee was read and placed on file.

Petition for Zoning Amendment from Randal Doege for change from A-2 to M-1 for an existing cabinet business was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Jerry Olson for change from A-2 to R-1 for a primary resident was

referred to the Planning & Zoning Committee. Petition for Zoning Amendment from David G. Hildebrand for change from B-2 and B-3 to B-3 for a print shop and existing use was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Stephen Jansen for change from A-2 with M-3 Overlay to M-1 for construction of a private cold storage warehouse was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Bob Nigh for change from R-2 (Floodplain) to R-2 for single family residential was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Jim Zacharias for change from A-2 to R-2 for single family homes was referred to the Planning & Zoning Committee.

A copy of the Draft Environmental Impact Statement for Project ID 1517-04-00; NH 19(), Fremont to USH 45 Winnebago, Outagamie County, Wisconsin was placed on file.

#### **PUBLIC HEARING**

Harrison Sturgis, 1575 Oakridge Road, Neenah, Wisconsin, suggested that items listed on the County Board agenda be more specific and recognizable; specifically, the westside arterial. He also spoke on "Ordinance No. 342-995, Amend Sec. 8.04, General Code of Winnebago County (Procedure for County Board Action on Town Zoning Amendments - Farmland Preservation)", "Resolution No. 363-1095, Authorize Moratorium on Land Division Within Proposed Outagamie County Airport Overlay District", and other zoning matters.

Kathryn Lind, 9587 Lind Lane, Neenah, Wisconsin, spoke against, "Resolution No. 360-1095, Authorize Termination of Medical General Relief Program".

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

Chairman Maehl extended "happy birthday" wishes to Supervisors Rengstorf, Troxell, Egan and Arne.

Chairman Maehl told the Board that he had received a check for \$19,032.50 from the City of Oshkosh as a refund for building permits that the County did not need to purchase for various projects.

Chairman Maehl told the Board that Supervisor Pech has established hours when he will be available to meet with his constituents at the polling place. He suggested to the Board that they all make themselves available to their constituents.

Chairman Maehl extended his sympathies to Supervisor Savas whose mother-in-law passed away. He also told the Board that Supervisor Kramer's wife was recovering and being released from the hospital today.

Chairman Maehl reported to the Board that the following appointments have been made to the 1995-1996 WCA Steering Committees:

Joseph Maehl, Chairman, County Organization and Administration Steering Committee;

James Lauson, Vice Chairman, Environment and Land Use Steering Committee

Patrick O'Brien, Environment and Land Use Steering Committee

Stephen Rankin, Environment and Land Use Steering Committee

James Koziczkowski, Health and Human Services Steering Committee

John Planalp, Judicial and Public Safety Steering Committee

Kenneth Robl, Transportation and Public Works Steering Committee

Chairman Maehl spoke about former President Reagan's 1985 visit to Winnebago County. The President chose Winnebago County to be the place where he announced his nation-wide tax cut. Winnebago County was proud to be chosen and to have President Reagan visit.

Chairman Maehl thanked all those who attended the dedication of the bust of Ronald Reagan in the Courthouse lobby prior to the meeting. The bust was donated to Winnebago County by the Winnebago County Republican Party in honor of President Reagan's 1985 visit.

## **COUNTY BOARD CHAIRMAN'S APPOINTMENT**

### **SUPERVISORY DISTRICT 16 - JILL WATRY**

Chairman Maehl appointed Jill Watry to Supervisor District 16. Ms. Watry will fill the vacancy in that district's seat created by the resignation of Kristi Winters. Her term of office will begin immediately and end April 16, 1996. Motion by Supervisor Footit and seconded to confirm. CARRIED BY VOICE VOTE.

Ms. Watry was sworn into office by Chairman Maehl.

**LAND CONSERVATION COMMITTEE**

Chairman Maehl appointed Supervisor Watry to the Land Conservation Committee. She will fill the unexpired term of Kristi Winters who resigned from the Board. Her term of office will begin immediately and end on April 16, 1996. Motion by Supervisor Lauson and seconded to confirm. CARRIED BY VOICE VOTE.

**UNIVERSITY OF WISCONSIN EDUCATION, EXTENSION  
& AGRICULTURE COMMITTEE**

Chairman Maehl appointed Supervisor Watry to the University of Wisconsin Education, Extension & Agriculture Committee. She will fill the unexpired term of Kristi Winters who resigned from the Board. Her term of office will begin immediately and end on April 16, 1996. Motion by Supervisor Lauson and seconded to confirm. CARRIED BY VOICE VOTE.

**COUNTY EXECUTIVE'S REPORT**

County Executive Steinhilber welcomed former County Executive Paul Stevenson and his wife, Sue, to the County Board meeting.

Executive Steinhilber spoke in support of "Resolution No. 353-1095, Resolution Awarding the Sale of \$8,735,000.00 General Obligation Promissory Notes; Providing the Form of the Notes, and Levying a Tax in Connection Therewith". He told the Board that passage of this resolution will confirm this year's capital improvement debt. He stated that the interest rate for these notes is 4.5724%, which is the second lowest rate of interest Winnebago County has had on any of its debt in the last decade.

Winnebago County is in the top ten percent of counties across the United States in financial ratings and low interest costs. Executive Steinhilber told the Board that Winnebago County has a sound economy.

As of December 31, 1994, Winnebago County's debt was \$23,000,000. This is moderate when compared to Outagamie County's \$41,000,000 debt and Brown County's \$45,000,000 debt.

Executive Steinhilber told the Board that he was proud to be able to present a budget that has a decrease in the property tax rate of \$.25 per \$1,000. The total 1996 Budget is \$101,677,510.00, up 1% from 1995.

Executive Steinhilber told the Board that the total proposed tax

levy is \$28,791,639, which is a 3.2% increase over 1995. However, the equalized value in Winnebago County increased 8.3%, of which 4.3% is new construction and property improvements and additions. These changes should cause lower County property taxes.

He informed the Board that even though State shared revenue is down by 4.2% (\$182,420), the fact that intergovernmental revenue in some departments increased by 4.7%, a tax rate deduction was still accomplished.

Executive Steinhilber told the Board that Winnebago County's long-range capital improvement program will require additional debt service of \$904,000 (\$.09 tax rate increase). However, this is offset by a \$.33 tax rate decrease in day-to-day operations. The tax levy for general operations went up only \$94,636, (.4%).

Executive Steinhilber told the Board that conservative budgeting has allowed tax rate deductions of \$.03 in 1994, \$.10 in 1995, and now \$.25 in 1996. He thanked the department heads and administrators for their efforts in keeping their departments' budgets down. He also told the Board that he looked forward to working with them on the 1996 Budget.

### **WISCONSIN COUNTIES MUTUAL INSURANCE CORPORATION REPORT**

#### **DARLA HUIM, WCA ASSISTANT DIRECTOR**

Darla Huim gave a report on the history of the Wisconsin Counties Mutual Insurance Corporation. It was established in 1987 to provide liability insurance to counties. Initially, only 24 counties participated in organizing the corporation. Now, 54 counties are involved and enjoying the benefits of this successful corporation.

She reported that in 1987, they started out with less than \$2,000,000 in assets. At the end of 1994, they had over \$24,000,000 in assets.

Ms. Huim commended Supervisor King for his role in organizing Wisconsin Counties Mutual Insurance Corporation and for his continuing work with them. She also recognized Iris Ost, Purchasing/Risk Manager of Winnebago County, for her efforts and work with the corporation.

Ms. Huim told the Board about other services and programs that the Wisconsin Counties Mutual Insurance Corporation provides: The Americans with Disabilities Act (ADA) Inventory Checklist, Pre-Claim Loss Control, the Alert Program for Sheriff's Departments, and

dealing with Commercial Driver's License Law concerning random drug testing.

Ms. Huim told the Board that this year Wisconsin Counties Mutual Insurance Corporation will be giving \$1,700,000 back to the counties in dividends. She then presented Chairman Maehl with Winnebago County's dividend check for \$59,086.00.

#### **WINNEBAGO COUNTY FAIR ASSOCIATION REPORT**

John Hoeft, Fair Manager, and Tom Egan, Fair Association President, reported to the Board on the 1995 fair and other Fair Association activities.

Mr. Egan told the Board that the Fair Association is made up of a cross section of Winnebago County citizens. There are farmers, veterinarians, realtors, teachers, nurses, professors, and many more types of people who are members of the association. Membership is \$10.00 a year and allows you to attend fair association meetings and participate on fair activity committees. Membership also includes free admission to the fairgrounds. He encouraged the Supervisors to consider joining the association.

Mr. Hoeft told the Board that this was the 140th anniversary of the Winnebago County Fair; and, that despite the bad weather, it was a very successful fair. This year Winnebago County had one of its highest number of 4H and FFA participants. The unofficial attendance count is 48,200, which is 11% less than last year.

He told the Board that grandstand attendance was 13,500. The investment in grandstand entertainment was \$74,600. We lost approximately \$100.00. Revenue from concessions and the gate were also down from last year. Total income from the fair was down about \$56,000 from last year. This doesn't include the ten percent reduction in state aid. Mr. Hoeft told the Board that the total fair budget was not spent this year.

Mr. Hoeft and Mr. Egan told the Board that they appreciated the help and cooperation they have received from them.

#### **GARY MAYER - AUDIT REPORT COSTS ASSOCIATED WITH ENVIRONMENTAL REGULATIONS**

Gary Mayer told the Board that this audit was conducted to determine if environmental regulatory requirements have resulted in questionable costs to the taxpayers.

The conclusion of the audit is that none of the projects studied were unduly effected by these regulations.

### **ZONING REPORTS & ORDINANCES**

**AMENDATORY ORDINANCE NO. 1.** A request from the Town of Nepeuskun on behalf of Mike Fox for zoning change to Residential. Motion by Supervisor Egan and seconded to adopt. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 2.** A request from the Town of Wolf River on behalf of John Potratz for zoning change to A-3. Motion by Supervisor Metzsig and seconded to adopt. **CARRIED BY VOICE VOTE.**

### **REPORTS, RESOLUTIONS & ORDINANCES**

**ORDINANCE NO. 342-995 — Amend Sec. 8.04, General Code of Winnebago County (Procedure for County Board Action on Town Zoning Amendments - Farmland Preservation)**

WHEREAS, your undersigned Committee is of the opinion that Sec. 8.04 of the General Code of Winnebago County - PROCEDURE FOR COUNTY BOARD ACTION ON TOWN ZONING AMENDMENTS: POLICY, should be amended so as to set forth a procedure for Town Board action in relationship to farmland preservation districts for the purpose of:

- (a) insuring the Towns are following the same procedure as the County with regard to said districts;
- (b) insuring that statutory requirements are being met; and
- (c) to provide proper locational references for the County Board similar to those provided for County Zoning Ordinance Amendments.

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

That Section 8.04 of the General Code of Winnebago County be amended to read as follows:

**8.04 PROCEDURE FOR COUNTY BOARD ACTION ON TOWN ZONING AMENDMENTS; POLICY. (1) AUTHORITY.** This section of the code is adopted in response to statutory requirements found in Sec. 60.74(7), Wisconsin Statutes.

(2) **PURPOSE.** The purpose of this policy is to establish an orderly procedure whereby the Winnebago County Board of Supervisors may take action on Town Zoning Amendments as

required by law.

(3) PROCEDURE.

(a) Information to be submitted by Town. Any Town with an adopted Town Zoning Ordinance which has been approved by the Winnebago County Board of Supervisors shall submit its recommendation or action on all Town Zoning Ordinance Amendments; both text and map amendments, to the Winnebago County Board in care of the Winnebago County Clerk.

1. The recommendation or action on the amendment by the Town shall be submitted to the County Clerk and a copy thereof shall be furnished to the County Board Supervisor who represents the affected Town. The information submitted to the County Clerk and the aforementioned County Board Supervisor shall be made not less than ten days prior to the next County Board meeting in order to be read at that meeting.

2. All submittals to the County Clerk and the County Board Supervisor shall require a signed receipt of transmittal.

(b) Reading of Town Board Information. The County Clerk will read the Town Board recommendation or action on the Town Zoning Ordinance at the first County Board meeting that follows ten days or more from the receipt of the submittal by the Town on the amendment.

(c) Options Concerning Proposed Amendment. Following the reading of the proposed Town Zoning Amendment by the County Clerk and during the County Board session at which the Zoning Amendment has been read by the Clerk, it will be the responsibility of the County Board Supervisor in the affected Town to exercise one of two options on the proposed Zoning Amendment:

1. He or she may submit a resolution recommending approval of the Town Zoning Amendment as acted upon or recommended by the Town Board. Any such resolution for County Board approval shall include a disclaimer of County liability for the Town Zoning Amendment and Town Zoning Ordinance.

2. He or she may request that the proposed Town Zoning Amendment be referred to the County Planning and

Zoning Committee for its review, a public hearing, and its recommendation on the matter to the County Board within ninety days. A filing fee of \$45.00 will be required of the property owner for any such review by the Planning and Zoning Committee.

- (4) **FARMLAND PRESERVATION.** Town resolutions removing property from districts zoned for Farm Preservation shall not be accepted for County Board action unless accompanied by:
  - (1) Findings as required by s. 91.77(1), Wis. Stats; and
  - (2) The Notice of Rezoning or Conditional Use/Special Exception in the Exclusive Agricultural District (Form ARM-LR-31) as required by the Wisconsin Department of Agriculture, Trade & Consumer Protection; and
  - (3) A scale site plan showing the affected area, and all surrounding properties within 1,320', detailing at a minimum, parcel boundaries, zoning, and all structures.
- (5) **EFFECTIVE DATE.** The effective date of this chapter of the code shall be upon publication in booklet form as provided in Sec. 66.035, Wisconsin Statutes, subsequent to adoption of this Chapter by the Winnebago County Board of Supervisors.

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 32.  
Nays: 2 - Rengstorf and Montgomery. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 352-1095 — Authorize Payment For Excess Days of Attendance By Winnebago County Board Supervisors**

WHEREAS, the following County Supervisors have days of attendance at County Board meetings and County Board committee meetings in excess of the statutory limit and in excess of those previously allowed by resolution of the County Board, to-wit:

Jeanette Diakoff .....	1.0
John Hue .....	12.5
John Planalp .....	11.0
Kenneth Robl .....	1.5
Eugene Troxell .....	5.5

Jacquelyn Wagner .....12.5

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Board Supervisors hereinbefore named shall be paid for the excess committee days as above described.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 353-1095 — Resolution Awarding the Sale of \$8,735,000 General Obligation Promissory Notes; Providing the Form of the Notes, and Levying a Tax in Connection Therewith**

WHEREAS, on September 26, 1995, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted resolutions entitled: "Resolution Authorizing the Borrowing of Not to Exceed \$7,658,051; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor" and "Resolution Authorizing the Borrowing of Not to Exceed \$1,076,949; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor" (the "Authorizing Resolutions") authorizing the issuance and sale of general obligation promissory notes in an amount not to exceed \$7,658,051 for the purpose of paying the cost of remodeling and renovating the Winnebago County Social Services Building for use as an administrative facility; remodeling and renovating the Oshkosh Human Services Building; constructing new Highway Department facilities; constructing a hangar; improving roads and acquiring equipment and furnishings, and in an amount not to exceed \$1,076,949 for the purpose of paying the cost of acquiring land and constructing an arterial roadway (collectively, the "Project");

WHEREAS, the County Board has directed its financial advisor, Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin, to take the necessary steps to sell general obligation promissory notes in the amount of \$8,735,000 for the public purpose of financing the Project;

WHEREAS, a Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) has been pub-

lished in The Bond Buyer offering the aforesaid general obligation promissory notes for public sale on October 17, 1995;

WHEREAS, an Official Notice of Sale (a copy of which is attached hereto as Exhibit B and incorporated herein by this reference) has been circulated to potential bidders;

WHEREAS, the following bid proposals were received:

**BIDDER    NET INTEREST COST    TRUE INTEREST RATE**  
**(SEE BID TABULATION ATTACHED AS EXHIBIT C)**

WHEREAS, it has been determined that the bid proposal submitted by Firststar Bank Milwaukee, N.A., Milwaukee, Wisconsin, fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. A copy of said bid is attached hereto as Exhibit D and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

*Section 1. Approval of offering Documents.* The published Notice of Sale, Official Notice of Sale and other offering materials prepared and circulated by Robert W. Baird and Co. Incorporated are hereby ratified and approved.

*Section 2. Award of the Notes.* The bid proposal of Firststar Bank Milwaukee, N.A., Milwaukee, Wisconsin (the "Purchaser") is hereby accepted, said proposal offering to purchase the \$8,735,000 Winnebago County General Obligation Promissory Notes (the "Notes") for the sum of EIGHT MILLION SEVEN HUNDRED THIRTY THOUSAND SEVEN HUNDRED NINETEEN AND 85/100 DOLLARS (8,730,719.85), plus accrued interest to the date of delivery. The Notes bear interest as follows:

Year of Maturity	Principal Amount	Interest Rate
1996	590,000	4.00%
1997	560,000	4.05%
1998	585,000	4.15%
1999	595,000	4.20%
2000	625,000	4.30%
2001	660,000	4.40%
2002	1,285,000	4.50%
2003	1,285,000	4.60%
2004	1,285,000	4.70%
2005	1,265,000	4.75%

*Section 3. Terms of the Notes.* The Notes shall be designed "General Obligation Promissory Notes"; shall be dated November 1, 1995; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; and shall mature serially on April 1 of each year, in the years and principal amounts as set forth above. Interest is payable semi-annually on April 1 and October 1 of each year commencing on April 1, 1996.

*Section 4. Redemption Provisions.* At the option of the County, the Notes maturing on April 1, 2003 and thereafter shall be subject to redemption prior to maturity on April 1, 2002 or on any day thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

*Section 5. Form of the Notes.* The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

*Section 6. Direct Annual Irrepealable Tax Levy.* For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years and in the amounts as follows:

Levy Year	Amount
1995	\$ 934,673.33
1996	913,940.00
1997	915,461.25
1998	900,827.50
1999	904,895.00
2000	911,937.50
2001	1,493,505.00
2002	1,435,037.50
2003	1,375,285.00
2004	1,295,043.75

The direct annual irrepealable tax hereby levied shall be carried onto the tax roll and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected. So long as any part of the principal of or interest on the Notes remains unpaid, the tax hereinabove levied shall be and

continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account created by Section 7 hereof.

*Section 7. Debt Service Fund Account.* There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$8,735,000 Winnebago County General Obligation Promissory Notes dated November 1, 1995", which fund account shall be used solely for the purpose of paying the principal of and interest on the Notes. There shall be deposited in said fund account all accrued interest paid on the Notes at the time the Notes are delivered to the Purchaser, any premium, all money raised by taxation pursuant to Section 6 hereof and all other sums as may be necessary to pay principal of and interest on the Notes as the same becomes due. Said fund account shall be used for the sole purpose of paying the principal of an interest on the Notes and shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished.

*Section 8. Borrowed Money Fund; Reimbursement.* The proceeds of the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into an account separate and distinct from all other funds and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Notes.

Any expenditures already paid by the County for which the County is to be reimbursed with Note Proceeds (a) were paid no earlier than 60 days prior to the date on which the County Board of Supervisors adopted the Authorizing Resolutions or an officer of the County made a Declaration of Official Intent to reimburse the County from the Note Proceeds for any expenditures on the Project which it paid from other funds or the County prior to receipt of the Note Proceeds or (b) are preliminary expenditures relating to the Project (such as architectural, engineering, surveying, soil testing, costs of issuance and similar costs but not including land acquisition, site preparation and similar costs incident to the commencement of construction) which are in an amount which is less than 20% of the issue price of the Notes. This declaration and the Resolution of which it is a part, shall be publicly available in the official books, records or proceedings of the County Board of Supervisors.

*Section 9. Arbitrage Covenant.* The County shall not take any

action with respect to the Note Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Notes (the "Closing"), would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Note Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Notes remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Notes, whether such moneys were derived from the Note Proceeds or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of the Code or Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Note Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

*Section 10. Additional Tax Covenants; Two Year Expenditure Exemption from Rebate; Qualified Tax-Exempt Obligation Status.* The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Notes) to assure that the Notes are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Notes will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

The County covenants that at least 75% of the available construc-

tion proceeds of the Notes shall be used for construction expenditures with respect to property owned by the County as provided in Section 148(f)(4)(C)(iv) of the Code. It is expected that at least 10% of the available construction proceeds of the Notes (including investment earnings thereon) will be expended for the governmental purposes of the issue within six months of the Closing; at least 45% will be expended for such purposes within one year; at least 75% will be expended for such purposes within eighteen months; and 100% will be expended for such purposes within two years. If for any reason the County did not qualify for the two year expenditure exemption or any other exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County Board of Supervisors hereby designates the Notes to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with the responsibility for issuing the Notes, shall provide an appropriate certificate of the County, all as of the Closing.

*Section 11. Execution of the Notes.* The Notes shall be issued in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated by its fiscal agent, if any, sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the delivery of the Notes, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute and deliver all documents as may be necessary and convenient to effectuate the Closing.

*Section 12. Payment of the Notes.* The principal of and interest on the Notes shall be paid in lawful money of the United States of America by the County Clerk or County Treasurer.

*Section 13. Persons Treated as Owners; Transfer of Notes.* The County shall keep books for the registration and for the transfer of the Notes. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purpos-

es and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

The fifteenth date of each calendar month next preceding each interest payment date shall be the record date for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the corresponding record date.

*Section 14. Utilization of The Depository Trust Company Book-Entry-Only System.* In order to make the Notes, and future issues of obligations issued by the County, eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations on file in the County Clerk's office. The County Clerk or other authorized representative of the County is authorized and directed to execute such Blanket Issuer Letter of Representations and deliver it to DTC on behalf of the County.

*Section 15. Undertaking to Provide Continuing Disclosure.* The County hereby covenants and agrees, for the benefit of the holders of the notes, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data upon request and timely notices of the occurrence of certain events in accordance with the

Rule. This Undertaking shall be enforceable by the holders of the Notes or by the Purchaser on behalf of such holders (provided that the rights of the holders and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific enforcement of the obligations hereunder and any failure by the County to comply with the provision of this Undertaking shall not be an event of default with respect to the Notes).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

*Section 16. Conflicting Resolutions; Severability; Effective Date.* All prior resolutions, rules or other actions of the County Board of supervisors or any part thereof in conflict with the provisions hereof shall be, and the same are hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall be any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 17th date of October, 1995.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Tony Faupl of Robert W. Baird & Co., Inc., presented the final draft of the resolution with the interest rates and tax levy figures included.

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Abstain: 1 - Crowley. Excused: 4 - Pech, Kramer, Savas and Koziczowski. CARRIED.

**RESOLUTION NO. 354-1095 — Authorize Audit of Printing Costs**

WHEREAS, the Winnebago County General Services Department prints a variety of materials for County offices; and

WHEREAS, despite the fact that the General Services Department prints materials and despite the fact that a software package called "Desktop Publishing" is available to create professional documents, various County Departments continue to use outside printers for var-

ious printing jobs; and

WHEREAS, your undersigned Committee believes that the use of outside printers should be audited for the purpose of justifying whether such outside printing costs are justified in relationship to the in-house services being provided by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to conduct an audit as to the use of outside printers by County Departments.

Submitted by:

**JUDICIARY & PUBLIC SAFETY COMMITTEE**

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 355-1095 — Authorize Acceptance of \$15,000 Donation to Park View Health Center (Outdoor Courtyard)**

WHEREAS, The Community Foundation has donated an additional \$15,000 to Park View Health Center with the contingency that said funds be used for the completion of an outdoor courtyard at Park View Health Center; and

WHEREAS, your undersigned Committees believe that it would be in the best interest of Winnebago County to accept such donation.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to accept a \$15,000 donation from the Community Foundation upon the contingency that said funds be used and they are hereby authorized to be budgeted for the completion of an outdoor courtyard at Park View Health Center.

Submitted by:

**PARK VIEW HEALTH COMMITTEE AND PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**ORDINANCE NO. 356-1095: — Amend Section 7.02(18) of the General Code of Winnebago County (Speed Limit - CTH “JJ” - Towns of Clayton, Vinland and Neenah)**

WHEREAS, the Town Boards of Neenah, Clayton and Vinland have requested that the Highway Committee amend Sec. 7.02(18) of the General Code of Winnebago County so as to provide for a speed limit reduction of between 30 miles per hour and 45 miles per hour on CTH “JJ”; and

WHEREAS, the Wisconsin Department of Transportation has approved the reduction of the speed limit for all vehicles upon the section of highway effected.

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

The amendment of Sec. 7.02(18) of the General Code of Winnebago County, which hereafter shall read as follows:

**7.02 SPEED LIMIT REGULATIONS.** A traffic and engineering investigation having been made on the following described highways, the maximum permissible speed at which vehicles may be operated on such highways, which speed is herewith established as reasonable and safe pursuant to Sec. 349.11, Wis. Stats., shall be set forth herein, subject to approval of the Department of Transportation and upon erection of standard signs giving notice thereof: ...

(18) COUNTY TRUNK HIGHWAY “JJ” (a) Towns of Clayton, Vinland and Neenah.

- (1) 45 Miles per hour for all vehicles from its intersection with U.S. Highway 45 northeasterly for a distance of 2.19 miles; thence 40 miles per hour for a distance of 2.70 miles; thence 30 miles per hour to its intersection with U.S.H. 41, a distance of 3.15 miles.

BE IT FURTHER RESOLVED that said Ordinance shall take effect on the date following the date of publication.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33.  
Nays: 1 - Wagner. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 357-1095: — Authorize County Purchasing Agent to Order 10 1996 Ford Crown Victoria Squad Cars**

WHEREAS, the Winnebago County Sheriff's Department has requested that the County Executive include within his proposed 1996 budget an appropriation for 10 new full-size squad cars; and

WHEREAS, the Ford Crown Victoria is the only rear wheel drive, full-size vehicle which will be manufactured in 1996 for squad car use; and

WHEREAS, the Ford Motor Company has indicated that it will manufacture only a limited number of Ford Crown Victorias during the 1996 model year and plans to phase that model out in 1997 or soon thereafter; and

WHEREAS, the State of Wisconsin has accepted a bid of \$18,500 per car for said vehicles and it is possible for Winnebago County to trail along upon the State's bid; and

WHEREAS, it is possible that unless such squad cars are ordered presently, an insufficient number of Ford Crown Victorias will be manufactured so as to fill the County's order; and

WHEREAS, your undersigned Committees believe that it would be in the best interests of Winnebago County that an order for said vehicles be placed presently by Winnebago County as a trailer to the State's bid for said squad cars in order to insure delivery of said cars to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the Winnebago County Purchasing Agent to order 10 new 1996 Ford Crown Victoria squad cars from the Ford Motor Company as a trailer to the State of Wisconsin's bid for said squad cars at a price of \$18,500 through the Capitol Motors Ford Dealership.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said vehicles shall be paid for through the proposed 1996 budget, if approved, but that if said budget is not approved, the cost of said vehicles shall be paid for from the Winnebago County General Fund.

Submitted by:

PERSONNEL & FINANCE COMMITTEE AND JUDICIARY &  
PUBLIC SAFETY COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32.

Nays: 1 - Crowley. Excused: 5 - Widener, Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 358-1095 — Authorize Granting of Easements to City of Oshkosh (Installment of Sanitary Sewer and Water Main at Park View Health Center)**

WHEREAS, the grounds of Park View Health Center were recently annexed by the City of Oshkosh pursuant to a petition supported by Winnebago County, the principle purpose of which was to allow for installation of City sewage and water service to Park View Health Center; and

WHEREAS, in order to allow sanitary sewage and water mains to be installed at Park View Health Center, it is necessary that easements be granted to the City of Oshkosh by Winnebago County for said purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to grant easements to the City of Oshkosh, as are described in the proposed easement which is herewith attached and made a part of this resolution by reference, for the purpose of allowing the City of Oshkosh to construct, maintain, repair and operate the sanitary sewer and water main over and through the grounds of Park View Health Center which is located in the City of Oshkosh, Winnebago County.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 359-1095 — Approve Selection of Bray Associates as Architect and Engineer for Sunnyview Office Building**

WHEREAS, your undersigned Committees have reviewed the proposals of at least 13 architectural and engineering firms to provide professional architectural and engineering services for the construction of the proposed Sunnyview Office Building; and

WHEREAS, your undersigned Committees believe that the pro-

posal of Bray Associates of Sheboygan, Wisconsin is the most suitable proposal taking into account that Company's experience and the price which was quoted for such project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to negotiate and execute a contract with Bray Associates of Sheboygan, Wisconsin for a fee not to exceed \$86,240 for professional architectural and engineering services related to the construction of the proposed Sunnyview Office Building.

Submitted by:

PROPERTY MANAGEMENT AND MAINTENANCE COMMITTEE AND PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 360-1095: — Authorize Termination of Medical General Relief Program**

WHEREAS, 1995 Wisconsin Act 27 provides that an individual shall only be eligible for General Relief if that individual is a resident of a County in which the County operates a program funded by a Relief Block Grant (Sec. 49.015(1)(a), Statutes); and

WHEREAS, Sec. 49.02(1)(a), Statutes, provides that a General Relief Program shall only be funded by a Relief Block Grant if the County Board adopts a resolution applying for such a grant; and

WHEREAS, the two above referenced statutory sections take effect as of January 1, 1996; and

WHEREAS, your undersigned Board has reviewed 1995 Wisconsin Act 27 and believes that it is in the best financial interest of Winnebago County not to apply for a Relief Block Grant and to thereby terminate its Medical General Relief Program, in that the Wisconsin State Legislature's appropriation for such Relief Block Grants are small and would result in Winnebago County paying for the great majority of the costs associated with such a medical relief program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby elects not to apply for a

Relief Block Grant in relationship to the continuation of a Medical General Relief Program.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby terminates Winnebago County's Medical General Relief Program, effective January 1, 1996.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Director of the Winnebago County Department of Social Services to transmit a copy of this resolution to the Secretary of the Wisconsin Department of Health and Social Services.

Submitted by:  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to adopt. Ayes: 28.  
Nays: 6 - Lawson, King, Kollath, Klitzke, Albrecht and Maehl.  
Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 361-1095 — Authorize Acceptance of Grant Offer and Execution of Grant Agreement Wittman Regional Airport, Oshkosh, Wisconsin AIP 3-55-0061-16**

WHEREAS, a grant of \$600,000 to Wittman Regional Airport has been approved by the Federal Aviation Administration for the purpose of acquiring land for development (approximately 66 acres) and updating the Airport layout plan; and

WHEREAS, Winnebago County shall be required to contribute \$80,000 of County monies toward funding said project, said amount having previously been appropriated; and

WHEREAS, your undersigned Committee recommends that the attached Grant Agreement be approved and executed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors as follows:

SECTION I. That the County of Winnebago, as Sponsor, ratifies the action of the Secretary of Transportation in entering into a Grant Agreement for the purpose of obtaining federal aid in the development of the Wittman Regional Airport, Oshkosh, Wisconsin, said Agreement being as set forth hereinbelow.

SECTION II. That the Board of Supervisors does hereby ratify and affirm the Agency Agreement between the Secretary of Transportation, and the County of Winnebago, Oshkosh, Wisconsin

dated June 7, 1995 in accordance with Section 114.32 and Section 114.33, Wisconsin Statutes, affecting this project.

**SECTION III.** That a copy of the Grant Agreement is attached hereto and made a part hereof.

**SECTION IV.** That the County of Winnebago does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the "Application for Federal Assistance" executed September 14, 1995 the assurance made as required by Title 49 CFR, DOT Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in the Federally Assisted Programs of the Department of Transportation, Subsection 21.7(a)(1) and the Assurance required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 on behalf of the County of Winnebago, Wisconsin, and does hereby ratify the action of the Secretary of Transportation in accepting said offer on September 29, 1995 and by such acceptance, the County agrees to all terms and conditions thereof.

Submitted by:  
**AVIATION COMMITTEE**

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33.  
Nays: 1 - Brennand. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. **CARRIED**

**RESOLUTION NO. 362-1095 — Authorize Execution of Airport Tower Lease with the Federal Aviation Administration**

WHEREAS, a new lease for the Wittman Regional Airport Tower Building has been proposed by the Federal Aviation Administration; and

WHEREAS, your undersigned Committee recommends that said lease be approved and executed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute the attached lease for the Wittman Regional Airport Tower Building, for a term of one (1) year commencing on October 1, 1995 at an annual total rent of Forty-one Thousand Five Hundred Forty-three and no/100 (\$41,543.00) Dollars. A copy of said proposed lease agreement is attached and is incorporated as a part of this resolution.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34.  
Nays: 0. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 363-1095 — Authorize Moratorium on Land Division Within Proposed Outagamie County Airport Overlay District**

WHEREAS, the Winnebago County Planning and Zoning Committee is presently considering the creation of an Outagamie County Airport Overlay District with regard to certain parcels of land lying within Winnebago County which are near of adjacent to the Outagamie County Airport; and

WHEREAS, your undersigned Committee believes that a moratorium upon land division within such area is necessary in order to preclude speculative land division and to maintain the status quo until the regulatory issue has been resolved.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby impose a moratorium on any and all land divisions within the proposed Outagamie County Airport Overlay District for those properties lying within Winnebago County. Said moratorium shall take effect on the date following publication of the enactment of this resolution and shall terminate upon March 17, 1996 or upon termination of the moratorium by the Winnebago County Board of Supervisors, should terminate prior to the latter date.

A copy of a map of said proposed Outagamie County Airport Overlay District is herewith attached and incorporated as a part of this resolution by reference.

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Motion by Supervisor Diakoff and seconded to refer back to the Planning & Zoning Committee. Motion to refer: CARRIED BY VOICE VOTE (2 VOTING NAY).

**RESOLUTION NO. 364-1095 — Authorize Closing of 29 Beds at Park View Health Center**

WHEREAS, the 1995/1996 State of Wisconsin Budget mandates all nursing homes to meet a 91% occupancy standard for 1994-95; and

WHEREAS, to meet such a standard, it is your undersigned Committee's recommendation that 16 beds at Pleasant Acres Pavilion, 12 beds at the Rehabilitation Pavilion and one bed on the ICF/MR Unit at Park View Health Center be closed on or before November 30, 1995.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the closing of 16 beds at Pleasant Acres Pavilion, 12 beds at the Rehabilitation Pavilion and one bed on the ICF/MR Unit at Park View Health Center on or before November 30, 1995.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any budgetary impact as a result of the closing of such beds upon projected revenues and upon Park View Health Center's Personnel Budget shall be addressed within the 1996 Park View Health Center Budget.

SUBMITTED BY:

PERSONNEL & FINANCE COMMITTEE AND  
PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Pech, Kramer, Savas and Koziczkowski. CARRIED.

Supervisor King moved and it was seconded to adjourn to November 6, 1995, at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:50 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held October 17, 1995.

Linda Wolfe  
Winnebago County Clerk



**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ANNUAL SESSION**  
**COUNTY BOARD MEETING**  
**MONDAY, NOVEMBER 6, 1995**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisor Sievert.

Supervisor Planalp moved and it was seconded to approve the agenda. CARRIED BY VOICE VOTE.

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from Joyce Christianson regarding damage to an automobile by Juvenile Restitution Program participants that were removing graffiti from a building, was referred to Personnel and Finance Committee. Invitation to attend the WCA Education Seminar entitled, "Personnel Policies: Up-to-date or Out-of-date?", was read and placed on file. An invitation from Garry Blomberg and Jeff Key of the University Extension Office to attend an information meeting entitled, "Managing Urban Sprawl", was read and placed on file. A memorandum from County Executive Steinhilber regarding the November 7, 1995, County Government Day for students was read and placed on file. A thank you note from Ella Kramer was read and placed on file.

### **COMMITTEE REPORTS**

Supervisor Wagner told the Board that she had contacted various area legislators and that they would be available to meet with the Board the first week of January, 1996. This would coincide with our January 3 "Special Orders" meeting. Supervisor Wagner requested that we extend an invitation to the legislators to attend this meeting, along with an agenda of our concerns. Chairman Maehl agreed and stated that the legislators would be invited.

### **PUBLIC HEARING**

Carolyn Blassingame, 1926 East Murdock Avenue, Oshkosh, Wisconsin, representing the Oshkosh League of Women Voters, spoke in support of Motion No. 368-1195, "Resolution to Reconsider Resolution #360-1095 (Authorize Termination of Medical General Relief Program)".

Walter Chrapla, 721 Mitchell Street, Neenah, Wisconsin, spoke to the Board regarding the proposed 1996 County Executive's Budget.

### **SOLID WASTE MANAGEMENT BOARD AUDIT - GARY MAYER, AUDITOR**

Gary Mayer presented his audit on maximizing revenue and minimizing expenses at the County landfill. He told the Board that the audit corroborated the hiring of the engineering technician, showing a cost savings of between \$90,000 to \$120,000.

He recommended that any future audit should include an entire operation, such as the gas recovery system or recycling facility.

A motion was made by Supervisor O'Brien and seconded to accept Mr. Mayer's audit report. CARRIED BY VOICE VOTE.

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

Chairman Maehl extended happy birthday wishes to Supervisor Finch and Chuck Orenstein, Finance Director.

Chairman Maehl told the Board that Supervisors O'Brien and Lauson had been appointed to the National Association of Counties (NACo) Environment and Land Use Steering Committee. He stated that it is an honor to be chosen from more than 3,100 counties nationwide to serve on this steering committee.

Chairman Maehl reminded the Supervisors that tomorrow was "Student Government Day" and encouraged them to attend the luncheon at the American Legion.

Chairman Maehl explained procedures that will be followed for this budget session of the County Board. He said each day of the budget session will begin with a public hearing. He told the Supervisors that any proposed changes to the budget should be submitted to John Bodnar, Corporation Counsel, in amendment form. Mr. Bodnar will prepare the amendment for distribution to the Board. Amendments will not be considered until after the Budget has been presented by Executive Steinhilber.

Chairman Maehl also stated that no amendment or resolution will be voted on until it has had a public hearing.

He told the Board that any corrections made to the Budget by the Finance Director shall be voted on and must pass by a majority vote.

### **REPORTS, RESOLUTIONS & ORDINANCES**

#### **RESOLUTION NO. 366-1195:Cancel Tax Certificate - Town of Winchester, Winnebago County, Wisconsin**

WHEREAS, the parcels described below were conveyed to the State of Wisconsin on August 5, 1993 and should have been tax exempt for the tax years 1994 and all subsequent years.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Section 70.74(2), Wisconsin Statutes, it hereby cancels the tax certificate for the year 1994 and beyond for the following parcels of real estate:

Parcel No. 028-0672-01, Town of Winchester

S23T20R15

Pt SW SE COM 26.50 FT N of NW COR ELY 713 FT

PL OF BEG S 689 FT E TO E 40 L N TO NE COR SW

SE WLY TO BEG EXC HWY-D844668 ALSO PT LYG WLY

OF HWY PER DOT SPEC SHEET

and

Parcel No. 028-0673-07, Town of Winchester

S23T20R15

PT SE SE COM SE COR N TO PT 689.5 FT S OF NE

COR W TO WL S TO SW COR E TO POB EXC W 760 FT

OF E 985 FT OF S 269.45 FT & EXC E 255 FT &

EXC D659262 D702465 & EXC HWY-D844668

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Barker and Sievert. CARRIED.

**RESOLUTION NO. 367-1195: Authorization for Inclusion of Employees Under Group Life Insurance Plan**

WHEREAS, your undersigned Committee has been advised that upon resolution of the Winnebago County Board of Supervisors, it would be possible for employees of Winnebago County to obtain additional life insurance coverage through the Wisconsin Department of Employee Trust Funds; and

WHEREAS, such group life insurance policy may be of considerable benefit to some employees of Winnebago County but would be at no additional cost to Winnebago County; and

WHEREAS, your undersigned Committee believes that a resolution authorizing Winnebago County Personnel to be eligible for additional group life insurance coverage as stated above would serve the best interest of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to the provisions of Chapter 40, Wisconsin Statutes, that it hereby determines to be included under the following group life insurance program provided by Chapter 40 of the Wisconsin Statutes for its eligible personnel: Additional Group Life Insurance.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that its proper officers are herewith authorized and directed to take all actions and make such deductions and submit such payments as are required by the Group Insurance Board of the State of Wisconsin to provide such group life insurance.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Winnebago County's WRS Agent submit a certified copy of this resolution to the State of Wisconsin Department of Employee Trust Funds.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 1 - Rankin. Excused: 3 - Barker, Sievert and King. CARRIED.

**MOTION NO. 368-1195: Resolution to Reconsider Resolution #360-1095 (Authorize Termination of Medical General Relief Program)**

Your undersigned Supervisor hereby moves the Winnebago County Board of Supervisors to reconsider Resolution #360-1095 - Authorize Termination of Medical General Relief Program.

Submitted by:  
ROBERT PUTZER, DIST. #20  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Putzer and seconded to reconsider. Ayes: 11 - Pech, Kramer, Lawson, Lauson, Kollath, Klitzke, Putzer, Robl, Watry, Albrecht and Maehl. Nays: 25. Absent: 2 - Barker and Sievert. LOST.

**RESOLUTION NO. 369-1195: Authorize Cancellation of Outstanding County Checks**

WHEREAS, the attached list of checks issued by Winnebago County have been outstanding for a minimum period of two full years; and

WHEREAS, the authorization of the County Board to cancel said checks will result in the checks being voided; the funds for said checks being reclassified to an Unclaimed Property Account with the funds being held by the County for a period of six years from the date of issuance, with said funds being turned over thereafter to the County General Fund; and

WHEREAS, by canceling said checks, Winnebago County will no longer have to maintain them on an outstanding check list when reconciliations are performed with the bank through which the checks were issued.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes cancellation of all checks contained on the accompanying list, which is made a part of this resolution by reference.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

**GENERAL CHECKING ACCOUNT -  
CHECKS DATED PRIOR TO 12/31/93  
PRESENT TO COUNTY BOARD AT 1995 ANNUAL SESSION**

Richard L. Sedarski .....	\$ 2.59
Donald Harp .....	114.29
Lori Gurin .....	22.00
Sally Lyrgen .....	250.00
Diane Perket .....	300.00
Jon Stelzner .....	.63
Candice Nehls .....	.17
Michael or Wendy Marquardt .....	267.00
Kettle Moraine Institute .....	300.00
Gail Angell .....	13.00
Wisconsin Electric Power Co. ....	98.28
Gary Hoehnen .....	150.00
Gary V. Werner .....	29.00
Kathy L. Brotski .....	31.00
Elaine Falk .....	17.50
Laemmrich Funeral Home .....	215.00
Franklin Moore .....	47.00
J. Speaks, R. Speaks & Fox Cities Bank .....	140.00
Dennis Hartmann .....	16.40
Jeffrey Watsa .....	16.40
Sharon Swatscheno .....	31.00
Karen E. Schallhorn .....	25.40
Barry L. Gauthier .....	54.00
Judith Dresen .....	22.00
Barbara Neitman .....	56.50
John Zuelsdorf .....	3.67
Warren Boyson .....	31.00
Ronald Blohm .....	31.00
LaSalle Clinic .....	113.32
Robert Olson .....	357.63
Tammy Rubsam .....	27.00
Jeanette Duffek .....	16.20
Jennifer Grimm .....	16.40
Henry Gotschika/John Jones .....	13.00
Peggy L. Hoeft .....	13.00
Cherie Vienola .....	89.00

Pipkorn's .....	181.75
Walmart 1430 .....	30.00
Dr. Thomas Plank .....	17.00
Nancy Sobojinski, RN .....	17.00
DNR Licensing & Reg .....	12.60
Roy & Joan Fink .....	26.47
Manitowoc County Clerk of Court .....	5.00
Dennis or Rebecca Kubiak .....	165.00
<b>TOTAL .....</b>	<b>\$ 3,385.20</b>

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.  
Nays: 0. Abstain: 1 - Crowley. Absent: 2 - Barker and Sievert. **CARRIED.**

**RESOLUTION NO. 370-1195: Authorize Write-Off of  
Uncollectible Debts**

WHEREAS, the Finance Department has listed on its books a number of long overdue debts; and

WHEREAS, the Finance Department has made every effort to collect these accounts without success, said process consisting of sending out statements and past due notices for a period up to 120 days and then, subsequently, turning the accounts over to a collection agency for pursuant and initiation of lawsuit, if deemed to be potentially fruitful; and

WHEREAS, to write off such accounts as uncollectible is an accounting procedure which allows for proper adjustment of the County's books, and is not a procedural device which forgives such debts; and

WHEREAS, should Winnebago County receive information which indicates that any of said debts are collectible, the Winnebago County Finance Department shall pursue collection of said debts, despite the fact that they have been written off previously as being uncollectible.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to write off those past due debts which are listed in the attached exhibit which is herewith incorporated as a part of this Resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that in authorizing the write off of said debts, the Winnebago County Board of Supervisors is not forgiving said debts and that all debtors listed herein shall still be deemed to be liable for any unpaid balances owed, unless said debts have been discharged pursuant to bankruptcy proceedings.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Troxell and seconded to table. Ayes: 6 - Crowley, Montgomery, Wagner, Troxell, Watry and Arne. Nays: 29. Excused: 3 - Barker, Sievert and Maehl. MOTION TO TABLE LOST. Vote on Resolution: Ayes: 36. Nays: 0. Excused: 2 - Barker and Sievert. CARRIED.

Supervisor Troxell suggested using Trans World Systems, Inc. to collect these debts. Supervisor Wagner suggested the county look into accepting credit cards for payments. Supervisor Lauson suggested a study of having people work off the debt if they are unable to pay.

#### **RESOLUTION NO. 365-1195: Adopt 1996 Annual Budget**

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1996 Annual County Budget, a copy of which is incorporated herein by reference, be and same is hereby adopted.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt.  
Supervisor Finch asked that the budget resolution be placed last on the agenda next year.

#### **COUNTY EXECUTIVE'S PRESENTATION OF THE 1996 WINNEBAGO COUNTY BUDGET**

County Executive Jack Steinhilber presented his proposed 1996 County Budget. He discussed the items listed in the "1996 Executive Budget Message" and began his department-by-department review of

the budget.

He announced that District Attorney Joe Paulus and his wife had a baby girl this morning and he congratulated the new parents. He is considering moving the Veterans Service Office to the current Finance Department location on Church Avenue after the Finance Department moves.

Supervisor Diakoff questioned the workers' compensation fund surplus. Finance Director Orenstein said \$1.6 million is retained to pay claims and \$600,000 is kept in reserve over and above the \$1.6 million.

Supervisor Finch asked about the Public Health Fund Surplus of \$92,531 on page 25 of the budget and if it could be used to reduce the tax levy. Corporation Counsel Bodnar looked into the matter and he would advise against applying it to the tax levy since it was collected from only a portion of the county's taxpayers.

Supervisor Schaidler questioned whether computer equipment could be leased rather than purchased. Information Systems Director David Henneman stated they have investigated leasing and will do so if it proves to be cost effective. Old equipment is sold at the public sale. Schools are not interested in the old equipment because it is obsolete.

Supervisor King moved and it was seconded to adjourn until 8:30 a.m. on Tuesday, November 7, 1995. CARRIED BY VOICE VOTE. Meeting adjourned at 9:10 P.M.

## **TUESDAY, NOVEMBER 7, 1995**

### **SECOND DAY**

The meeting convened at 8:30 A.M. with the Pledge of Allegiance. Roll Call: All present except Supervisor Finch who was excused.

### **PUBLIC HEARING**

There were no comments from the public.

### **COUNTY EXECUTIVE'S PRESENTATION OF THE 1996 WINNEBAGO COUNTY BUDGET**

County Executive Steinhilber continued his presentation of the 1996 budget. At 11:30 P.M. it was moved and seconded to adjourn for the Student Government Day luncheon. The meeting resumed at 1:30 P.M., with all supervisors present except Supervisor Rankin, who was excused.

The students were asked to propose a resolution to debate and vote upon. A student moved to overturn the curfews in the City of Oshkosh and it was seconded. Debate ensued and the vote was 16 ayes, 18 nays and 2 abstentions. Motion lost.

Executive Steinhilber continued presenting the 1996 budget. Supervisor Lauson suggested an Ice Arena report be included on the January Special Orders of Business agenda. Supervisor Diakoff asked Finance Director Orenstein to provide information on TIF Districts to the County Board. Supervisor Footit asked that a summary of expenses by category be provided in the 1997 Budget. At 3:30 P.M., the County Executive concluded his review of the budget.

Motion by Supervisor Lauson and seconded to adjourn. CARRIED BY VOICE VOTE.

### **WEDNESDAY, NOVEMBER 8, 1995**

#### **THIRD DAY**

Chairman Joseph N. Maehl called the meeting to order at 8:30 A.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance.

Roll Call: All present except Supervisor Finch.

#### **PUBLIC HEARING**

There were no comments from the public.

#### **COMMITTEE REPORTS**

Supervisor Schwartz told the Board that she had received a call from a constituent expressing concern about the cancellation of Community Programs' "Community Supportive Care" program. She wanted the Board to be aware that the public is concerned about losing these various programs.

Supervisor Robl thanked Executive Steinhilber for the way he presented the Budget to the Board. He suggested that in future budget books, individual departments' capital outlay requests should indicate if they are for new purchases or replacements.

#### **AMENDMENTS TO RESOLUTION NO. 365-1195**

**AMENDMENT (1):** Increase Winnebago County District Attorney's Meals Budget \$740.00

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County District Attorney's Meals Budget by \$740.00, Account #53335, as shown on Page 183 of the Winnebago County Budget Book.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (2):** Increase Winnebago County District Attorney's Office Budget - Lodging \$2,200

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County District Attorney's Office Budget - Lodging an additional \$2,200, Account #53336, as shown on Page 183 of the Winnebago County Budget Book.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (3):** Increase Winnebago County Sheriff's Dept. Budget - Equipment Repairs \$6,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Sheriff's Department Budget - Equipment Repairs \$6,000, Account #138-310-55242, as shown on Page 216 of the Winnebago County Budget Book.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (4):** Increase Winnebago County Sheriff's Dept.  
Budget - Property & Liability Amount \$16,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Sheriff's Department Budget - Property and Liability amount by \$16,000, Account #138-311-56210, as shown on Page 215 of the Winnebago County Budget Book.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (5):** Increase Winnebago County Sheriff's Dept.  
Budget - Permanent Employees Account  
\$35,061

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Sheriff's Department Budget - Permanent Employees Account by \$35,061, Account #138-313-51100, as shown on Page 213 of the Winnebago County Budget Book.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (6):** Increase Winnebago County Sheriff's Dept.  
Budget - Employer Contributions \$14,505

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Sheriff's Department Budget - Employer Contributions by \$14,505, Account #138-313-52200, as shown on Page 214 of the Winnebago County Budget Book.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (7):** Increase Winnebago County Sheriff's Dept.  
Budget - Office Supplies Account \$4,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Sheriff's Dept. Budget - Office Supplies Account by \$4,000, Account #138-320-53110-0100, as shown on Page 215 of the Winnebago County Budget Book.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (8):** Increase Winnebago County Sheriff's Dept.  
Budget - Capital - Other Equipment - \$6,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Sheriff's Dept. Budget - Capital - Other Equipment by \$6,000, Account #138-312-58150, as shown on Page 214 of the Winnebago County Budget Book.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 4 - Klitzke, Montgomery, Metzger and Schaidler. Excused: 1 - Finch. CARRIED.

**AMENDMENT (9):** Delete Part-time Clerk-Typist Position and Add Full-Time Data Entry Clerk in County Clerk's Office

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to delete part-time Clerk-Typist Position and Add Full-Time Data Entry Clerk in County Clerk's Office, so as to increase the Permanent Employees Account #114-131-51100 by \$9,132.00; Fringe Benefits Account #114-131-52000 by \$5,463.00 and Overtime Account #114-131-51800 by \$226.00 for a total increase of \$14,821.00.

Submitted by,  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36.  
Nays: 1 - Schaidler. Excused: 1 - Finch. CARRIED.

**AMENDMENT (10):** Decrease Winnebago County Social Services  
Department Budget - Child Day Care \$1,370

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to decrease Winnebago County Social Services Department Budget - Child Day Care, Account #210-000-42505, as shown on Page 325 of the Winnebago County Budget Book.

Submitted by,  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (11):** Increase Winnebago County Social Services  
Department Budget - Alz Family Caregiver  
\$2.00

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Social Services Department Budget - Alz Family Caregiver, Account #210-000-42507, as shown on Page 325 of the Winnebago County Budget Book.

Submitted by,  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to withdraw. **CARRIED BY VOICE VOTE.**

**AMENDMENT (12):** Decrease Winnebago County Social Services Department Budget - Youth Aids - County - \$72,555

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to decrease the Winnebago County Social Services Department Budget - Youth Aids - County \$72,555, Account #210-000-52511, as shown on Page 325 of the Winnebago County Budget Book.

Submitted by,  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to withdraw. **CARRIED BY VOICE VOTE.**

**AMENDMENT (13):** Decrease the Winnebago County Social Services Budget - YA AODA Supplement - \$4,198

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to decrease the Winnebago County Social Services Budget - YA AODA Supplement \$4,198, Account #210-000-42511-09, as shown on Page 325 of the Winnebago County Budget Book.

Submitted by,  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to withdraw. **CARRIED BY VOICE VOTE.**

**AMENDMENT (14):** Increase the Winnebago County Department of Social Services Budget - CIP II \$17,005

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County

General Budget so as to increase the Winnebago County Department of Social Services Budget - CIP II \$17,005, Account #210-000-42520, as shown on Page 325 of the Winnebago County Budget Book.

Submitted by,  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (15):** Decrease the Winnebago County Department of Social Services Budget - Community Options \$8,529

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to decrease the Winnebago County Department of Social Services Budget - Community Options \$8,529, Account #210-000-42521, as shown on Page 325 of the Winnebago County Budget Book.

Submitted by,  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to withdraw. CARRIED BY VOICE VOTE.

**AMENDMENT (16):** Increase the Winnebago County Department of Social Services Budget - COP - MA Waiver \$33,393

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Department of Social Services Budget - COP-MA Waiver \$33,393, Account #210-000-42522, as shown on Page 325 of the Winnebago County Budget Book.

Submitted by,  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to withdraw. CARRIED BY VOICE VOTE.

RIED BY VOICE VOTE.

**AMENDMENT (17):** Decrease Winnebago County Sheriff's  
Department Budget - Capital Outlay - Squad  
Car Support \$825.00

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to decrease Winnebago County Sheriff's Department Budget - Capital Outlay - Squad Car Support \$825.00, Account #138-311-58150, as shown on Page 218 of the Winnebago County Budget Book.

Submitted by,  
HARVEY RENGSTORF, DISTRICT #37  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Rengstorf and seconded to withdraw. **CARRIED BY VOICE VOTE.**

**AMENDMENT (18):** Decrease Winnebago County Sheriff's  
Department Budget - Capital Outlay - Squad  
Car Patrol \$6,925

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to decrease the Winnebago County Sheriff's Department Budget - Capital Outlay - Squad Car Patrol \$6,925, Account #138-312-58150, as shown on Page 218 of the Winnebago County Budget Book.

Submitted by,  
HARVEY RENGSTORF, DISTRICT #37  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Rengstorf and seconded to withdraw. **CARRIED BY VOICE VOTE.**

**AMENDMENT (19):** Increase Winnebago County Social Services  
Department Budget - Grants by \$150,000

WHEREAS, Section 59.025 and 59.026, Wisconsin Statutes, provide counties with Home Rule power; and

WHEREAS, Section 252.03(2), Wisconsin Statutes, provides local health officers with the authority to do what is reasonable and necessary for the prevention and suppression of disease; and

WHEREAS, your undersigned Supervisors believe that it is necessary and reasonable, under its Home Rule powers, to appropriate money to the Winnebago County Department of Social Services for the purpose of allocating grants to local health care organizations, upon the advice of the Winnebago County Public Health Nurse, who is Winnebago County's local health officer, that are active in the prevention and suppression of diseases and illnesses in Winnebago County with regard to those residing in the County who may be without available health insurance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Social Services Grant Account as shown on Page 327 of the Winnebago County Budget by the amount of \$150,000 for the purpose of providing grants to organizations within the County, upon the advice of the Winnebago County Public Health Nurse, who are active in preventing and suppressing disease and illness within Winnebago County, especially among that part of the population who are without available health care insurance.

Submitted by,

MARY JO WIDENER, DISTRICT #9

THOMAS PECH, JR., DISTRICT #12

DAVID KOLLATH, DISTRICT #1

RON J. MONTGOMERY, DISTRICT #15

DOROTHY SCHWARTZ, DISTRICT #14

MURIEL CROWLEY, DISTRICT #26

HELEN S. SAVAS, DISTRICT #5

JOSEPH N. MAEHL, DISTRICT #6

COUNTY BOARD SUPERVISORS

Motion by Supervisor Crowley and seconded to adopt. Supervisors Maehl and Savas asked that their names be added to the Amendment. Ayes: 37. Nays: 0. Excused: 1 - Finch. CARRIED.

**AMENDMENT (20):** Increase Winnebago County Planning  
Department Budget - Publish Legal Notices

by \$1,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase Winnebago County Planning Department Budget - Publish legal Notices by \$1,000, as shown on Page 434 of the Winnebago County Budget Book.

Submitted by,  
JEANETTE DIAKOFF, DISTRICT #33  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.  
Nays: 0. Excused: 1 - Finch. CARRIED.

**AMENDMENT (21):** Increase Capital Outlay Account - Other  
Improvements of Maintenance Department  
Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Capital Outlay Account - Other Improvements of the Winnebago County Maintenance Budget, Account #166-911-58130, as shown on Page 137 of the Winnebago County Budget Book by the amount of \$750.00 for the purpose of purchasing pleated shades in rooms at the Oshkosh Human Services Building. Such shades shall be installed on the east side windows of the building.

Submitted by,  
JACQUELYN WAGNER, DISTRICT #19  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Wagner and seconded to adopt. Ayes: 37.  
Nays: 0. Excused: 1 - Finch. CARRIED.

**AMENDMENT (22):** Increase Winnebago County Emergency  
Management Budget - Mobile Command and  
Communication Vehicle Account by \$80,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Emergency

Management Budget - Mobile Command and Communication Vehicle Account by \$80,000, as shown on Page 242 of the Winnebago County Budget Book.

Submitted by,  
JOANNE GORE SIEVERT, DISTRICT #31  
DONALD GRIESBACH, DISTRICT #3  
TERRY FOOTIT, DISTRICT #21  
JEANETTE DIAKOFF, DISTRICT #33  
HARVEY RENGSTORF, DISTRICT #37  
PATRICK O'BRIEN, DISTRICT #4  
JOSEPH N. MAEHL, DISTRICT #6  
JACQUELYN WAGNER, DISTRICT #19  
JAMES LAUSON, DISTRICT #10  
PATRICK BRENNAND, DISTRICT #34  
JAMES KOZICZKOWSKI, DISTRICT #7  
COUNTY BOARD SUPERVISORS

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 19 - Rengstorf, Barker, Diakoff, Hue, King, Lauson, Kollath, Planalp, O'Brien, Griesbach, Savas, Frassetto, Wagner, Troxell, Sievert, Koziczkowski, Brennand, Albrecht and Maehl. Nays: 18 - Footit, Crowley, Pech, Kramer, Lawson, Klitzke, Montgomery, Egan, Metzgi, Putzer, Schaidler, Robl, Schwartz, Widener, Sundquist, Rankin, Watry and Arne. Excused: 1 - Finch. CARRIED.

**AMENDMENT (23):** Decrease Winnebago County Corporation Counsel's Budget - Overtime by \$7700

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to decrease the Winnebago County Corporation Counsel's Budget - Overtime by \$7700, Account #112-125-51800, as shown on Page 69 of the Winnebago County Budget Book.

Submitted by,  
HARVEY RENGSTORF, DISTRICT #37  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 2 - Crowley and Robl. Excused: 2 - Finch and Pech. CARRIED.

**AMENDMENT (24):** Increase the Winnebago County Board  
Budget - Fringe Benefits in the Amount of  
\$20,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Board Budget by \$20,000, for the purpose of providing optional participation of members of the County Board of Supervisors in the Group Health Program offered by Winnebago County on a 50%-50% cost sharing basis. Such optional participation to be available without health underwriting on May 1, 1996 and any subsequent May 1 in even numbered years. Other compensation shall continue as is presently in effect.

Submitted by,  
DAVID ALBRECHT, DISTRICT #11  
JOSEPH N. MAEHL, DISTRICT #6  
COUNTY BOARD SUPERVISORS

Motion by Supervisor Albrecht and seconded to adopt. Two-thirds vote of membership required. Ayes: 20 - Footit, Barker, Kramer, Lawson, Lauson, Klitzke, Montgomery, Planalp, O'Brien, Griesbach, Schaidler, Robl, Savas, Frassetto, Sundquist, Wagner, Troxell, Koziczkowski, Albrecht and Maehl. Nays: 17 - Rengstorf, Crowley, Diakoff, Pech, Hue, King, Kollath, Egan, Metzger, Putzer, Schwartz, Widener, Rankin, Sievert, Watry, Arne and Brennan. Excused: 1 - Finch. LOST.

**VOTE ON RESOLUTION NO. 365-1195**  
**ADOPT 1996 ANNUAL BUDGET**

Motion by Supervisor Diakoff and seconded to adopt Resolution No. 365-1195 as amended, with a tax levy of \$29,105,326, which is \$5.067 per \$1,000 of valuation. Ayes: 37. Nays: 0. Excused: 1 - Finch. CARRIED.

# WINNEBAGO COUNTY

## 1996 BUDGET REPORT SUMMARY

<u>DIVISION:</u>	<u>EXPENSE</u>	<u>REVENUE</u>	<u>ADJUSTMENTS</u>	<u>LEVY</u>
ADMINISTRATION	6,068,524	3,086,247	(196,350)	2,785,927
PUBLIC SAFETY	12,577,487	2,193,901	163,000	10,546,586
TRANSPORTATION	11,828,000	9,633,467	(863,970)	1,330,563
HEALTH & HUMAN SERVICES	53,119,515	39,531,853	(610,176)	12,977,486
EDUCATION, CULTURE, & RECREATION	2,432,874	576,299	0	1,856,575
PLANNING AND ENVIRONMENT	9,971,996	9,234,150	(97,760)	640,086
<u>DIVISIONAL TOTAL -----</u>	<u>95,998,396</u>	<u>64,255,917</u>	<u>(1,605,256)</u>	<u>30,137,223</u>
<u>OTHER:</u>	<u>EXPENSE</u>	<u>REVENUE</u>	<u>ADJUSTMENTS</u>	<u>LEVY</u>
BOARD OF SUPERVISORS	292,229	0	0	292,229
COUNTY AUDITOR	74,789	0	0	74,789
SAFETY BUILDING BOARD	3,130	1,565	0	1,565
CONCESSIONS	2,000	2,500	500	0
DEBT SERVICE	3,546,112	0	(525,000)	3,021,112
UNCLASSIFIED	2,194,541	4,696,133	(2,000,000)	(4,501,592)
<u>OTHER TOTAL -----</u>	<u>6,112,801</u>	<u>4,700,198</u>	<u>(2,524,500)</u>	<u>(1,111,897)</u>
<u>GRAND TOTAL -----</u>	<u>102,111,197</u>	<u>68,956,115</u>	<u>(4,129,756)</u>	<u>29,025,326</u>

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Annual Session (November 6, 1995)

Motion by Supervisor King and seconded to adjourn until Tuesday, November 21, 1995, at 6:00 p.m. CARRIED BY VOICE VOTE.  
Meeting adjourned at 11:10 a.m.

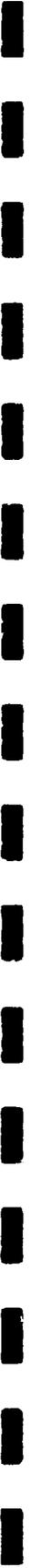
Respectfully submitted,

Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their annual meeting held November 6, 7 and 8, 1995.

Linda Wolfe  
Winnebago County Clerk



**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION**  
**COUNTY BOARD MEETING**  
**TUESDAY, NOVEMBER 21, 1995**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors King, O'Brien, Savas and Koziczkowski.

Supervisor Planalp moved and it was seconded to accept the minutes of October 17, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Invitations to the County Board Christmas Party were given to the Supervisors. The party will be held on December 18, 1995, at the Valley Inn in Neenah. Tickets are available and may be purchased from the County Clerk.

Notice of Claim from St. Elizabeth Hospital, Mercy Medical Center, Mercy Oakwood Outpatient Medical Center and Wheaton Franciscan Systems regarding restitution and compensation for services provided for jail inmates was referred to the Personnel & Finance Committee.

Notice of Claim from St. Elizabeth Hospital, Kaukauna Community Hospital, Wheaton Franciscan Systems, Community

Emergency Service and Franciscan Care Center regarding restitution and compensation for services provided to jail inmates was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Clarence H. Johnson for change from A-1/B-3 to R-1 for residential purposes was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from John A. Drzewiecki for zoning change from R-5 to B-3 for commercial development was referred to Planning & Zoning Committee.

### **COMMITTEE REPORTS**

Supervisor Barker told the Board that the Historical Preservation Task Force is continuing its work on a historical preservation ordinance. They hope to have the ordinance completed and ready for the Board's approval by Spring.

Supervisor Rengstorf, speaking on behalf of the Village of Winneconne, thanked the Board for the loan provided to the Village by the Industrial Development Board. The loan was used to build a spec building that now houses Fox Valley Fabricating, Inc. This loan made it possible for the Village to attract industry to the area.

Supervisor Wagner thanked Supervisor Hue for the survey he distributed on supervisors fringe benefits across the state. She thought it was useful information.

Supervisor Wagner commented on the letter the Board had received from Carol Doemel regarding an unresolved property tax error Mrs. Doemel has been dealing with for twelve years. Supervisor Wagner asked John Bodnar, Corporation Counsel, what is the status of this situation. Mr. Bodnar stated that it is in litigation and he could not make any other comments.

Supervisor Pech announced that he will be at Oaklawn School on December 13, 6:00 p.m. to 8:00 p.m., to meet with any of his constituents and discuss their concerns.

### **PUBLIC HEARING**

Atty. Richard Carlson, 331 East Washington Street, Appleton, Wisconsin, representing the Town of Clayton, expressed his opposition to Resolution No. 363-1095, "Authorize Moratorium on Land Division Within Proposed Outagamie County Airport Overlay District".

Sheriff Michael Brooks explained the information that he had dis-

tributed to the Board regarding jail population. The report gives various information on population at the county jail since January, 1995. A separate report is included on the Work Release Center population. Sheriff Brooks told the Board that he feels it is important that studies are done now on the jail population, so that future needs can be anticipated and planned.

### **COUNTY EXECUTIVE'S APPOINTMENTS COMMUNITY PROGRAMS BOARD**

Chairman Maehl asked for the confirmation of County Executive Steinhilber's appointment of Sam Barnard, 530 North Main Street, Apt. 620, Oshkosh, Wisconsin 54901, to the Community Programs Board. Mr. Barnard will fill the vacancy created by the death of Yvonne Frank. His term will be effective immediately and end April 21, 1998.

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

### **BOARD OF HEALTH**

Chairman Maehl asked for the confirmation of County Executive Steinhilber's appointment of County Board Supervisor Thomas Pech, Jr., to the Board of Health. Mr. Pech will fill the vacancy created by the resignation of Supervisor Lawson. His term would begin immediately and end April 16, 1996.

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

### **APPOINTMENT OF AIRPORT DIRECTOR**

Chairman Maehl asked for confirmation of County Executive Steinhilber's appointment of Duncan C. Henderson as the Director of Wittman Regional Airport. His appointment will become effective December 1, 1995.

Mr. Duncan is the manager of the Baltimore, Maryland airport and has eighteen years of airport management experience. He is a member of the EAA and has been to Oshkosh for EAA conventions.

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

### **COUNTY BOARD CHAIRMAN REPORT**

Chairman Maehl introduced Larry Peterson of the Oshkosh

Northwestern. Mr. Peterson will be the new editorial page editor, replacing James Metz who is retiring.

Chairman Maehl told the Board that because the Courthouse is closed on January 2, 1996, the January Special Orders Session will be held on January 3, 1996.

Chairman Maehl reported to the Board that our Highway Department was one of seven counties to receive honorable mention for their loss ratio from the Wisconsin Counties Mutual Insurance Corp. They will be recognized and receive their award at the WCA Highway Conference in Stevens Point on January 30, 1996.

Chairman Maehl told the Board that the Winnebago County Solid Waste Management Board had received a "1995 Governor's Waste Reduction and Recycling Award" for their efforts in reducing solid waste deposits at the landfill through recycling. Chairman Maehl presented a plaque, made of all recycled materials, to Supervisor Lauson in recognition of this award.

Chairman Maehl reminded the Supervisors that the County Board Christmas Party will be December 18, 1995, at the Valley Inn in Neenah.

Chairman Maehl discussed the letter from County Executive Steinhilber regarding Amendment #9 - "Delete Part-Time Clerk-Typist Position and Add Full-Time Data Entry Clerk in the County Clerk's Office". Although he didn't veto it, he will delay filling the position until the Personnel Department can study it. Mr. Maehl stated he didn't feel the Personnel Department should do the study since the Personnel Director did not agree with the position at budget time and his study would only be biased. He stated the County Executive has one vote and that is a veto. He said Amendment #9 passed the County Board on a vote of 36-1, for a cost of \$14,000 out of a \$101,000,000 budget. It was passed because the supporting data was sufficient for the County Board to make its decision. Mr. Maehl had no idea this was coming from the County Executive as Mr. Steinhilber did not contact him or notify him of it nor did he notify the County Clerk of it. Mr. Maehl feels this is penny-wise and pound-foolish to do a study, especially if it is done by Bill Wagner. He suggested the study be done by County Auditor Gary Mayer. He would have a better time accepting this if it had been vetoed and the democratic process could have been enacted of considering the veto by the County Board. He said the County Clerk's Office is blessed with a very good staff. It doesn't make sense, in his opinion, to have a part-

time person work overtime all the time. He mentioned that a number of people have been added in the past few years to the Information Systems Department with no studies conducted. He stated the County Clerk's Office generates quite a bit of revenue for the County.

Supervisor Montgomery stated he shares the Chairman's dismay. He asked if the County Executive has the authority to delay this. Corporation Counsel Bodnar stated that he did through the Personnel Policy Manual. Supervisor Wagner asked if a resolution could be submitted in December to direct Mr. Steinhilber to start this employee on January 1. Mr. Bodnar said yes, but Mr. Steinhilber would not necessarily have to fill it. Supervisor Finch asked if there was a personality conflict between the County Executive and County Clerk, and Chairman Maehl assured him there was not. He said it was just a warped sense of fiscal responsibility. Supervisor Hue stated he spoke when he voted yes for this position and so did all the others.

#### **ZONING REPORT & ORDINANCES**

**REPORT NO. 001.** A report from Planning & Zoning Committee regarding zoning change for existing single family residential use. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 11-01-95.** A request from Jerry Olson for change from A-2 (General Farming District) to R-1 (Rural Residential District, Single Family, Non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**REPORT NO. 002.** A report from Planning & Zoning Committee regarding zoning change for a single family subdivision. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 11-02-95.** A request from Jim Zacharias for zoning change from A-2 (General Farming District) to R-2 (Suburban Residential District, Single Family, Subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 3.** A request from Town of Black Wolf for an amendment to the Zoning Ordinance of the Town of Black Wolf. Motion by Supervisor Brennand and seconded to adopt. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 4.** A request from Town of

Vinland on behalf of Dorothy E. Hickey Miller for zoning change from A-1 (Agri-Business District) to A-2 (General Farming). Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from the Town of Rushford on behalf of Charles Meier for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Rushford on behalf of Rick Albright for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Rushford on behalf of Ed Thull for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Rushford on behalf of Victoria Steiner for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 9. A request from the Town of Rushford on behalf of Irvin W. Miller for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10. A request from the Town of Rushford on behalf of Paul Senner for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11. A request from the Town of Utica on behalf of Doug and Janet Killam for zoning change from A-1 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

#### **REPORTS, RESOLUTIONS & ORDINANCES**

**BUDGET RESOLUTION #365-1195—Reconsideration of Winnebago County Board of Supervisors of Those Portions of Adopted 1996 Winnebago County General Budget Resolution Veto By Winnebago County Executive: Amendment #22 - Increase Winnebago County Emergency Management Budget - Mobile Command and Communication Vehicle Account by**

**\$80,000**

The Winnebago County Board of Supervisors, at this point in the agenda, shall reconsider a Motion from any County Board Supervisor who voted in support of Amendment #22 to Resolution #365-1195 to reconsider said Motion. The vote required for passing said Motion shall be a majority of those present. Should said Motion pass, the Board shall then consider a Motion to override the veto of the County Executive as to Amendment #22. A two-thirds vote of membership shall be required to override said veto.

**TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

I appreciate your expeditious action in approving my 1996 Executive Budget with a minimum of amendments and have executed the same, as amended, with one exception. Pursuant to Section 59.031(6) Wisconsin Statutes, I am returning to you Amendment No. 22, to which I object, entitled "Increase Winnebago County Emergency Management Budget—Mobile Command And Communication Vehicle Account by \$80,000."

This is not a new subject. A similar resolution to add \$190,000 to the 1995 budget for this purpose was defeated last year by a vote of 11 to 23 of the Winnebago County Board.

I subsequently requested the Emergency Government Director to explore much lower cost options for a replacement vehicle for our current model. Unfortunately, no alternatives were presented for consideration when the 1995 budget was being drafted. Nevertheless, I placed the sum of \$100,000 in the budget pending further information on reasonably priced vehicles.

Such a vehicle might be comparable to the one in use in Fond du Lac County. This is a converted Snap-On Tool van which was acquired and then fully refurbished and equipped for a total cost of less than \$50,000. I am informed by Fond du Lac officials that this vehicle meets all needs for fire, police, and emergency command posts, and has complete communication equipment needed for all emergency uses.

I have made inquiries of other comparable neighboring counties—Brown and Outagamie—and find neither has a vehicle comparable or even close to the one proposed in this amendment.

An article in "911 Magazine," September-October 1995 edition, features "Mobile Command Posts," which have been purchased and equipped for far less than \$180,000. by many jurisdictions including

Metro-Dade (Miami, Florida), San Jose (California) and Los Angeles. (Copy of the article has been made available for your review.)

While it is clear that our present vehicle should be replaced, it is also clear that spending \$180,000 for a "Cadillac" showpiece complete with galley and restrooms, would be a wasteful, conspicuous extravagance, when a reasonably priced alternative can be purchased.

The Sheriff has offered to assist in this effort and he is currently in the process of checking on a number of possible vehicle types which can be converted, included vans; buses and trucks.

After a review of our needs, and the available alternatives, I am convinced that we can provide a suitable replacement for our present truck and provide for our needs at a price within the total budget of \$100,000, and possibly for much less.

Thus, I can only conclude that Amendment No. 22 would constitute an unnecessary and wasteful expenditure of taxpayer dollars and hereby veto such amendment. I hope you will agree with me and sustain the veto upon your reconsideration.

Respectfully submitted this 15th day of November, 1995.

Jack D. Steinhilber, County Executive

**RESOLUTION NO. 365-1195**

**AMENDMENT (22)—Increase Winnebago County Emergency Management Budget-Mobile Command and Communication Vehicle Account by \$80,000**

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1996 Winnebago County General Budget so as to increase the Winnebago County Emergency Management Budget - Mobile Command and Communication Vehicle Account by \$80,000, as shown on Page 242 of the Winnebago County Budget Book.

Submitted by,

JOANNE GORE SIEVERT, DISTRICT #31

DONALD GRIESBACH, DISTRICT #3

TERRY FOOTIT, DISTRICT #21

JEANETTE DIAKOFF, DISTRICT #33

HARVEY RENGSTORF, DISTRICT #37

PATRICK O'BRIEN, DISTRICT #4

JOSEPH N. MAEHL, DISTRICT #6

JACQUELYN WAGNER, DISTRICT #19

JAMES LAUSON, DISTRICT #10  
PATRICK BRENNAND, DISTRICT #34  
JAMES KOZICZKOWSKI, DISTRICT #7  
COUNTY BOARD SUPERVISORS

Motion by Supervisor Planalp and seconded to reconsider. Ayes: 26. Nays: 8 - Pech, Montgomery, Egan, Schaidler, Robl, Schwartz, Frassetto and Sundquist. Excused: 4 - King, O'Brien, Savas and Koziczkowski. CARRIED. Vote to override the veto: Ayes: 11 - Rengstorf, Barker, Diakoff, Lauson, Planalp, Griesbach, Frassetto, Wagner, Brennand, Albrecht and Maehl. Nays: 23. Excused: 4 - King, O'Brien, Savas and Koziczkowski. VETO SUSTAINED.

**RESOLUTION NO. 363-1095—Authorize Moratorium on Land Division Within Proposed Outagamie County Airport Overlay District**

WHEREAS, the Winnebago County Planning and Zoning Committee is presently considering the creation of an Outagamie County Airport Overlay District with regard to certain parcels of land lying within Winnebago County which are near of adjacent to the Outagamie County Airport; and

WHEREAS, your undersigned Committee believes that a moratorium upon land division within such area is necessary in order to preclude speculative land division and to maintain the status quo until the regulatory issue has been resolved.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby impose a moratorium on any and all land divisions within the proposed Zone 1, Zone 2A and Zone 2B of the Outagamie County Airport Overlay District for those properties lying within Winnebago County (Zone 3 excluded). Said moratorium shall take effect on the date following publication of the enactment of this resolution and shall terminate upon March 17, 1996 or upon termination of the moratorium by the Winnebago County Board of Supervisors, should terminate prior to the latter date.

A copy of a map of said proposed Outagamie County Airport Overlay District is herewith attached and incorporated as a part of this resolution by reference.

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 25. Nays: 7 - Rengstorf, Egan, Griesbach, Sievert, Watry, Arne and Brennand. Excused: 6 - Finch, Wagner, King, O'Brien, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 371-1195—Support Passage of Senate Bill 334**

WHEREAS, Section 49.02(1)(a), Wisconsin Statutes, provides that a County General Relief Program shall be funded only by a Relief Block Grant if the County Board adopts a Resolution applying for such a Grant; and

WHEREAS, Wisconsin Statutes also permit Counties to terminate their General Relief Grant, thereby eliminating General Relief in Winnebago County; and

WHEREAS, the Winnebago County Board of Supervisors elected not to apply for a Relief Grant, thereby eliminating General Relief in Winnebago County; and

WHEREAS, while unmet and unrelieved need still exists in Winnebago County, reinstating the General Relief Program would be fiscally injurious to the County, given current Wisconsin Statutes which do not permit Counties to choose among classes of persons who might apply for the program; and

WHEREAS, proposed Senate Bill 334 would permit Counties to operate General Relief Programs for a specific class or specific classes of persons, rather than as an entitlement for all persons who claim to be indigent.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors urges the Wisconsin Legislature to expedite consideration and passage of Senate Bill 334, and that expeditious consideration would be in the best interests of Wisconsin's Citizens.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that copies of this Resolution be forwarded to State Senators and Assembly persons representing Winnebago County, as well as to the Majority and Minority Leaders of both Houses, the Speaker of the Assembly and Governor Tommy G. Thompson.

Submitted by:

RON J. MONTGOMERY, DIST. #15

DAVID M. KOLLATH, DIST. #1

DOROTHY SCHWARTZ, DIST. #14

MARY JO WIDENER, DIST. #9  
THOMAS R. PECH, JR., DIST. #12  
MURIEL CROWLEY, DIST. #26  
COUNTY BOARD SUPERVISORS

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6 - Finch, Wagner, King, O'Brien, Savas and Kozickowski. CARRIED.

**RESOLUTION NO. 372-1195—Disallow Claim of Alma A. Jones**

WHEREAS, your Personnel and Finance Committee has had the claim of Alma A. Jones 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 Alma A. Jones dated October 10, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6 - Finch, Wagner, King, O'Brien, Savas and Kozickowski. CARRIED.

**RESOLUTION NO. 373-1195—Disallow Claim of Joyce Christianson**

WHEREAS, your Personnel and Finance Committee has had the claim of Joyce Christianson 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 Joyce Christianson dated October 26, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Finch, King, O'Brien, Savas and Koziczowski. CARRIED.

**RESOLUTION NO. 374-1195—Commendation to Dana Karl**

WHEREAS, Dana Karl has been employed with Wittman Regional Airport, for the past sixteen years and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Dana Karl 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 it hereby is extended to Dana Karl for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Clerk send a copy of this Resolution to Dana Karl.

Submitted by:

PERSONNEL & FINANCE COMMITTEE  
AND AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Finch, King, O'Brien, Savas and Koziczowski. CARRIED.

**RESOLUTION NO. 375-1195—Authorize Support of Binding Arbitration Litigation**

WHEREAS, binding interest arbitration is one of the most onerous mandates placed on counties; and

WHEREAS, this mandate has cost the taxpayers of Wisconsin countless dollars over the years; and

WHEREAS, Winnebago County strongly opposes the existence of any involuntary binding arbitration procedure; and

WHEREAS, 1993 Wisconsin Act 16 and 1995 Wisconsin Act 27 made several changes to the language in Chapter 111.70 pertaining to binding arbitration; and

WHEREAS, the plain language reading of the law clearly indicates that binding interest arbitration no longer applies to counties;

and

WHEREAS, a request for Declaratory Judgment has been filed in Juneau County in an effort to gain a legal determination that this law does not apply to counties.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors hereby expresses its support for the Juneau County action.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an appropriation of \$1,500 out of the Winnebago County General Fund to the Wisconsin Counties Association to assist the Association in underwriting the cost of pursuing a legal determination on this matter on behalf of counties.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Ayes: 4 - Planalp, Griesbach, Albrecht and Maehl. Nays: 30. Excused: 4 - King, O'Brien, Savas and Koziczkowski. LOST.

**RESOLUTION NO. 376-1195—Authorize Approval of Ground Lease Between Winnebago County and Mark Duwe**

WHEREAS, the Airport Director has tentatively reached a lease agreement with Mark Duwe for a ground lease for the period of twenty-five (25) years with five (5) additional renewal options of five years each for property located at Wittman Regional Airport, with the rental for said property to be the greater of 7¢ per square foot per year or \$350.00 during the first 5 years of the lease agreement; and

WHEREAS, your undersigned Committee recommends approval of said lease agreement for an area of approximately 1,300 square feet, with the Lessee's intent being to construct a hangar upon said property.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a ground lease at Wittman Regional Airport between Winnebago County and Mark Duwe for an initial term of twenty-five (25) years at an initial rental of 7¢ per square foot per year and upon such other terms as are contained within the lease agreement, which is incorporated, by reference, as a part of this resolution. A copy of said lease agreement may be obtained from the Office of Corporation Counsel.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend Line 14 by adding, "for the purpose of housing an airplane". CARRIED BY VOICE VOTE. Vote on Resolution as amended. Ayes: 34. Nays: 0. Excused: 4 - King, O'Brien, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 377-1195—Authorize the Preparation of the 1996 Application and the County's Matching Share Regarding Specialized Transportation Services to the Elderly and Disabled**

WHEREAS, Section 85.21 of the Wisconsin Statutes authorizes the Wisconsin Department of Transportation to make grants to the counties of Wisconsin for the purpose of assisting them in providing specialized transportation services to the elderly and the disabled; and

WHEREAS, each grant must be matched with a local share of not less than 20% of the amount of the grant; and

WHEREAS, this body considers that the provision of specialized transportation services would improve and promote the maintenance of human dignity and self-sufficiency of the elderly and the disabled.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Winnebago County on this 21st day of November, 1995 authorizes the Winnebago County Department of Community Programs to prepare and submit to the Wisconsin Department of Transportation an application for assistance during 1996 under Section 85.21 of the Wisconsin Statutes, in conformance with the requirements issued by that Department and also authorizes the obligation of county funds in the amounts needed in order to provide the required local match.

BE IT FURTHER RESOLVED that funds budgeted for this purpose and included in the 1996 Budget, be and the same are hereby made available to cover Winnebago County's share of this project.

BE IT FURTHER RESOLVED that the Winnebago County Board of Supervisors authorize Department of Community Programs to execute a state aid contract with the Wisconsin Department of Transportation under Section 85.21 of the Wisconsin Statutes on behalf of Winnebago County.

Submitted by:  
COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - King, O'Brien, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 378-1195—Authorize Transfer of \$10,000 from IV-E Independent Living Account, Social Services Budget**

WHEREAS, the IV-E Independent Living Account of the Winnebago County Budget was established for the purpose of receiving IV-E Youth Independent Living Initiative State Aid; and

WHEREAS, the Winnebago County Department of Social Services desires to use a portion of said State Aid monies to directly assist youth who have been authorized to live independently and to use another portion of said State Aid monies for the purchase of a Compaq Prolinea 450 Computer System and software for evaluation, education and training of such youth with regard to independent living skills.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$10,000 from the IV-E Independent Living Account of the Winnebago County Department of Social Services Budget to the following Accounts of the Winnebago County Social Services Budget in the following amounts:

Independent Living Accounts .....	\$6,624.00
Other Equipment Account .....	\$2,804.00
Computer Software Account .....	\$. 572.00

Submitted by:  
SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to adopt. Ayes: 33. Nays: 1 - Klitzke. Excused: 4 - King, O'Brien, Savas and Koziczkowski. CARRIED.

**RESOLUTION NO. 379-1195—Authorize Sale of Remnant Property in the City of Menasha and Town of Menasha to Rodger J. Roth by Land Contract**

WHEREAS, Winnebago County presently owns a parcel of remnant property located in the City of Menasha and Town of Menasha, Winnebago County, which was acquired but not utilized for construc-

tion of Tri-County Highway Expressway (STH 441); and

WHEREAS, Rodger J. Roth has made an offer to Winnebago County to purchase said property which is approximately 3.413 acres in size, for the price of \$48,000; and

WHEREAS, the previous Offer to Purchase said property had been authorized to be accepted by the Winnebago County Board of Supervisors but said offer was subsequently withdrawn in that a contingency that the property be rezoned was unable to be met; and

WHEREAS, said parcel of property presently lies both within the Town of Menasha and City of Menasha; and

WHEREAS, approval of a Certified Survey Map by both the Town of Menasha and the City of Menasha is necessary as a precondition to rezoning of said property; and

WHEREAS, the Town of Menasha has neglected or failed to take any action with regard to the approval of a Certified Survey Map submitted to the Town by Winnebago County with regard to this parcel; and

WHEREAS, Rodger J. Roth has indicated that he is interested in purchasing said property at the price agreed upon above only if said property can be rezoned.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute a Land Contract with Rodger J. Roth for the purchase of the property described below within the City of Menasha and the Town of Menasha for a price of \$48,000, with said Land Contract to be subject to a 10% down payment and a 7% annual interest rate. The unpaid principal upon said Land Contract shall become due and payable three (3) years from the date of execution of said Land Contract or within ninety (90) days of rezoning of said property, whichever shall occur sooner.

Said subject property is described as follows:

Located in Government Lot 3 and Government Lot 4, Fractional Section 10, T20N, R17E, Town of Menasha, and City of Menasha, Winnebago County, Wisconsin, bounded and described as follows:

Commencing at the South  $\frac{1}{4}$  corner of said Section 10, thence N00°39'33"W along the West line of the SE  $\frac{1}{4}$  of said

Section 10 a distance of 1107.37 feet; thence N89°11'23"E 357.23 feet to the point of beginning; thence N00°59'49"W 268.11 feet; thence S46°59'46"E 81.36 feet; thence Northeasterly 562.30 feet along the arc of the 1085.92 foot radius curve concave to the Northwest having a chord of N71°42'27"E 556.04 feet; thence S40°08'38"E 190.62 feet; thence S54°22'42"W 199.59 feet; thence S66°48'18"W 308.39 feet; thence S89°11'23"W 259.99 feet to the point of beginning containing 3.413 acres of land more or less and being subject to easements, covenants, and restrictions of record.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33.  
Nays: 1 - Finch. Excused: 4 - King, O'Brien, Savas and Koziczkowski. CARRIED.

Supervisor King moved and it was seconded to adjourn until December 19, 1995. CARRIED BY VOICE VOTE. Meeting adjourned at 8:20 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held November 21, 1995.

Linda Wolfe  
Winnebago County Clerk



**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, DECEMBER 19, 1995**

County Board Chairman Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Crowley and Metzig.

Supervisor Lauson moved and it was seconded to accept the minutes of November 7 and 21, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda. Supervisor Troxell moved to reconsider Resolution 375-1195 - Authorize Support of Binding Arbitration Litigation. Since it was not listed on the agenda, Chairman Maehl ruled that it could be brought back at the January 16th adjourned meeting, upon suspension of the rules. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

A notice of claim from Monson Trucking, Inc. regarding damages to side of semi-trailer by Solid Waste Management employee at the SMRF was referred to Personnel & Finance Committee. A notice of claim from Robert H. Slater regarding damage to vehicle when east gate at Wittman Regional Airport closed on it was referred to Personnel & Finance Committee. A notice of claim from Jerome D.

Bockoven regarding alleged illegal arrest and imprisonment by the Sheriff's Department was referred to Personnel & Finance Committee. A letter dated December 7, 1995 from Carol Lynn Doemel regarding a property tax error was referred to Personnel & Finance Committee. A letter from Mayor DeBroux of Appleton regarding objection to B-3 zoning at 2121 South Oneida Street in Appleton was read and placed on file. A letter from Dorothy Waite, Treasurer of the Alliance for the Mentally Ill thanking the board for its support was read and filed. A notice of opportunity to request a public hearing on the design aspects and notice of availability of the environmental assessment for the proposed improvement of USH 45 (Jackson St.) between Church Avenue and Murdock Avenue in the City of Oshkosh was read and filed. The 1996 NACo Legislative Conference registration form is available in the County Clerk's office.

#### **COMMITTEE REPORTS**

Supervisor Robl explained that 17 of the 92 positions in the Highway Department employee list are part-time bridgetenders. He announced the Highway Department moved to its new facility on Sunnyview Road. Supervisor Lawson commended the County Clerk for saving over \$18,000 in 1995. Supervisor Schwartz urged supervisors to read page 5 of County News.

#### **PUBLIC HEARING**

Carol Lynn Doemel, 804 Stillwell Avenue, Oshkosh, WI asked to be notified of the next Personnel & Finance Committee meeting. Mark Parsons, 1823 County Road A, Neenah, WI; Gary LaMarche, 1819 County Road A, Neenah, WI; Dale Frank, 1839 County Road A, Neenah, WI; and Marge Hinchley, 1831 County Road A, Neenah, WI all spoke in support of Ordinance 391-1295 lowering the speed limit on County Road A. Jeff Christensen, Parks Director, explained and supported Resolution 389-1295.

#### **COUNTY EXECUTIVE'S REPORT**

The Highway Office and Garage is almost complete, and it will be occupied by the end of the year. We are now in the process of marketing the Knapp Street property and the sale price will partially offset the cost of the new property. The Administration Building is nearing completion. Departments will begin moving in mid-January. The Sunnyview

Office Building has been delayed because the DNR expressed a desire to rent space from the county. That decision will come from the Department of Administration next month. County Executive Steinhilber feels it will serve the public well to have the DNR as a county tenant. He supports Resolution 381-1295 - Authorize Construction of Sunnyview Exposition Center Exposition Building Expansion Project. It is part of the Capital Improvement Program, but \$808,000 was planned and the bids came in at \$834,000.

Emergency Government Director Don Kujawa and Sheriff Brooks negotiated a deal for a 26-foot emergency vehicle from a Milwaukee dealer for a price under \$100,000. The price will rise by 3-4% next year. It is unlikely that any other company could bid this lower. It is impractical to submit to the usual bidding procedure for this truck, so he intends to waive the rule on bidding it out.

#### **COUNTY EXECUTIVE'S APPOINTMENTS RE-APPOINTMENT OF CORPORATION COUNSEL**

County Executive Steinhilber re-appointed John Bodnar to another two-year term as Corporation Counsel. The term will begin January 1, 1996 and expire December 31, 1997. Motion by Supervisor O'Brien and seconded to confirm. **CARRIED BY VOICE VOTE.**

#### **GRIEVANCE REVIEW BOARD**

County Executive Steinhilber re-appointed Robert Torgerson to another five-year term on the Grievance Review Board. The term will begin January 1, 1996 and expire on December 31, 2000. Motion by Supervisor O'Brien and seconded to confirm. **CARRIED BY VOICE VOTE.**

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

Chairman Maehl commended the District Attorney's Dare Program calendar awards. Over 347 students participated in the poster contest throughout the county. The Winnebago County Fair was appraised by its peer group and received excellent ratings in many categories. Chairman Maehl thanked the board for its support of the Industrial Development Board and asked members to read the Chamco report. A letter was received from Senator Lasee regarding the Transportation Bill. He noted that Winnebago County is the fifth highest in the state in the number of constituents represented by each board member. He announced that Courthouse Christmas ornaments

were available from the Altrusa Club of Oshkosh.

### **ZONING REPORTS & ORDINANCES**

**REPORT NO. 001.** A report from Planning & Zoning Committee re: rezoning to M-1 for an existing wood working/cabinetry manufacturing business. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 12-01-95.** A request from Randal Doege for change from A-2 (General Farming) to M-1 (Light Industrial & Office District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**REPORT NO. 002.** A report from Planning & Zoning Committee re: rezoning to R-1 for an existing residence. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 12-02-95.** A request from Clarence H. Johnson for zoning change from A-1/B-3 (Agri-Business District/General Business District) to R-1 (Rural Residential Dist., single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**REPORT NO. 003.** A report from Planning & Zoning Committee re: rezoning to B-3 (General Business) for commercial development. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 12-03-95.** A request from GDW Properties for zoning change from R-5 (Planned Residential District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**REPORT NO. 004.** A report from Planning & Zoning Committee re: rezoning to remove floodplain classification. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 12-04-95.** A request from Bob & Debbie Nigh for zoning change from R-2/FP (Suburban Residential District -single-family, subdivided) (Floodplain) to R-2 (Suburban Residential District - single-family, subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**REPORT NO. 005.** A report from Planning & Zoning Committee re: a request for text amendment to delete and recreate Section 17.24 (Airport & Zoning District - Air Overlay) of the Winnebago County

Town/County Zoning Ordinance in Accordance with the attached. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE. Supervisor Brennand abstained.

AMENDATORY ORDINANCE NO. 12-05-95. A request from Planning & Zoning Committee for a text amendment to the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Brennand abstained.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Rushford on behalf of Agri-Bank for change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Vinland on behalf of J.J. Keller for a zoning change from A-2 to M-2. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

#### **REPORTS, RESOLUTIONS & ORDINANCES**

**RESOLUTION NO. 380-1295: Authorize Execution of Quit Claim Deed to John R. Rather and Janice D. Rather Lake Winneconne County Park**

WHEREAS, Winnebago County has received a request on behalf of Mr. and Mrs. Rather to quit claim Winnebago County interest to a portion of land adjoining the Lake Winneconne Park, to correct an encroachment situation and eliminate public trespass problems; and

WHEREAS, your Parks and Recreation Committee has reviewed the information which was presented to the County and other information concerning this request; and

WHEREAS, your Committee is recommending that the request of Mr. and Mrs. Rather be granted and a quit claim deed be executed by appropriate County officials.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive and County Clerk be and they are hereby authorized to execute a quit claim deed from Winnebago County to John R. Rather and Janice D. Rather covering the property located in Lake Winneconne Park, Village of Winneconne, Winnebago County, Wisconsin, as described on the legal description and map attached hereto and made a part hereof.

Submitted by:

**PARKS AND RECREATION COMMITTEE**

Motion by Supervisor Lauson and seconded to adopt. Supervisor Rengstorf stated the map had an error and should be changed from Third Avenue to Second Avenue. Vote on resolution: Ayes: 35. Nays: 0. Excused: 3 - Crowley, Planalp and Metzsig. CARRIED.

**RESOLUTION NO. 381-1295: Authorize Construction of Sunnyview Exposition Center Exposition Building Expansion Project**

WHEREAS, it has become very apparent that the Sunnyview Exposition Center Exposition Building would be best utilized as a multiple character facility to better meet the needs of a wider variety of users; and

WHEREAS, the Winnebago County Board, at its June, 1995 meeting approved an appropriation of \$75,000 for initial planning and design of an expansion to the Exposition Building; and

WHEREAS, the planning and design has been completed and the total cost of the expansion (including the cost of initial planning and design) has been determined to be \$834,741.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the construction of the expansion to the Sunnyview Exposition Center Exposition Building at a total project cost not to exceed \$834,741.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue to pay for said costs of the facility expansion.

Submitted by:

PARKS & RECREATION COMMITTEE and  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Crowley, Planalp, Metzsig, Schaidler. CARRIED.

**RESOLUTION NO. 382-1295: Approve Appraisals on Tax Deeded Properties**

WHEREAS, Section 3.03(1)(a), General Code of Winnebago County requires that all tax deeded lands have their appraisal price

determined by the Personnel and Finance Committee of the Winnebago County Board of Supervisors and thereafter approved by the Winnebago County Board of Supervisors; and

WHEREAS, appraisals have been performed upon property located at 414 Annex Avenue, Oshkosh, Wisconsin by Gregory Kargus at a price of \$24,000 and by Judd Stevenson as to property located at Alcan Drive, Appleton, Wisconsin, in the amount of \$6,000; and

WHEREAS, your undersigned Committee has recommended the approval of said appraisals by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appraisal of a parcel of property located at 414 Annex Avenue, Oshkosh, Wisconsin at a value of \$24,000 pursuant to the land appraisal report of Gregory Kargus, which is herewith attached and incorporated as a part of this resolution. Said property is described as follows:

Mastersons Park Plat Lot 24, Blk 2  
City of Oshkosh, Winnebago County, Wisconsin

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appraisal of a parcel of property located at Alcan Drive, in the City of Appleton at a value of \$6,000 pursuant to the land appraisal report of Judd Stevenson, which is herewith attached and incorporated as a part of this resolution. Said property is described as follows:

Windsor Park Replat, Lot 8  
City of Appleton, Winnebago County, Wisconsin

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Crowley, Planalp, Metzsig and Schaidler. CARRIED.

**RESOLUTION NO. 383-1295: Convert Two Part-Time Registered Nurse Positions to Full-Time Positions: Public Health Department**

WHEREAS, because of the uncertainty of future funding for the AIDS Service Organization, it has been determined that one recently vacated full-time staff position should not be filled at this time; and

WHEREAS, in order to manage the workload of the vacant position it is necessary to increase the regular hours of two existing part-time positions within the AIDS Service Organization in order to make those positions full-time; and

WHEREAS, expanding the hours of the two part-time positions to full-time would result in increasing the hours of one position by one hour per week and increasing the hours of the second position by 9.5 hours per week.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that two existing part-time positions in the AIDS Service Organization be converted to full-time positions; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be assigned from within the budget of the AIDS Service Organization; and

BE IT FURTHER RESOLVED, that the continuation of these two positions on either a full-time or part-time basis remain contingent upon 100% grant funding.

Submitted by:

BOARD OF HEALTH and  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Crowley, Planalp, Metzsig and Schaidler. CARRIED.

**RESOLUTION NO. 384-1295: Create a Full-Time Position of Chief Dispatcher as a Replacement for One Full-Time Position of Dispatcher within the Communications Division of the Winnebago County Sheriff's Department**

WHEREAS, as a result of the reorganization plan of the Sheriff's Department, the first line supervisory position of Sergeant in the Communications Center was removed; and

WHEREAS, the need for first line supervision in the Communications Center continues to exist and can best be provided by the conversion of one existing position of Dispatcher to a first line

working supervisory position of Chief Dispatcher.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the position of Chief Dispatcher be created within the Winnebago County Sheriff's Department as a replacement for one existing position of Dispatcher; and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of this action be applied from within the budget of the Sheriff's Department.

Submitted by:

JUDICIARY AND PUBLIC SAFETY and  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Crowley, Planalp and Metzsig. CARRIED.

**RESOLUTION NO. 385-1295: Authority to Execute 1996-1998 Labor Agreement with the Winnebago County Bridgetenders' Union, Local 1280 Unit, AFSCME**

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a three-year Agreement on behalf of Winnebago County and the Winnebago County Bridgetenders' Union, Local 1280 Unit, AFSCME for the years 1996, 1997 and 1998 effective January 1, 1996, which Agreement will provide the following major changes from the previous Agreement:

1) WAGES:

2.3% across-the-board effective January 1, 1996

2% across-the-board effective January 1, 1997

2% across-the-board effective January 1, 1998

2) HOLIDAYS:

1996: Provide for payment at the rate of two times the regular hourly rate for all hours worked on three annual holidays. (Holidays were previously compensated at 1.5 times the regular hourly rate).

3) HEALTH INSURANCE:

Provide for County payment of group health premiums at the previous formula rates for seven months in 1997 and for eight months in 1998. (Previously, six months of premiums per year were covered).

**4) WISCONSIN RETIREMENT:**

Effective in 1996, increase the maximum County contribution rate toward the employees' share of Wisconsin Retirement from the current level of 6.2% to 6.5%.

In addition to the foregoing, the new Agreement includes minor revisions to the articles covering Agreement, overtime, duration and wage schedule.

Submitted by:

**PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Crowley, Planalp and Metzsig. CARRIED.

**RESOLUTION NO. 386-1295: Adopt 1996 Revisions to the Winnebago County Administrative Salary Schedule Rules for Administration and Benefits Program**

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the 1996 Revisions to the Winnebago County Administrative Salary Schedule, Rules for Administration and Benefits Program, as set forth and described in the documents attached hereto, be, and they hereby are, adopted.

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adoption of the 1996 Revisions to the Administrative Salary Schedule, Rules for Administration and Benefits Program shall be made available from funds budgeted for this purpose.

Submitted by:

**PERSONNEL AND FINANCE COMMITTEE**

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Crowley, Planalp and Metzsig. CARRIED.

**RESOLUTION NO. 387-1295: Disallow Claim of St. Elizabeth Hospital, Mercy Medical Center, Mercy Oakwood Outpatient Medical Center and Wheaton Franciscan Systems**

WHEREAS, your Personnel and Finance Committee has had the claim of St. Elizabeth Hospital, et al referred to it for attention; and

WHEREAS, your Committee has investigated the claim and rec-

ommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of St. Elizabeth Hospital, et al dated November 7, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Crowley, Planalp and Metzsig. CARRIED.

**RESOLUTION NO. 388-1295: Disallow Claim of St. Elizabeth Hospital, Kaukauna Community Hospital, Wheaton Franciscan Systems, Community Emergency Service and Franciscan Care Center**

WHEREAS, your Personnel and Finance Committee has had the claim of St. Elizabeth Hospital, Kaukauna Community Hospital, et al 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 St. Elizabeth Hospital, Kaukauna Community Hospital, et al dated November 7, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Crowley, Planalp and Metzsig. CARRIED.

**RESOLUTION NO. 389-1295: Request Authority to Apply For Funds For Maintenance Of County-Owned 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 and snowmobile trail bridge maintenance 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 County Executive and the County Clerk are hereby authorized to make application on behalf of Winnebago County with 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 use and maintenance in Winnebago County.

Submitted by:

**PARKS AND RECREATION COMMITTEE**

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Crowley, Planalp and Metzsig. CARRIED.

**ORDINANCE NO. 390-1295: Create Chapter 12, Winnebago County General Code - Records Retention Ordinance**

WHEREAS, Section 19.21(5)(b), Wisconsin Statutes, allows counties to provide by ordinance for the destruction of obsolete public records, subject to Sections 59.716 and 59.717, Wisconsin Statutes; and

WHEREAS, the Winnebago County Corporation Counsel, in cooperation with the various agencies and departments of Winnebago County, has created a County records retention schedule which is contained within this proposed ordinance, for the purpose of authorizing destruction of County records pursuant to that schedule on an annual basis; and

WHEREAS, said ordinance, if adopted, will provide a guide to various County departments and agencies as to the length of time when various records shall be kept and in what point in time such records may be destroyed.

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

The creation of Chapter 12 of the General Code of Winnebago County: Records Retention Ordinance, a copy of which is

herewith attached and incorporated by reference.

BE IT FURTHER ORDAINED that this ordinance shall be effective on the date following the date of publication.

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE

**CHAPTER 12**

**RECORDS RETENTION ORDINANCE  
WINNEBAGO COUNTY, WISCONSIN**

- I. Purpose
- II. Historical Records
- III. Definitions
- IV. Retention Schedule
  - A. General
  - B. Airport
  - C. Auditor
  - D. Child Support
  - E. Clerk of Courts
  - F. Community Programs
  - G. Coroner
  - H. Corporation Counsel
  - I. County Clerk
  - J. Emergency Government
  - K. Family Court Counseling
  - L. Finance
  - M. Highway Department
  - N. Information Systems
  - O. Land and Water Conservation
  - P. Maintenance
  - Q. Office On Aging
  - R. Parks Department and Expo Center
  - S. Park View
  - T. Personnel
  - U. Planning and Zoning
  - V. Public Health
  - W. Purchasing and Insurance

- X. Register of Deeds
  - Y. Sheriff
  - Z. Social Services
  - AA. Solid Waste Management
  - BB. Treasurer
  - CC. University Extension
  - DD. Veterans Service Office
- V. Destruction After Request for Inspection
- VI. Destruction Pending Litigation
- VII. Microfilming or Optical Disk Storage of Department Records
- VIII. Review and Approval by Public Records and Forms Board

**12.01**

- I. PURPOSE.** The purpose of this chapter is to establish a county records retention schedule and authorize destruction of county records pursuant to the schedule on an annual basis. Records custodians may destroy a record prior to the time set forth in the schedule only if such record has been reproduced as an original record pursuant to Sec. 16.61(7) or Sec. 16.61(2), Stats., unless the record is added by amendment to the ordinance and the shorter time period is approved by the Public Records and Forms Board. Any record not covered by this chapter or any other regulation or law shall be retained 7 years.

**12.02**

- II. HISTORICAL RECORDS.** The State Historical Society of Wisconsin (SHSW) has waived the required statutory 60 day notice under Sec. 19.21(5)(d), Stats. for any record marked "W" (waived notice). SHSW must be notified prior to destruction of a record marked "N" (non-waived). Notice is also required for any record not listed in this chapter. "N/A" indicates not applicable and applies to any county record designated for permanent retention.

**12.03****III. DEFINITIONS.**

- A. "Legal custodian" means the individual responsible for maintaining records pursuant to Section 19.33 Stats.
- B. "Record" has the meaning defined in Sec. 19.32(2), Stats.

## 12.04

**IV. RETENTION SCHEDULE.** The following records are maintained by the various departments in the county and are subject to uniform regulation unless otherwise specified. The retention period and authority are listed with each record.

<u>RECORD NOTIFICATION</u>	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
----------------------------	------------------	------------------	-------------

**A. GENERAL**

1. Contracts, leases, agreements, notices of taking bids	7 years after the last effective day thereof	59.715(10), Stats.	W
2. Insurance policies 1. Claims 2. Master Contracts	See Sec. B Permanent		N/A
3. Cancelled checks	7 Years*	59.715(18), Stats.	W
4. Receipts	7 Years*		W
5. Accounts payable-purchasing invoices/vouchers/detail list/vendor	7 Years*		W
6. Accounts receivable /receipts	7 Years*		W
7. Receipt journals	7 Years*		W
8. Vouchers/order register	7 Years*		W
9. General journal	7 Years		W
10. Construction plans for county buildings & bridges	Life of structure		W
11. Blueprints	Until superseded by as-built tracings		W N
12. As-built tracings	Life of project		N
13. Personnel Records	See Sec. V		W
14. Warranty records	Life of product or end of warrant, whichever occurs first		W

15. Any record subject to litigation, claim, audit or other action	Until permission to destroy obtained from Corporation Counsel	N/A
16. Citations (copies)	2 Years	W
17. Correspondence	3 Years	W
18. Fleet car usage, purchase requisitions	1 Year after audit	W
19. Purchase orders	7 Years	W
20. Bids and proposals, successful	7 Years after contract expiration	W
21. Bids and proposals, unsuccessful	1 Year after audit	W
22. Public Works contracts		W
a. Notice to contractors		
(1) Successful bidders	7 Years	W
(2) Unsuccessful bidders	2 Years	W
b. Bidder's proof of responsibility		
(1) Successful bidders	7 Years	W
(2) Unsuccessful bidders	2 Years	W
c. Bids		
(1) Successful bidders	7 Years after completion of project	W
(2) Unsuccessful bidders	2 Years	W
d. Affidavit of organization and authority		
(1) Successful bidders	7 Years after project completion	W
(2) Unsuccessful bidders	2 Years	W
e. Bid tabulations	2 years	W
f. Performance bond	7 Years after completion of project	W
g. Contract	7 Years after completion of project	W
h. Master project files	20 years	W

\*Time reduced to 2 years if the original records are maintained in the Finance Department.

<b>B. AIRPORT RECORD NOTIFICATION</b>	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. Daily Airfield Inspections	1 Year	14 CFR Ch. 1 Part 139.327	W
2. Security Records	Term of employment plus 5 years	14 CFR Ch. 1 Part 107.23	W

<b>C. AUDITOR RECORD NOTIFICATION</b>	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. All Records, Reports, Memos	7 Years		W

<b>D. CHILD SUPPORT RECORD NOTIFICATION</b>	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. Expenditure Reports & Supporting Documentation	3 Years	45 CFR 74.20-74.24	W
2. Statistical Reports & Supporting Documentation	3 Years	45 CFR 74.20-74.24	N
3. Closed Client/Case Records	3 Years after the close of Federal fiscal year	45 CFR 74.21	W
4. Closed cases which include client/attorney information	6 Years		W
5. Records of Required Client Notification	2 Years	45 CFR 74.20-74.25	W

**E. CLERK OF COURTS**

All records by the Clerk of Court, Register in Probate, Juvenile Court or Juvenile Intake Office relating to Juvenile Court matters, and the Family Court Commissioner shall be retained in compliance with Supreme Court Rules Chapter 72. Records not specified therein of a general county-wide nature shall be retained pursuant to subs. A of this Ordinance.

<b>RECORD NOTIFICATION</b>	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. Records of child in shelter care	Until child's 21st birthday except permanent register of names of children & dates of admission & release	HSS 59.07(3)(b)	W

- |                                     |                              |                       |   |
|-------------------------------------|------------------------------|-----------------------|---|
| 2. Juvenile secure facility records | 10 years after 18th birthday | HSS 346.13 and SCR 72 | W |
|-------------------------------------|------------------------------|-----------------------|---|

**F. COMMUNITY PROGRAMS**

<b><u>RECORD</u></b>	<b><u>RETENTION</u></b>	<b><u>AUTHORITY</u></b>	<b><u>SHSW</u></b>
<b><u>NOTIFICATION</u></b>			

- |   |  |                    |   |
|---|--|--------------------|---|
| 1. Client Treatment Records, Case files             | 7 Years after treatment completed except in the case of a minor retain until person reaches age 19, or 7 Years after treatment completed whichever is longer | 51.42<br>437 Stats | W |
| 2. Financial Records Local or State funded programs | Retain current Year and 4 fiscal years   |                    | W |
| 3. Financial Records Federally-funded programs      | Retain current Year and 6 fiscal years   |                    | W |
| 4. Program Manuals                                  | Until superseded   |                    | W |

**G. CORONER**

<b><u>RECORD</u></b>	<b><u>RETENTION</u></b>	<b><u>AUTHORITY</u></b>	<b><u>SHSW</u></b>
<b><u>NOTIFICATION</u></b>			

- |  |  |  |   |
|--|--|--|---|
| 1. Homicide Or Suspicious Death Investigation Case Files | 75 Years   |  | N |
| 2. Other investigation Case Files                        | 7 Years unless subject to litigation and then until litigation resolved. |  | W |

**H. CORPORATION COUNSEL**

<b><u>RECORD</u></b>	<b><u>RETENTION</u></b>	<b><u>AUTHORITY</u></b>	<b><u>SHSW</u></b>
<b><u>NOTIFICATION</u></b>			

- |                               |  |  |   |
|-------------------------------|--|--|---|
| 1. Case Files/ Non-Litigation | 3 Years  |  | W |
| 2. Case Files/ Litigation     | 3 Years after Closure or When Appeal Time Has Run, Whatever Is Longer or Per Supreme |  | W |

	Court Rules		
3. Legal Memos	7 Years		W
4. Legal Opinions	Permanent		N/A
<b>I. COUNTY CLERK</b>			
<b><u>RECORD</u></b>			
<b><u>NOTIFICATION</u></b>			
1. Notices of tax apportionment from Sec. of State, copies of tax apportionment sent to local taxing districts	3 years	59.715(1) Stats. (2) Stats.	W
2. Illegal tax certificates charged back to back to local taxing districts	3 years	59.715(6)	W
3. Records of County claims sent to DNR	1 Year	59.715(3) Stats.	W
4. Lists of town, city and village officers certified to County Clerk	After date of expiration of term listed	59.715(3) Stats.	N
5. Official Bonds	6 Years	59.715(8) Stats.	W
6. Claims paid by and Supporting Papers	7 Years	59.715(9) Stats.	W
7. Contracts, Notices of taking bids, insurance policies to which the County is a party	7 Years after the last effective date	59.719(10) Stats.	W
8. Reports of town treasurers on dog licenses sold and records of dog licenses issued	3 Years	59.715(12) Stats	W
9. Copies of notices to town assessors setting out lands sold by the County and owned by the City.	3 Years	59.715(15) Stats.	W
10. Oaths of Office	7 Years	59.715(19) Stats.	W

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11. Marriage license applications and supporting papers	10 Years	59.715(22) Stats.	W
12. Original papers, resolutions, ordinances and reports appearing in County Board proceedings	6 Years after date of publication	59.717(1) Stats.	N
13. Committee Minutes	Permanent	59.717(1) Stats.	N/A
14. Deeds	Permanent, or listing of when and where recorded		N/A
15. Abstracts and Certifications of title, title insurance policies	Permanent, or as long as land owned		N/A
16. Apportionment Maps	Until next apportionment	59.03 Stats.	W
17. U.S. Geological Survey Maps	Until Next set maps received		W
18. Report on functional jurisdiction of roads	10 Years, or until next report received		W
19. Certified mileage lists	Until next list received		W
20. Town Plats	3 Years		W
21. Relocation Orders/ Maps	Retain latest revision for each project		W
22. Journal of County Board Proceedings	Permanent		N/A
23. Election financial reports	6 Years after date of receipt	7.23(1)(d) Stats.	W
24. Registration	6 Years after termination by the registrant	7.23(1)(d) Stats.	W
25. Registration and Poll lists after 1940 - Non-partisan primary or election	2 Years	7.23(1)(e) Stats.	W

- Partisan primary or election	4 Years		W
25a. Registration and Poll lists before 1940	Notify		
26. Federal election records other than registration cards	22 Months	7.23(1)(f) Stats.	W
27. Ballots (Federal offices)	22 Months after date of election	7.23(1)(g) Stats.	W
Ballots (State, Local offices)	30 days after election	7.23(1)(g) Stats.	W
28. Tallies, Inspectors statements,	90 days after election	7.23(2)(h) Stats.	W
Nomination papers after 1940	22 Months after election for federal offices		W
29. Official Election Canvasses	10 Years after election	7.23(1)(i) Stats.	W
30. Election notices, proofs of publications and correspondence	1 Year after date of election unless contested then by Court Order 22 Months for federal election	7.23(1)(j) Stats.	W
31. All other election materials and supplies	90 days after election	7.23(1)(k) Stats.	W
32. Records transferred by a registrant who submits a dissolution report after primary and general elections	3 Years after their last election	10.74(8)(e) Stats.	W
33. Hunting and Fishing licenses issued	3 Years		W
34. Nomination Papers before 1940			N
<b>J. EMERGENCY GOVERNMENT</b>			
<b>RECORD</b>	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
<b>NOTIFICATION</b>			
1. Federal Emergency Management Agency	7 Years		W

<b>Grants</b>			
2.	State SARA Title III Grants	7 Years	W
3.	Emergency Response Plans	Until Superseded	W
4.	Offsite Plans for Hazardous Material	Until Plant Out of Business	W
5.	Logs of Disaster Plans	Until Superseded	W
6.	MSDS Sheets	3 Years	W
7.	Supporting Materials For Facility Releases	1 Year	W
8.	Emergency Incident Reports	7 Years	W
<b>K. FAMILY COURT COUNSELING</b>			
	<b><u>RECORD</u></b>	<b><u>RETENTION</u></b>	<b><u>AUTHORITY</u></b>
	<b><u>NOTIFICATION</u></b>		<b><u>SHSW</u></b>
1.	Case Files	Until Youngest Child Turns 18	W
<b>L. FINANCE</b>			
	<b><u>RECORD</u></b>	<b><u>RETENTION</u></b>	<b><u>AUTHORITY</u></b>
	<b><u>NOTIFICATION</u></b>		<b><u>SHSW</u></b>
1.	Accounts Receivable	7 years	W
2.	General Ledger and Permanent books of record	15 years	W
3.	Detail to back up permanent books of record	7 years	W
4.	Reports filed for other agencies	3 Years	W
5.	Audit files	7 years	W
6.	Sales Tax Reports	4 years	W
7.	Leases, Bond Documents	7 years after expiration	W
8.	CAFR & Budget Books	Permanent	W

9. Taxpayer Identification Letters	3 Years of inactivity	W
10. Policy & Procedure Manual	Until Superseded	W

**M. HIGHWAY DEPARTMENT**

<u>RECORD NOTIFICATION</u>	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
1. Fixed Asset Cards	1 Year after Asset Replaced		W
2. Permits	Permanent		W
3. State Gas Reports	7 Years		W
4. Accident Reports	If Claim Filed Keep Permanent if No Claim, 3 years, except if minor is involved; if minor is involved keep until 19th birthday		W
5. Stock Control Reports	Until State Completes Audit		W
6. Fuel Usage Reports	Until State Completes Audit		W
7. Vehicle Usage Reports (Revenue Sheets)	Until State Completes Audit		W
8. Vehicle Maintenance Histories	Life of Vehicle		W
9. Heavy Equipment and vehicle inventory ledgers	Until superceded		W

**N. INFORMATION SYSTEMS**

<u>RECORD NOTIFICATION</u>	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
1. Record of Outgoing Phone Calls	One Year		W
2. Software Licenses	Until superceded		W
3. Configuration Sheets for P.C.'s	Until superceded		W

<b>O. LAND AND WATER CONSERVATION RECORD NOTIFICATION</b>	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. Federal Assistance Agreements material Relating to Routine Operations	2 Years		W
2. Land Treatment Program	10 Years beyond project span		N
3. Agriculture Stabilization & Conservation Services	10 Years beyond Project Span		N
4. Assistance Records	10 Years beyond project span		W
5. Cost Sharing Records	10 Years beyond project span		W
6. Water Bank Program	10 Years beyond project span		N
7. Minutes and Agendas of Land Conservation Committee	6 Years After publication		N
<b>P. MAINTENANCE RECORD NOTIFICATION</b>	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. Blueprints	Permanent or Until Building Disposed Of		N/A
2. Shop Drawings	Permanent		N/A
3. Equipment and Machine Maintenance	Life of Equipment		W
4. Inventory	Until superceded		W
5. Keying List	Until superceded		W
6. Security System Card List	Until superceded		W
7. Material Data Sheets Non-Toxic Substance	7 Years After Product Used Up		W
Toxic Substance	30 Years After Product is Used in the Work Place		W

- |                                   |   |   |
|-----------------------------------|---|---|
| 8. Receipts From County Treasurer | 4 Years or Until Audited<br>Whichever is sooner | W |
|-----------------------------------|---|---|

**Q. OFFICE ON AGING**

**OFFICE ON AGING**

All financial and programmatic records, supporting documents, statistical records, and other records which are required to be maintained by the terms of the grant/contract or otherwise reasonably considered as pertinent to the grant/contract are governed by federal Department of Health and Social Services Regulations Title 45 part 74 Subpart D.

<u>RECORD NOTIFICATION</u>	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
A. Records as defined	3 Years from date the Office on Aging submits to HSS the last federal expenditure report for each grant award		W
B. Litigation, claims, or other action involving records	Completion of action & resolution of all issues at the regular 3 year period, whichever is later.		W
C. Equipment records	3 Years from date of disposition or replacement or transfer, (Direction of awarding agency)		W
D. Indirect cost rate proposals & cost allocation plans	3 Years from the end of the disposition or replacement or transfer, (Direction of awarding agency)		W
E. Non-expendable property acquired with Title III or other federal or state funds	At least 3 years after final sale or disposition		W
F. In case of litigation, claim, audit or other action involving records or records concerning non-expendable property, such records may not be disposed until authorization has been obtained by the awarding agency to dispose of records.			

**R. PARKS DEPARTMENT & EXPO CENTER**

<u>RECORD NOTIFICATION</u>	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
1. Original Contracts	7 Years after contract expires		W
2. Employee Handbook	7 Years after superceded or terminated		W

3. Beach Operation Document	7 Years	W
4. Master Plan	Until superceded	W
5. Aerial Photographs	Until superceded	W
6. Committee Agendas & Minutes	6 Years From Publication	W
7. Citation & Park Patrol Records	2 Years	W
8. Guidebook, trail Info	Until superceded	W
9. Wisconsin Conservation Corps. Project/Crew Information	3 Years	W
10. Annual Work Plans	3 years	W
11. Dam Information	Permanent	N/A
12. Equipment and vehicle registration reports	Life of Equipment & vehicle, or until vehicle is sold	W
13. Land acquisitions, deeds, abstracts	Permanent or until land disposed of	N/A

**S. PARK VIEW  
RECORD  
NOTIFICATION**

	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. Original Medical Record	7 Years after discharge or death	HSS 132.45 (4)(d)2	W
2. Master resident indexes	Permanent	HSS 132.45 (4)(d)3.b.	N/A
3. Disease Index	Permanent	HSS 132.45 (4)(b)2	N/A
4. All other records required by HSS 132.45	2 Years	HSS 132.45 (4)(d)2	W
5. Patient Accident Reports	10 Years from date of accident		W
6. Census reports	2 years	HSS 132.45(4)(f) and (4)(d)	W
7. Gas tax refunds	3 Years		W

8. Receipts/patient cash	7 Years		W
9. Purchase Order copies	3 Years		W
10. Documents authorizing another person to speak or act on behalf of the resident	5 Years	HSS 132.45 (4)(f)	W
11. Professional consultation records if not routinely maintained as part of medical chart	5 Years after discharge or death	HSS 132.45 (6)(e) and (4)(f)	W
12. Dietary records menus and therapeutic diets	2 Years	HSS 132.45 (6)(a) & (4)(d)	W
13. Staff work and time schedules	2 Years	HSS 132.45 (6)(b) & (4)(d)	W
14. Safety test records detection alarm & tests	2 Years	HSS 132.45(6)(c)	W
15. Inservice & Orientation Programs including subject matter, instructors and attendance records	2 Years	HSS 132.45(6)(f) HSS 132.45(4)(d)	W
16. Transfer agreements HSS 132.45(4)(d)	2 Years	HSS 132.45(6)(g)	W
17. Funds & Property Statements of residents	2 Years from date of discharge or transfer or death	HSS 132.45(6)(h) HSS 132.45(4)(d)	W
18. Drug control sheets	5 Years	Pharmacy 7.05 Wisconsin Adm. Code	W
19. Infection Control Reports	2 Years		W
<b>T. PERSONNEL RECORD NOTIFICATION</b>	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. Payroll registers, other payroll reports, and social security and retirement earnings reports	10 Years		W
2. Withholding allowance Cert., Employee wage	7 Years		W

	and tax statements and other tax records		
3.	Time cards	5 years	W
4.	Attendance records, salary schedules, Dept.	7 Years	W
5.	Performance evaluations and medical records	5 Years	W
6.	EEO-4 Reports, Obsolete Job Description and any personnel or employment records made or kept, including but not limited to application forms or test papers by applicants and other records or decisions pertaining to hiring, promotion, demotion, transfer, layoff or termination, terms of compensation and selection of training.	3 Years except when a charge of discrimination has been filed; all personnel records relevant to a change or action retained until final disposition of the charge or action	W
7.	Discipline, grievance, and arbitration records	10 years	W
8.	Individual employee personnel files	Permanent	W
9.	Directives and policies	7 Years after being updated or terminated	W
10.	Workers Compensation/ Medical records	12 Years	W
<b>U. PLANNING &amp; ZONING</b>			
<b>RECORD</b>		<b>RETENTION</b>	<b>AUTHORITY</b>
<b>NOTIFICATION</b>			<b>SHSW</b>
1.	Plats (Kept by Register of Deeds)	Permanent	N/A
2.	Certified Surveys (Kept by Register of Deeds)	Permanent	N/A

3. Assessors Plats (Kept by Register of Deeds)	Permanent		N/A
4. Aerial Photographs	Until Superseded		N
5. Final Real Property Assessment Roll	15 Years "No assessment roll containing forest crop acreage may be destroyed without prior approval of the secretary of revenue"	59.717(4) Stats.	N
6. Permit Applications	Permanent		N/A
7. Code Compliance Inspection Reports	Permanent		N/A
8. Permit Ledger	3 years		W
9. Bd. of Adjustment Decisions and supporting documentation	Permanent		N/A
10. County Development Plan	Until Superseded		N
11. Final Real Property Assessment Roll	15 Years (Kept by Town Clerks)		W
<b>V. PUBLIC HEALTH RECORD NOTIFICATION</b>			
	<b>RETENTION</b>	<b>AUTHORITY</b>	<b>SHSW</b>
1. Administrative documents including grants and annual reports	7 Years	19.21 Stats.	W
2. Birth Certificate Info	1 Year	69.20(3)(c) Stats.	W
3. Case Files (includes patient health care record) (Excludes children's records)	7 Years	19.21 Stats.	W
4. Home Care Records	5 Years	HSS 133.21(3)	W
5. Immunization Records	Permanent	National Childhood Injury Act of 1986	W

Sec. 2125 PHS Act  
at 42 U.S.C. 300  
AA-25 (Supp. 1987)

6. Communicable Disease Reports 4151, 4343, 4142	7 Years	19.21 Stats	W
7. Environmental Investigation reports	7 Years	19.21 Stats	W
8. Children case file or health care records	Until child is age 19	19.21 Stats.	W

**W. PURCHASING/INSURANCE**

<u>RECORD NOTIFICATION</u>	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
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1. Purchase Orders	7 Years		W
2. Bids and Proposals Successful & Unsuccessful	7 Years after term of contract expires		W
3. Contracts	7 Years after term of contract expires		W
4. Insurance Coverage, claims, lawsuits	Indefinitely		W

**X. REGISTER OF DEEDS**

<u>RECORD NOTIFICATION</u>	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
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1. Obsolete documents pertaining to chattels, including final books of entry	6 Years & 6 Mos., with County Board approval	59.51(14) Stats	W
2. Birth Records	Permanent unless superceded		W
3. Daily cash register tapes	1 Year after audit		W

**Y. SHERIFF'S DEPARTMENT**

<u>RECORD NOTIFICATION</u>	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
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1. Attorney letters	3 Years		W
2. Transport records	3 Years		W

3. Proof of service	7 Years		W
4. Correspondence instructing civil process service	7 Years		W

**Training**

1. Officer training records	7 Years after they close employment with County		W
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**Patrol**

1. Uniform traffic citations	1 Year after closed disposed or cancelled		W
2. Work schedules	7 Years		W
3. Wisconsin accident reports	8 Years	59.23(8) Stats.	W

**Communication Division**

1. Incident record	10 years		W
2. Telecommunicators radio log	120 days		W
3. Audio tapes	120 days	16.61(3)(b) Stats.	W

**Detective Division**

1. Ordinance Violation	2 Years		W
2. Arrest Records	8 Years	59.23(8), Stats.	W
3. Incident Records	10 Years	59.23(8), Stats.	W
4. Evidence Cards	10 Years	59.23(8), Stats.	W

**Jail Division**

1. Daily Booking Records	8 Years	59.23(2), Stats.	W
2. Escape Complaints	8 Years		W
3. Checkbook, bank statements, inmate trust fund	8 Years	59.23(8), Stats.	W
4. Meal Books	8 Years	59.23(8), Stats.	W
5. Visitor log book	8 Years	350.23, Stats.	W
6. Medical records kept by medical staff	8 Years	350.09, Stats.	W

7. Bond Records	8 Years	59.23(2), Stats.	W
8. Daily Jail Physical Inspection	3 Years	350.12(1), Stats.	W
9. Monthly door lock inspection	3 Years	350.12(5), Stats.	W
10. Daily Jail Log Administrative Confinement	3 Years	350.13(5), Stats.	W
11. Daily Jail Log Discipline	3 Years	350.15(2g) and (3k), Stats.	W
12. Fire Safety Inspection Sheets	3 Years	350.10(4), Stats.	W
13. Canteen Sheets	3 Years	350.17, Stats. 350.27, Stats.	W
14. Menus	2 Years		W

**Z. SOCIAL SERVICES  
RECORD  
NOTIFICATION**

	<u>RETENTION</u>	<u>AUTHORITY</u>	<u>SHSW</u>
A. Case records & other materials of all public assistance kept as required under Chapter 49	If no payments have been made for at least 3 years & a fact sheet & financial record retained per DHSS	59.715(21) Stats.	N
B. Original fiscal records	7 Years		W
C. Juvenile examination records	7 Years	48.59 Stats.	W
D. Open public assistance case records			
1. All data forms; case determination sheets; work sheets; medical assistant certification sheets; sheets which document the verification of changeable items, such as income or health statutes; correspondence to	To cover most recent 6 year	HSS 245.03(1)(a)	W

and from applicants & recipients; and any other documents needed to support income maintenance agency decisions			
2. Sheets which document the verification of unchangeable items, such as social security numbers, birth dates, & citizenship	As long as case is open	HSS 245.03(1)(b)	W
3. Financial record for all not on file in CRN.	As long as case is open	HSS 245.03(1)(c)	W
E. Closed public assistance cases & denied cases			
1. Records specified in HSS 245.03(1)(a)	36 months following date of closing	HSS 245.03(2)(a)	N
2. Most recent data, records specified in HSS 245.03(1)(b) & (c) and materials relating to any lack of cooperation on the part of a recipient	6 years from date of closing	HSS 245.03(2)(b)	N
3. Most recent data form and records specified in HSS 245.03(1)(b)	36 months from date of denial	HSS 245.03(2)(c)	N
F. Social Services Case Files	3 years after case is closed	DHSS Memo (82-1A)	N
1. State required case documentation - Initial contact sheet, Notice of Agency Action, Social Services Face Sheet, Social Services Agreement, Social			

Services Narrative,  
Financial Information,  
Any other records  
documenting client  
eligibility and  
activity.

2. State required & County developed case documentation; Assessment of diagnostic forms, records & narratives, Social and medical histories, Copies of court reports pertinent to the case, Release of information forms, Client progress notes, Case review forms, Client or service agreements, Forms and documentation of eligibility or financial status.

3 years after case

3. Social Services records for cases not opened for services - Applications, Referral actions not resulting in case opening, Miscellaneous requests and correspondence about individual clients from consumer and other agencies which do not result in case opening.

1 year after final action/determination

Treatment records	7 years unless minor then until age 19 or 7 years after treatment completed, whichever is longer	HSS 92.12(1)a(2)	W
(a) Undergoing federal audit	Until completion of audit	HSS 92.12(3)	
(b) Relating to legal action	Until completion of legal action	HSS 92.12(4)	

G. Client collection files			
1. Active client records	Active as long as liability exists except for inpatient mental services when 3rd party sources are exhausted and it has been determined the responsible parties have a permanent inability or unlikely future ability to pay	HSS 1.06(3)(d)	W
2. Inactive client records	5 Years except where liability for inpatient mental health services remains, then 10 years after last transaction posted to the record	HSS 1.06(3)(e)	W
I. Payee records			
	Permanent		W
J. Case Management files			
	7 years		W
K. Payee misc. documents			
	3 months after audit completed		W
L. Child-placing agency records			
1. Register identifying information about children accepted for service of placement	Permanent	HSS 54.05(2)(a)1	N/A
2. Individual case records for each child served and family	7 Years after case closed	HSS 54.05(2)(a)2	W
3. Individual foster home records for each foster home used by the agency, which includes signed applications and agreements.	7 years	HSS 54.05(2)(a)3	W
4. Individual records of studied adoptive applicants	7 years	HSS 54.05(2)(a)4	W
5. Personnel records	7 years	HSS 54.05(2)(a)5	W

6. Financial reports and audits	7 years	HSS 54.05(2)(a)6	W
7. Licensing and certification records for in-home and family day care, adult family homes, foster homes; and group foster homes for children	2 year after the license or certificate is no longer active		W
Application or other request forms, Inspection and observation check lists, Correspondence, Other documentation relating to licensing or certification, Approved license or certificate			
8. Licensing and certification records for above types of facilities where license or certificate was not approved	1 year after final action/determination		W
9. Adoption records County agencies providing child welfare services under s. 48.56 or child-placing agencies licensed under s. 48.60 Wis. Stats., should follow the detailed procedures for adoption information search and disclosure detailed in HSS 53.	Permanent	HSS 53.07(1)	W
M. Third party recovery records	1 Year after case closure and microfilm essential information		W
N. Fraud referral records			W
1. Unfounded	3 years after determination and microfilm essential information		W
2. Founded - referred DA	7 years after determination and microfilm essential information		W

3. Founded - other	5 years after determina- tion and microfilm essential information	W
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(Ord. 132-100 Secs. 17-23, 1989, Ord. 132-62 Sec. 1, 1988)

**AA. SOLID WASTE MANAGEMENT**

<b><u>RECORD</u></b> <b><u>NOTIFICATION</u></b>	<b><u>RETENTION</u></b>	<b><u>AUTHORITY</u></b>	<b><u>SHSW</u></b>
1. Contracts	7 Years after term of contract expires		W
2. Project Files on construction	7 years after completion		W
3. Landfill Scale Tickets	3 Years		W
4. Miscellaneous Correspondence	3 Years		W
5. Log of Landfill Operations	Life of Facility + 40 Years	258.29(10) Stats.	W
6. Asbestos Permits	Life of Facility + 40 Years		W
7. Plan of Operation	Life of facility + 40 years		W

**BB. TREASURER**

<b><u>RECORD</u></b> <b><u>NOTIFICATION</u></b>	<b><u>RETENTION</u></b>	<b><u>AUTHORITY</u></b>	<b><u>SHSW</u></b>
1. Settlement Receipts	15 Years	59.715(17) Stats	W
2. Municipal Tax Rolls	15 Years	59.717(2) Stats	N
3. Balancing Reports	3 years		W
4. Accounts payable/detail listing/check register (copies)	3 years		W
5. Bank reconciliations	7 years		W
6. Outstanding Checks	7 years		W
7. Check register	7 years		W
8. Deposit tickets	1 year after audit		W

9. Bank credit/debit notices	1 year after audit		W
10. Cash drawer reconciliations	1 year after audit		W
11. Tax receipts	15 years	59.715(16) Stats.	W
12. All other receipts of County Treasurer	7 years	59.715(17) Stats.	W
13. Illegal tax certs. charged back to local tax districts	3 years after charging back	59.715(6) Stats.	W
14. Cancelled bonds, coupons & promissory notes	Until audited		W
15. Bond and coupon record books, general obligation bonds	7 years after bond issue expires or following payment of all outstanding matured bonds, notes and coupons, whichever is later		W

**CC. UNIVERSITY EXTENSION****RECORD****RETENTION****AUTHORITY****SHSW****NOTIFICATION**

1. All records covered under the General section of this Ordinance.

**DD. VETERANS SERVICE OFFICE****RECORD****RETENTION****AUTHORITY****SHSW****NOTIFICATION**

1. News Releases W
2. Military separation records of veterans (kept by Register of Deeds) N/A
3. Grave Registration card files N/A
4. Veterans' benefit case files (inactive files micro-filmed, but any original documents are retained) N/A

**V. Destruction After Request For Inspection. No requested record**

may be destroyed until after the request is granted or 60 days after the request is denied. If an action is commenced under Section 19.37, Stats., the requested record may not be destroyed until a court order is issued and all appeals have been completed. See Section 19.35(5), Stats.

**VI. Destruction Pending Litigation.** No record subject to pending litigation shall be destroyed until the litigation has been resolved.

**VII. Microfilming Or Optical Disk Storage Of Department Records.** Departments may keep and preserve public records through the use of microfilm or optical disk storage providing that the applicable standards established in Sections 16.61(7) and 16.612, Wis. Stats. respectively are met. Departments should consider factors such as retention periods and estimated costs and benefits of converting records between different media in deciding which records to microfilm or store on optical disk. After verification paper records converted to either microfilm or optical disk storage should be destroyed. The retention periods identified in this ordinance apply to records in any media.

**VIII. Review and Approval By Public Records and Forms Board.** This chapter has been reviewed and approved by the Public Records and Forms Board.

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Crowley, Planalp and Metzsig. CARRIED.

**ORDINANCE NO. 391-1295: Amend Sec. 7.02(1)(a), General Code of Winnebago County**

WHEREAS, a traffic and engineering investigation have been made as to County Trunk Highway "A", in the City and Town of Neenah, as to the maximum permissible speed at which vehicles may be operated on said highways; and

WHEREAS, the Winnebago County Highway Committee is of the opinion that the speed which is herewith proposed in the contained Ordinance is reasonable and safe pursuant to Sec. 349.11, Wisconsin Statutes and has been approved by the Wisconsin Department of Transportation.

WHEREFORE, the County Board of Supervisors of the County of

Winnebago does ordain as follows:

That Section 7.02(1)(a) of the General Code of Winnebago County be amended to read as follows:

**7.02 SPEED LIMIT REGULATIONS.** A traffic and engineering investigation having been made on the following described highways, the maximum permissible speed at which vehicles may be operated on such highways, which speed is herewith established as reasonable and safe pursuant to Sec. 349.11, Wisconsin Statutes, shall be as set forth herein, subject to approval of the Department of Transportation and upon erection of standard signs giving notice thereof. (1) COUNTY TRUNK HIGHWAY "A." (a) Towns of Neenah, Oshkosh and Vinland and City of Neenah:

1. 35 miles per hour for all vehicles from Stanley Street in the City of Neenah, southerly to Muttart Road in the Town of Neenah.
2. 45 miles per hour for all vehicles from its intersection with County Road "G" southerly to the city limits of the City of Oshkosh.

This Ordinance shall be effective upon that date following publication subsequent to which standard signs giving notice of the amended speed limit are erected.

Submitted by:  
**HIGHWAY COMMITTEE**

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 1 - Montgomery. Excused: 4 - Crowley, King, Planalp, Metzsig. **CARRIED.**

Supervisor King moved and it was seconded to adjourn until Wednesday, January 3, 1996 at 6 P.M. **CARRIED BY VOICE VOTE.** Meeting adjourned at 7:35 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin     )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held December 19, 1995.

Linda Wolfe  
Winnebago County Clerk



**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**SPECIAL ORDERS OF BUSINESS SESSION**  
**COUNTY BOARD MEETING**  
**WEDNESDAY, JANUARY 3, 1996**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 38 present. Excused: None.

Supervisor Planalp moved and it was seconded to adopt the agenda. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from John W. Ward regarding damage to his snowblower due to the Highway Department truck throwing a steel rod into his driveway was referred to the Personnel & Finance Committee. Letter from Senator Mike Ellis regarding Resolution 371-1195 on general relief was read and filed. A notice from the Department of Transportation announcing the selection of Corridor Alternative G on Highway 110 was read and filed. A notice of public hearing from the Outagamie County Zoning Committee of a meeting to be held on an Amendment to the Outagamie County airport Zoning Ordinance and Airport Zoning Map was read and filed. Supervisors were reminded to submit a copy of their auto insurance coverage to Iris Ost, Purchasing/Insurance Coordinator.

### **COMMITTEE REPORTS**

Supervisor Robl stated the Highway Committee recommended Alternative G on Highway 110 to the Department of Transportation. Questions were answered regarding the new per diem sheets.

### **PUBLIC HEARING**

There were no comments from the public.

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

Chairman Maehl read an article from the New York Times dated 12/6/87 stating Wisconsin was pursuing 50-year old welfare bills from former recipients. He discussed Resolution 369-1195 regarding outstanding checks not cashed by a number of people. He reported the County Clerk sent letters to those taxpayers advising them that since their check had not been cashed, they could apply for a new one. Several people have called and appreciated being notified.

### **AUDIT REPORT - FEASIBILITY STUDY MERGER OF MAINTENANCE RESPONSIBILITIES - COUNTY VEHICULAR FLEETS**

Discussion was held on the above audit report by Auditor Gary Mayer. Chairman Maehl will direct Mr. Mayer to expand on his page 10 recommendation on the pool cars. Mr. Orenstein will provide a report on how much employees are being paid for mileage throughout the county. It was suggested that Mr. Mayer consult the Health Department on their use of pool cars since it was not a success there.

### **AUDIT REPORT - FEASIBILITY STUDY EXTERNAL/INTERNAL PRINTING COSTS**

The report was accepted as printed. Supervisor Lauson moved and it was seconded to accept both reports. **CARRIED BY VOICE VOTE.**

### **COUNTY AUDITOR'S RESPONSIBILITIES**

Chairman Maehl reported the County Auditor's position has existed for five years. At that time it was stated that he would report to the County Board. All other department heads report to the County Executive. The County Board wanted the Auditor to report to the County Board and not the Executive. An interpretation of the statutes from Corporation Counsel Bodnar stated that the Auditor had to report

to the County Executive. He has reversed that interpretation and now states the Auditor reports to the County Board. He read a portion of Wis. Stats. 59.72 - County Auditors; powers; duties: "(1) In every county the county clerk shall act as auditor, unless a separate office of county auditor is created... (2) The county board by resolution may create a separate office of county auditor and may fix the compensation of such auditor. The auditor shall perform the duties and have all the powers conferred upon the county clerk as auditor and shall perform such additional duties and shall have such additional powers as are imposed and conferred upon him or her from time to time by resolution adopted by the board. (3) If a county auditor's office is created under sub. (1), the chairperson of the county board shall appoint a person known to be skilled in matters of public finance and accounting to act as county auditor."

Most department heads are appointed by the County Executive, except for the Auditor. The County Board has the right to direct what is audited by resolution. His office is being moved to the Administration Building. The advantage of the County Auditor being in the Courthouse is that he works with the County Board and for the County Board. Supervisor Diakoff was commended for recommending an auditor five years ago. Mr. Mayer will be asked to prepare a recap of the audits completed and the recommendations initiated.

### **AREA LEGISLATORS REPORTS**

Representative Gregg Underheim explained Senate Bill 334 and Assembly Bill 599 which do not require counties to provide general relief across the board. Representative Freese initiated a gambling bill to raise the age to 21, but Rep. Underheim said he would be very surprised if this bill becomes law. He discussed the transportation bill, which includes funding increases of 3% for construction, maintenance, traffic, etc. It was a no tax increase budget, but had a \$7,000,000 increase overall. It was a very partisan political document. Only Republicans voted for it this year. There was a 10% increase for elderly and handicapped transportation. The administration felt mass transit was very important since welfare recipients need it to get to work.

Representative Owens stated a mill rate freeze did not pass. She reported that Senators Buettner, Olson and Welch sent their regrets for not being able to attend the meeting. She was on the County Board when the Auditor was hired, and supported adding the position. She

discussed the "barricading bill", which now makes it a felony rather than a misdemeanor if someone takes a hostage or holds police at bay. Rep. Owens co-authored a controversial bill called the "woman's right to know" where a woman must first talk to a doctor prior to obtaining an abortion.

There is a bill proposing an enhanced penalty for sexual assault on a child which has a \$8-\$9 million dollar fiscal note. Since the passage of the sexual predator bill, we now have 70 people in jail under this new bill (it was estimated to be 12 people).

There was a partial veto of the transportation bill and she will provide the County Clerk with a copy. The 3% increase in the transportation budget was 3% of the total, not 3% of what counties received last year. On welfare, she said general assistance and medical assistance should not have been taken from the local municipalities. She supports the legal age to gamble at age 21.

Representative Dean Kaufert doubts if the gambling bill will pass. Rep. Underheim stated money was allocated from the lottery profits for counseling for compulsive gamblers. Rep. Kaufert felt a good budget was passed, but road builders will have some cuts. Both Neenah and Menasha lost funding on the 3% increase. He said a Mandates Committees, chaired by Rep. David Ward, has been formed. They have passed some mandate relief bills supported by Wisconsin Counties Association. A bill has been introduced to have county prisoners start paying for their jail stay and for their medical expenses while in jail.

The Governor's W-2 Program allows for welfare recipients to receive benefits for up to 2 years while receiving schooling, health care, child care and other needs. After the 2 years, they should be employed in a subsidized job, a trial job or in regular employment. Sixty million dollars was spent last year on child care, next year \$150 million will be spent under W-2. Wisconsin is the only state in the nation to see its AFDC rates go down.

The state capped the amount it was willing to spend on home care for individuals. If it is more than nursing home care, the person must go to a nursing home. Supervisor Schwartz reported there are no nursing home benefits for physically disabled people under 64.

Supervisor Klitzke asked if the video poker bill goes through, where will the revenue go? Rep. Kaufert serves on the gambling oversight committee and said it will go into the General Fund. Rep. Underheim stated federal law prohibits states from requiring pay-

ments from the Indian casinos. The contracts expire in 1998 and negotiations for state reimbursement on casinos could include some monetary considerations.

Representative Klusman recapped activities for the past year. She said the number one accomplishment was property tax relief. \$1,200,000,000 was put into education to help lower taxes and they didn't raise income, sales or corporate taxes. Every area of state government is going through a 5-10% cut in the next few years, except prisons. They accomplished major changes in tort reform, and auto insurance premiums will be reduced through this law. Wisconsin is a leader in the nation in welfare reform. She feels the W-2 program needs more work, but that it will be implemented. As for juvenile justice reform, more penalties and consequences are needed. She said Congressman Petri is frustrated with federal funding for transportation in Wisconsin. The state surplus will be saved towards property tax relief in the future.

She said the state law on family medical leave has been interpreted by the court system in ways that have been costly to employers and government. This law is forcing employers to cut back on benefits. Under Wisconsin law, you can substitute any type of paid leave, including insurance benefits, for family leave. AB 200 does not take anything away from the Federal family leave law, but puts some sanity back into the Wisconsin law.

The D.N.R. received 5-10% cuts. Secretary George Meyer is doing a good job and there is a new Chairman of the Natural Resources Committee, Rep. Duane Jansrud.

Discussion was held on the Milwaukee Stadium. The citizens of the five counties involved will pay 10 cents in sales tax on every \$100.00 expended. There is no monetary affects on the rest of the state.

Representatives Klusman and Underheim debated the land use value assessment on agricultural land. Agricultural land will now be taxed on what the land produced and not on speculative value. Rep. Underheim feels the budget bill makes land use and urban sprawl worse. He is working on a bill for towns and cities to work together to decide how land will be developed. He felt statewide zoning would never pass. Rep. Owens said cities have enough land within their borders to develop for 100 years.

#### ICE ARENA UPDATE

Ted Galloway, President of the Tri-County Recreation Association, gave a history of the facility which was purchased by Outagamie and Winnebago Counties in 1982. The board is made up of 14 people, with Supervisors Finch and Crowley representing Winnebago County. The income is derived from fees and gifts. No tax dollars are used for arena operations. The only tax money has been \$3,000 toward insurance. They have had a balanced budget since 1989. The budget grew from \$299,506 in 1991-92 to \$453,253 in 1994-95. They hired a professional manager. In 1991 they served 90,000 people and they served 193,824 people in 1994. Youth hockey has 700 members and 41 teams; figure skating has 120 youth members; Over 30 Hockey has 90 members; Learn to Skate has 470 students; and recreational skating had 22,472 skaters in 1994-95. There are broom ball leagues, high school and college programs, and they hold 10 exhibitions per year. The only hours the facility is not used are from Midnight to 5 A.M.

They are planning an expansion, and have received state approval for state-of-the-art refrigeration through the assistance of Wisconsin Electric, have developed the architectural plans, secured bids and a pro forma operating budget was developed. They enlisted a user group for project development and retained a professional fund-raising counsel. They originally promised not to ask the counties for money, but have asked the counties to assist them with bonding. The project is estimated at \$4.75 to \$5 million. The ice arena owns land across the street for future growth for parking.

### **GENERAL RELIEF RECAP**

Dennis Wendt, Social Services Director explained the history of general relief. In 1985, the unit system of general relief was turned over to the Social Services Department. The case load in 1985 was 450 and in 1995, was 220. The case load has been going down in some areas, but up in Medical Assistance, food stamps and child care. A lawsuit, Hartman et al vs. Winnebago County was filed when the rent subsidy was reduced from \$260/month to \$200/month and is still being litigated. Last year, the Governor eliminated general relief as a mandated program. The Social Services Board eliminated general relief in August, 1995 and Medical General Relief on December 31, 1995. Winnebago County's general relief expense was \$960,000 and Outagamie County's was only \$298,000. State funding for Winnebago County was only \$106,000. The Salvation Army, Red Cross and other agencies have had an increase since general relief was stopped.

The bill has not been introduced yet on the W-2 Program. It is still being revised. It appears it will cost counties more money. Winnebago County, Winne-Fond Lake Consortium, Job Services, Fox Valley Technical College and others are working to find employment for general relief recipients. There is a Winnebagoland Focus-Partnership Project with Outagamie County and Winnebago County and a report will be given on this in the future. The new Juvenile Code will impact the county's budget greatly. A new Winnebago County group called Showcap involves schools, police, Social Services, courts, prosecutors and juvenile intake professionals.

### RESERVE BALANCES

Supervisor Jeanette Diakoff gave a report on reserve balances. A newspaper article stated that Standard & Poor's recommends counties keep 90 days worth of money on hand to cover shortfalls in cash flow and unexpected expenditures. She feels Winnebago County should retain more money in the undesignated fund. In 1996, the fund dropped because \$2 million was taken out to offset the tax rate. The County Board could set a policy as to what amount should be in the undesignated fund.

Finance Director Chuck Orenstein said most counties aim for 1/12th of the tax supported expenditures (30 days worth). He said the Public Expenditure Survey's report shows Winnebago County in the middle of all the counties surveyed. He stated Moody's said if we have an informal policy and were sticking to it, that was more important than having a formal policy. He said a great deal of revenue comes at the first part of the year. He felt there was no significant risk in running at the smaller undesignated fund balance. He makes recommendations to the County Executive as to how much the County Executive can apply to the tax levy. In 1996, the \$2 million lowered the mill rate by 20 cents per thousand. He didn't feel a formal policy was necessary. He estimated Winnebago County would need \$8 million to receive an AA1 rating from Moody's. Moody's considered lowering our rating in 1989.

Chairman Maehl suggested the Personnel & Finance Committee, Finance Director and County Executive develop a policy before budget time next year. Supervisor Rengstorf asked the Personnel & Finance Committee to prepare a report on monthly expenditures.

Supervisor King moved and it was seconded to adjourn until

January 16, 1996, at 6:00 P.M. CARRIED BY VOICE VOTE.  
Meeting adjourned at 10:00 P.M.

Respectfully submitted,

Linda Wolfe  
Winnebago County Clerk  
State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held January 3, 1996.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION**  
**COUNTY BOARD MEETING**  
**TUESDAY, JANUARY 16, 1996**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Rankin, Putzer and Widener.

Supervisor King moved and it was seconded to accept the minutes of December 19, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Petition for Zoning Amendment from Arthur Larson for change from R-1 to P-1 for property addition to existing town hall property was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Leonard L. Baer for change from A-1 to R-1 for additional lawn for an existing residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Robert Buser for change from A-1 to R-3 for construction of a duplex was referred to the Planning & Zoning Committee.

Notice of claim from Peter M. Donner regarding damage to a car

by a sign in the Public Safety Building parking lot was referred to the Personnel & Finance Committee.

A letter from Representative Dean Kaufert was read and placed on file. Notice of a mini-conference entitled, "Property Value Trends and Use Value Assessment," was read and placed on file. The conference will be held at the Pioneer Inn, Oshkosh, on January 16, 1996, and is being offered by the East Central Wisconsin Regional Planning Commission and UW-Extension offices in the East Central Region. An invitation to attend a WCA seminar entitled, "Resource Development: Finding Alternative Funding Sources for Counties," was read and placed on file. The seminar will be held in Stevens Point on January 29, 1996.

#### **COMMITTEE REPORTS**

Supervisor Barker drew the Board's attention to the UW-Extension's newsletter and the invitation to attend "Business After Hours" on Monday, January 22, 1996, at the Fin n' Feather in Winneconne.

Chairman Maehl told the Board that NACo was sponsoring a video tele-conference on January 24, 1996, at 12 o'clock noon. The tele-conference will address the political changes that have returned the control of various programs to state and local governments. The main focus will be on welfare reform, Medicare and job training. Chairman Maehl encouraged Board members, especially those involved in the human services area, to make arrangements to attend. Garry Blomberg, University Extension Office, is the contact person for this tele-conference.

#### **PUBLIC HEARING**

No one addressed the Board.

#### **COUNTY EXECUTIVE'S REPORT**

County Executive Steinhilber introduced Duncan Henderson, the new Airport Director. He then requested that the Board favorably consider Resolutions 402-196, 403-196 and 404-196, all regarding authorizing the execution of hangar leases. Executive Steinhilber told the Board that Mr. Henderson was available to answer questions they might have on these resolutions.

Executive Steinhilber then spoke to the Board about Amended Resolution 406-196, "Authorize Execution of Agreement Between

Winnebago County and Town of Neenah Re: Construction Costs for County Highway "CB". He explained to the Board that this resolution will allow for the continuation of the Westside Arterial project. The County's costs for this project will be lower because the Town of Neenah is contributing their Surface Transportation Program (STP-Urban) Funds to this project. Executive Steinhilber told the Board that the anticipated high costs to relocate the utilities will also be less. This is the result of raising the grade of the road and eliminating the need to relocate underground utilities. Utilizing available County Highway Improvement Program (CHIP) Funds from the State of Wisconsin Department of Transportation to reconstruct the Pendleton Road segment will also lower the costs of the Westside Arterial project. The anticipated cost for this project is now \$11,926,000 with offsetting funding of \$4,099,000 for a total of \$7,800,000. Executive Steinhilber urged the Board to pass this resolution.

Executive Steinhilber told the Board that offices are beginning to move into the new administration building. The Purchasing and Insurance Department has already moved and the other departments are scheduled to be moved during the next few weeks.

Executive Steinhilber told the Board that a letter he had received from Dennis Wendt, Social Services Director, contained good news regarding juvenile detentions for the months of November and December. November's average number of juveniles in detention was 7.03 and December's average was 5.09. They are hopeful that these decreases are the result of new steps that are being taken by various agencies to control juvenile crime.

Executive Steinhilber spoke to the Board about a letter he received from Norm Halfen of the Social Services Department regarding the W-2 Program. This program is an alternative to welfare and is part of the continuing effort to reduce the number of welfare recipients by putting people to work.

#### **COUNTY EXECUTIVE'S APPOINTMENT WINNEFOX LIBRARY SYSTEM BOARD**

County Executive Steinhilber appointed Margaret A. Lorenz, 320 Congress Street, and Cindy Duckert, 229 Berkeley Drive, both from Neenah, Wisconsin, and Jo Dell'Antonia, 1768 River Mill Road, Oshkosh, Wisconsin, to the Winnefox Library System Board. Their terms will begin immediately and end on December 31, 1998. A motion was made by Supervisor Montgomery and seconded to con-

firm these three appointments. CARRIED BY VOICE VOTE.

#### **VETERANS SERVICES COMMISSION**

County Executive Steinhilber appointed Phillip Bird, 3037 Bellaire Lane, Oshkosh, Wisconsin to the Veterans Services Commission. This is a three year term to begin immediately and end on December 31, 1998. Mr. Bird is a veteran having served the United States Army with a tour of duty in Vietnam. He will replace Commissioner David Dorow who resigned at the end of his term. A motion was made by Supervisor O'Brien and seconded to confirm this appointment. CARRIED BY VOICE VOTE.

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

Chairman Maehl told the Board that there will be a tour of the new administrative building on February 20 prior to the County Board meeting. He also told the Board that the Special Orders Session scheduled for March 5, 1996, is being changed to March 12, 1996, because of the NACo convention in Washington, D.C. The regular March 26, 1996, meeting will not be changed. The March and April meetings will not be televised.

Chairman Maehl commended Joseph Paulus, District Attorney, for forming a coalition to fight juvenile crime in Winnebago County. He stated that the Board will do what ever it can to assist him with this endeavor.

Chairman Maehl stated that the Highway Department has moved into their new facilities. He asked Supervisor Robl when the Board would be able to tour the new facilities. Supervisor Robl stated that in the near future a tour would be set up for the Board, and that an open house for the public is scheduled for this summer.

#### **ARCHITECT'S UPDATE ON BUILDING PROJECTS**

David Schmidt, County Planner, and Kevin Schuman of Dana, Larson, Roubal & Assoc., showed transparencies of the proposed plans for the Courthouse remodeling project. The Board discussed the plans and asked a variety of questions. There was some concern over the small amount of space allotted for the County Board Chairman's office. Questions were also raised regarding Circuit Court Branch VI being relocated to the Courthouse and the lack of an employee lounge in the Courthouse.

**ZONING REPORTS & ORDINANCES**

**AMENDATORY ORDINANCE 1.** A request from Town of Vinland on behalf of J.J. Keller & Associates, Inc. for zoning change from R-1 to M-2. Motion by Supervisor Hue and seconded to adopt. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE 2.** A request from Town of Omro on behalf of Nathan Potratz for zoning change from A-2 to R-1. Motion by Supervisor Diakoff and seconded to adopt. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE 3.** A request from the Town of Winneconne for an amendment to the Town of Winneconne Zoning Ordinance. Supervisor Rengstorf withdrew this ordinance.

**REPORTS, RESOLUTIONS & ORDINANCES**

**RESOLUTION NO. 392-196—Disallow Claim of John W. Ward**

WHEREAS, your Personnel and Finance Committee has had the claim of John W. Ward 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 John W. Ward dated December 20, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
**PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Diakoff and seconded to approve. Ayes: 34. Nays: 0. Excused: 4 - Putzer, Widener, Wagner and Rankin. **CARRIED.**

**RESOLUTION NO. 393-196—Disallow Claim of Jerome D. Bockoven**

WHEREAS, your Personnel and Finance Committee has had the claim of Jerome D. Bockoven 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 Jerome D. Bockoven

dated November 16, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Abstain: 1 - Klitzke. Excused: 4 - Putzer, Wagner, Widener and Rankin. CARRIED.

**RESOLUTION NO. 394-196—Disallow Claim of Monson Trucking, Inc.**

WHEREAS, your Personnel and Finance Committee has had the claim of Monson trucking, Inc. 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 Monson Trucking, Inc. dated November 3, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Putzer, Widener, Wagner and Rankin. CARRIED.

**RESOLUTION NO. 395-196—Commendation to James Felda**

WHEREAS, James Felda has been employed with the Sheriff's Department of Winnebago County, for the past twenty-seven years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, James Felda 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 commen-

ation be and it hereby is extended to James Felda for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to James Felda.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Putzer, Widener, Wagner and Rankin. CARRIED.

**RESOLUTION NO. 396-196—Commendation to Tisdale Furman**

WHEREAS, Tisdale Furman has been employed with the Highway Department of Winnebago County, for the past forty years and four months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Tisdale Furman 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 it hereby is extended to Tisdale Furman for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Tisdale Furman.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 397-196—Commendation to David Zuern**

WHEREAS, David Zuern has been employed with the Department of Social Services of Winnebago County, for the past thirty-nine years and one month, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, David Zuern 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 it hereby is extended to David Zuern for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to David Zuern.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 398-196—Rename Westside Arterial “County Trunk Highway CB”**

WHEREAS, Resolution #271-893 inadvertently named the proposed Westside Arterial Highway as County Trunk Highway “JJ”; and

WHEREAS, said resolution should have named the proposed Westside Arterial Highway as County Trunk Highway “CB” to coincide with the existing County Trunk Highway “CB” in Outagamie County with which the Westside Arterial Highway will connect.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the proposed Westside Arterial Highway shall hereinafter be named as County Trunk Highway “CB”.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 399-196—Authorize Winnebago County Auditor to Gather Information With Regard To Tax Incremental Financing (TIF District Within Winnebago County)**

WHEREAS, the creation of a TIF District adjacent to Wittman Regional Airport is presently being contemplated; and

WHEREAS, your undersigned Committee, prior to considering whether it should recommend that Winnebago County support the creation of such a TIF District adjacent to Wittman Regional Airport,

desires that it be provided information with regard to existing TIF Districts within Winnebago County for consideration.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Auditor to gather and prepare a list of existing TIF Districts within Winnebago County with such list to provide the location of the TIF District, the financing status of the TIF District, any amendments to the District since its creation, and any information relating to the costs of the infrastructure within said TIF District.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Auditor provide a report as to the status of said TIF Districts within Winnebago County to the Winnebago County Board of Supervisors.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 400-196—Authorize Transfer of \$30,000 From Capital Projects Fund to Building Project Fund, Neenah Human Services Building**

WHEREAS, the Neenah Human Services Building Project exceeded its budget by slightly less than \$30,000 due to unexpected land and unbudgeted communications costs for said building; and

WHEREAS, monies are available within the Capital Projects Fund from interest earned on bonds issued for said project to pay for said overage.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of an amount not to exceed \$30,000 from the Capital Project Fund to the Building Project Fund -Neenah Human Services Building so as to pay for any overages with regard to the estimated costs of said building.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 401-196—Authorize Transfer of \$80,000 From Capital Projects Fund to Building Project Fund - Oshkosh Human Services Building**

WHEREAS, the total costs of purchasing the Oshkosh Human Services Building was budgeted at \$2,280,000; and

WHEREAS, actual land and building acquisition costs with regard to said building equaled approximately \$2,316,000; and

WHEREAS, it has been reported that voice conversations can be overheard between some offices; and

WHEREAS, confidentiality is a priority to protect the client; and

WHEREAS, to try to solve the voice transfer problem a product called SOUND MASKING was used as a test in the Community Programs area; and

WHEREAS, the SOUND MASKING product provides a viable solution to the voice transfer problem; and

WHEREAS, monies are available within the Capital Projects Fund from interest earned on bonds issued for said project to pay for said overage.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of an amount not to exceed \$80,000 from the Capital Project Fund - Oshkosh Human Services Building - \$40,000 for land and building and acquisition costs and \$40,000 for Sound Masking equipment.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 402-196—Authorize Execution of Airport Hangar Lease Between Wittman Regional Airport and C.R. Meyer and Sons Company**

WHEREAS, C.R. Meyer and Sons Company desires to enter into a lease agreement with Winnebago County for the purpose of renting Hangar Unit #1, Building #1 at Wittman Regional Airport; and

WHEREAS, a tentative agreement has been reached between Winnebago County and C.R. Meyer and Sons whereby C.R. Meyer and Sons would rent said building for a three (3) year period commencing on January 15, 1996 with said lease being at a rate of \$500

per month for the first year of the term of the lease, \$550 per month for the second year of said lease and \$600 per month for the final year of said lease; and

WHEREAS, said building provides approximately 3,000 square feet of interior aircraft storage space; and

WHEREAS, your Aviation Committee believes that said proposed agreement is a fair one and recommends that it be approved by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed lease agreement between Winnebago County and C.R. Meyer and Sons Company as described above, said agreement being incorporated by reference herein. A copy of said lease agreement may be obtained from the Winnebago County Corporation Counsel's Office.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to execute said proposed lease agreement between Winnebago County and C.R. Meyer and Sons Company.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 403-196—Authorize Execution of Airport Hangar Lease Between Wittman Regional Airport and Janie Gee Aviation, Inc.**

WHEREAS, Janie Gee Aviation, Inc., desires to enter into a lease agreement with Winnebago County for the purpose of renting Hangar Unit #2, Building #1 at Wittman Regional Airport; and

WHEREAS, a tentative agreement has been reached between Winnebago County and Janie Gee Aviation, Inc. whereby Janie Gee Aviation, Inc. would rent said building for a three (3) year period commencing on January 15, 1996 with said lease being at a rate of \$450 per month for the first year of the term of the lease, \$500 per month for the second year of said lease and \$550 per month for the final year of said lease; and

WHEREAS, said building provides approximately 2,500 square

feet of interior aircraft storage space; and

WHEREAS, your Aviation Committee believes that said proposed agreement is a fair one and recommends that it be approved by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed lease agreement between Winnebago County and Janie Gee Aviation, Inc., as described above, said agreement being incorporated by reference herein. A copy of said lease agreement may be obtained from the Winnebago County Corporation Counsel's Office.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to execute said proposed lease agreement between Winnebago County and Janie Gee Aviation, Inc.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 404-196—Authorize Execution of Airport Hangar Lease Between Wittman Regional Airport and PAR Aviation, Inc.**

WHEREAS, PAR Aviation, Inc., desires to enter into a lease agreement with Winnebago County for the purpose of renting Hangar Unit #3, Building #1 and Hangar Unit #4, Building #1, at Wittman Regional Airport; and

WHEREAS, a tentative agreement has been reached between Winnebago County and PAR Aviation, Inc. whereby PAR Aviation, Inc. would rent said building for a three (3) year period commencing on January 15, 1996 with said lease for Hangar #3 being at a rate of \$450 per month for the first year of the term of the lease, \$500 per month for the second year of said lease and \$550 per month for the final year of said lease and for Hangar #4 the rate would be at a rate of \$490 per month for the first year of the term of the lease, \$540 per month for the second year of said lease and \$590 per month for the final year of said lease; and

WHEREAS, said building provides approximately 2,500 square

feet for Hangar #3 and Hangar #4 provides approximately 3,000 square feet of interior aircraft storage space; and

WHEREAS, your Aviation Committee believes that said proposed agreement is a fair one and recommends that it be approved by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed lease agreement between Winnebago County and PAR Aviation, Inc., as described above, said agreement being incorporated by reference herein. A copy of said lease agreement may be obtained from the Winnebago County Corporation Counsel's Office.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to execute said proposed lease agreement between Winnebago County and PAR Aviation, Inc.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 405-196—Authorize Transfer of \$17,000 From General Contingency Fund to Election Equipment and Software Account of County Clerk's Fund**

WHEREAS, the Winnebago County Board of Supervisors, pursuant to Resolution #190-1294 authorized the transfer of \$17,000 from the General Fund of Winnebago County to the Capital Outlay and Computer Software Fund of the County Clerk's Office for the purpose of purchasing two voting machines and tabulator software for the tabulation of votes during the electoral process; and

WHEREAS, despite the fact that said resolution was passed by the Winnebago County Board of Supervisors in December, 1994, no money was carried forward to the 1995 budget for the purchase of said equipment; and

WHEREAS, your undersigned Committee requests that \$17,000 be transferred from the General Contingency Fund to the Election Equipment and Software Account of the Winnebago County Clerk's Office to pay for said voting machines and software as was originally intended pursuant to Resolution #190-1294.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$17,000 from the General Contingency Fund of Winnebago County, with \$12,000 of said money to be transferred to the Election Equipment Account and \$5,000 to the Software Account of the Winnebago County Clerk's 1995 Budget for the purpose of paying for two voting machines and tabulator software related thereto.

Submitted by:

PERSONNEL & FINANCE COMMITTEE and  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 406-196—Authorize Execution of Agreement  
Between Winnebago County and Town of Neenah Re:  
Construction Costs For County Highway "CB"**

WHEREAS, the Town of Neenah has endorsed the East Central Wisconsin Regional Planning Commission Corridor Plan for the Westside Arterial; and

WHEREAS, Winnebago County has proceeded with construction plans for portions of County Highway "CB" (Westside Arterial) between County Highway "BB" and State Highway 150; and

WHEREAS, Winnebago County intends to utilize available County Highway Improvement Program (CHIP) Funds from the State of Wisconsin Department of Transportation to reconstruct the Pendleton Road segment of CTH CB between CTH JJ and Oakridge Road; and

WHEREAS, the Town of Neenah is agreeable to making available its positive federal Surface Transportation Program (STP-Urban) Funding balance with which to compete for federal funds allocated to the Fox Cities (Appleton-Neenah) Urbanized Area for the purpose of assisting Winnebago County in completing the entire length of CTH CB between State Highway 150 and County Highway JJ; and

WHEREAS, the Winnebago County Highway Commissioner and Winnebago County Highway Committee believe that said action may save Winnebago County over \$1,291,200 with regard to the costs of construction of County Highway CB as is indicated in the January 5 Memo from the Highway Commissioner to the Corporation Counsel

which is herewith attached.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to negotiate and enter into a final agreement with the Town of Neenah wherein the Town of Neenah will make available its federal STP-Urban Positive Funding balance to Winnebago County to compete for available STP-Urban Funds and allow Winnebago County to apply those funds to the costs of the County Highway CB Project; for Winnebago County to accept jurisdiction of Pendleton Road between County Highway JJ and Oakridge Road as County Trunk Highway CB; for Winnebago County to utilize available County Highway Improvement Program Funds to reconstruct Pendleton Road between County Highway JJ and Oakridge Road (County Trunk Highway CB); and for Winnebago County to commit to constructing the County Trunk Highway CB segment between State Highway 150 and Oakridge Road as soon as possible upon award of available STP-Urban Funding for that project, with it anticipated that the earliest feasible date for such funding to be awarded and construction to begin being sometime in 1999. Said agreement would further provide that the parties understand that further refinements to the design and right-of-way are possible because of continuing study and that said agreement may be terminated should anticipated existing State or Federal funding for said project be terminated.

A copy of the initial draft of said agreement is herewith incorporated for reference.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 407-196—Authorize Transfer of \$28,300 to Pathology Services and Medical-Dental Fund of Coroner's 1995 Budget**

WHEREAS, because of the number of investigations performed relating to deaths within Winnebago County during the 1995 budget year, the Winnebago County Coroner's Budget was under funded with regard to the Pathology Services and Medical-Dental Funds; and

WHEREAS, your undersigned Committee recommends a transfer

of a total of \$28,300 to said funds to make up such said deficit.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3,300 from the Reimbursed Costs Fund to the Pathology Services Fund of the 1995 Winnebago County Coroner's Budget; the transfer of \$5,000 from the General Contingency Fund to the Pathology Services Fund of said budget; and the transfer of \$20,000 from the General Contingency Fund to the Medical-Dental Fund of the Winnebago County Coroner's 1995 Budget.

Submitted by:

PERSONNEL & FINANCE COMMITTEE and  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 408-196—Authorize Transfer of \$12,137 to Labor Fund of Winnebago County Child Support Budget**

WHEREAS, due to budgetary adjustments relating to the settlement of a lawsuit, labor costs within the Winnebago County Child Support Agency exceeded the budgeted amount within the 1995 Winnebago County Child Support Agency Budget in the amount of \$12,137; and

WHEREAS, a transfer of funds into said budgetary fund is necessary to balance that Agency's 1995 Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$8,010 from the Winnebago County Child Support Agency's Administrative Revenue Fund and \$4,127 from the Winnebago County 1995 Budget Fund Balance to the Labor Fund of the 1995 Winnebago County Child Support Agency Budget for the purpose of covering unanticipated labor costs.

Submitted by:

PERSONNEL & FINANCE COMMITTEE and  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 409-196—Authorize Sponsorship of Butte des Morts Conservation Club Wisconsin Lakes Management Planning Grant Application**

WHEREAS, the Butte des Morts Conservation Club, Inc., is a non-profit corporation dedicated to the rehabilitation and conservation of the natural resources of Lake Butte des Morts for public benefit; and

WHEREAS, the Butte des Morts Conservation Club supports rehabilitation and conservation efforts to promote increased public education and recognition of the need for responsible, holistic, long-range planning and improved management of the lakes resources for future public use; and

WHEREAS, the Butte des Morts Conservation Club intends to apply for a Wisconsin Lakes Management Planning Grant to assist in preparing a comprehensive management plan for the acquisition of approximately 1200 acres of privately owned property on the Lake Butte des Morts with said property to be held in public trust for natural resource improvement and conservation, and for use, visual pleasure and education of future generations of our descendants; and

WHEREAS, the Butte des Morts Conservation Club, through your Land Conservation Committee and the Winnebago County Land & Water Conservation Department, requests County sponsorship of a Wisconsin Lakes Management Planning Grant; and

WHEREAS, sponsorship of the Wisconsin Lakes Management Planning Grant, as proposed by the Butte des Morts Conservation Club, does not place any financial encumbrances nor obligations upon Winnebago County other than agreed to provisions for staff assistance in normal grant administration.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee be and hereby is authorized to sponsor a Wisconsin Lakes Management Planning Grant Application on behalf of, and as proposed by the Butte des Morts Conservation Club, Inc.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 410-196—Authorize Transfer of \$30,000 From Enhanced Funding Revenue Fund of Winnebago County Child Support Budget to Temporary Labor Fund of Winnebago County Child Support Budget**

WHEREAS, the Winnebago County Board of Supervisors pursuant to Resolution #4-494 authorized the funding of two full-time temporary positions in the Winnebago County Child Support Office; and

WHEREAS, the Winnebago County Child Support Agency applied to the State for enhanced funding to fund said positions in 1995; and

WHEREAS, actual funding for said positions from the State was not received until late 1995; and

WHEREAS, a budgetary transfer is necessary to transfer said funds received from the State to the Temporary Labor Fund of the Winnebago County Child Support Agency to pay for said positions.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$30,000 from the Enhanced Funding Revenue Fund of the Winnebago County Child Support Agency Budget to the Temporary Labor Fund of said Department's Budget for that purpose described above.

Submitted by:

PERSONNEL & FINANCE COMMITTEE and  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

**RESOLUTION NO. 411-196—Authorize Audit of Risk Management/Purchasing Department by Winnebago County Auditor**

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to conduct an audit of the Risk Management/Purchasing Department.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Widener and Rankin. CARRIED.

Supervisor King moved and it was seconded to adjourn to  
February 20, 1996 at 6:00 P.M. CARRIED BY VOICE VOTE.  
Meeting adjourned at 7:55 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that  
the foregoing is a true and correct copy of the Journal of the  
Winnebago County Board of Supervisors for their adjourned meeting  
held January 16, 1996.

Linda Wolfe  
Winnebago County Clerk



**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION**  
**COUNTY BOARD MEETING**  
**TUESDAY, FEBRUARY 20, 1996**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Lawson and Troxell. Supervisor Lawson moved and it was seconded to accept the minutes of January 3 and 16, 1996. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to adopt the agenda, but to consider Resolution 429-296 first, and Resolution 426-296 after 423-296. CARRIED BY VOICE VOTE.

**COMMUNICATIONS, PETITIONS, ETC.**

Petition for Zoning Amendment from Frederick W. Seelow for change from A-1 to A-2 for a home site was referred to the Planning & Zoning Committee.

Notice of claim from James R. Brownson regarding alleged persecution for his religious beliefs by the Winnebago County Sheriff's Department was referred to the Personnel & Finance Committee. Notice of Claim from Jeffrey G. Schmiedel regarding misrepresentation by County on the sale of real estate was referred to the Personnel & Finance Committee. Notice of Claim from Steven J. Eichhorst, Vice

President of Central Temperature Equipment Service, Inc. regarding damage to the company vehicle by a Winnebago County Highway Department snowplow was referred to the Personnel & Finance Committee. Notice of Claim from Paul D. Schumacher, Patricia A. Schumacher, DBA Schumacher's Excavating & Masonry regarding alleged overcharges at the Winnebago County Landfill was referred to the Personnel & Finance Committee. Notice of Claim from KCL, a minor, by Rebecca Bunnell, his mother and natural guardian, and Rebecca Bunnell, individual, regarding physical and psychological injuries allegedly sustained due to negligence by the Winnebago County Department of Human Services was referred to the Personnel & Finance Committee.

A notice of meeting on Gangs and Youth Violence: The Challenge Facing Oshkosh to be held February 27, 1996 at the Oshkosh Convention Center was placed on file. A letter from the U.S. Department of the Interior regarding the Eureka Lock and Lock Tender's House was placed on file. A letter from Representative Gregg Underheim regarding the implementation of the Medical Assistance Home Health Care Cap was placed on file. A letter from the National Association of Counties regarding InfoRamp, an on-line information service, was placed on file.

#### **MADISON UPDATE**

Senator Mike Ellis addressed the Board and spoke on the tragedy of America and democracy in that too many citizens today do not take time to exercise their right to vote. He said federal government has to stop mandating on the states and states have to stop mandating onto the counties. He would like to develop a partnership between the federal, state and county governments to work as equals to solve problems. He praised Senator Buettner as being his right-hand person and the conscience of the Senate. The number one item to be voted on in the Senate is the W-2 Program, which Senator Buettner is working very hard to put into final form.

Senator Carol Buettner serves as Chairman of the Health and Social Services Committee in Madison and has worked on a county managed services bill - AB 244. In the past, counties were liable for whatever costs were incurred for children in protective placements and had no input. Ab 244 was passed two months ago to allow the County Department of Social Services to manage its cost effectiveness and make judgments on the care of persons in need.

Senator Buettner said the old Children's Code focused on reuniting the biological family whenever possible. Now we are saying the best interests of the child is most important. They are looking at permanent placements of children, informal dispositions and providing help to families at an earlier point in time. They are working to change the fact that foster parents cannot receive historical or medical information on the foster children in their care.

Under Wisconsin Works, no longer will individuals receive a benefit check without working for it. Fond du Lac County has had tremendous success with their pilot program. More than 300 individuals have been placed in jobs in one year, with only 17 of those in minimum wage jobs. Barriers to work will be removed and educational opportunities will be expanded. The maximum amount for life is a 5-year period of time that an individual can take advantage of the benefits in W-2. Funding for child care under W-2 has increased from \$55,000,000 to \$130,000,000. Health care benefits will be paid for a longer time than before under this program. Winnebago County will have performance standards to meet. If the County Board chooses to opt out of the W-2 program, they can. Private companies could bid in those counties that do not participate in W-2. Seven public hearings have been held on W-2.

Supervisor Diakoff asked what the program is going to cost and what will it cost the county. Senator Buettner stated the amount of money will be based on performance. The county will be reimbursed for placing people in jobs. There is no set dollar amount. The state will enter into a two-year contract with counties. There is an administrative cost with the program. Employers will receive 80% of the hourly wage paid to a participant. She said the welfare rolls have gone down 32% in the past 7 years. Supervisor Widener asked if exceptions will be made for parents of disabled children. Senator Buettner felt exceptions would be made for extreme cases. Supervisor Sundquist asked if the poverty levels were set by the state or federal government and Senator Buettner said they were set by federal government.

Supervisor Wagner asked if the prisoners who are currently working in civilian jobs would affect the W-2 program. Senator Buettner didn't know of any conflicts with the W-2 program. Supervisor O'Brien asked what happened to those people who "fall through the cracks" in this program. Senator Buettner said if they are not fulfilling their obligations according to the regulations set, they will be docked \$4.25 per hour.

### **COMMITTEE REPORTS**

Supervisor Rengstorf announced the Judiciary & Public Safety Committee will meet on February 26, 1996 at 8:30 A.M. to discuss rule changes. Supervisor Barker reported that Dolly, the leader dog for the blind that was at a County Board meeting last year has been placed with a blind person in Michigan. She attended a public hearing on a proposed bill on water quality being introduced by Assemblyman Mike Powers. It is very complex and would eliminate current grants for water pollution. Those funds would be available to local governments and private organizations.

Supervisor Pech invited supervisors to the WinnebagoLand Focus meeting February 24, 1996 at 8 A.M. at The Pioneer Inn. Supervisor Widener stated the Living Health Program which we purchased for \$150,000 is in effect. All four sites will be in operation by next Monday. People in rural areas now have the home handivan available to them. Supervisor Montgomery stated he would like County Board input into proposed state legislation prior to the hearings on it. He is concerned about the block granting system for health care.

Supervisor Albrecht reported he went to Washington, D.C. with Duncan Henderson and met with the new Acting Administrator of the FAA. They emphasized Wittman Field is a unique airport and that all airports don't meet the funding requirements but have different needs. He felt the meeting was very favorable and positive.

Supervisor Wagner thanked the Property Management & Maintenance Committee for the work they did on the Administration Building remodeling project.

### **PUBLIC HEARING**

Highway Commissioner Ray Grigar spoke in support of Resolution 429-296. Sheriff Brooks reported a tremendous increase in the jail and Huber facility population. He asked the County Board to begin making plans for the future to prevent overcrowding or having to send prisoners to other facilities. State law does not allow using the Huber facility to ease overcrowding in the Jail. Only people with Huber privileges may be housed in the Huber Facility.

### **COUNTY EXECUTIVE'S REPORT**

County Executive Steinhilber thanked the Board for the plant he received following his recent surgery. Winnebago County had a 2.9% unemployment rate in December, which is extremely low. He praised

Senator Buettner for her hard work in getting AB 244 - County Managed Services passed. A tour of the Administration Building was held this evening and the building should serve our needs for a long time. At Joe Maehl's suggestion, the name of the Administration Building will be the "Orrin H. King Administration Building". Supervisor Putzer asked how he intended to let the public know which offices are now housed in the Administration Building. Mr. Steinhilber stated it had received newspaper coverage and most likely will receive more.

He referred to Resolution 424-296 and explained that East Central Wisconsin Regional Planning Commission did an economic impact study of the Westside Arterial, which was distributed to the County Board members. He presented a Certificate of Achievement in Financial Reporting to Finance Director Chuck Orenstein.

## **COUNTY EXECUTIVE'S APPOINTMENT**

### **APPOINTMENT TO CITY OF OSHKOSH TID JOINT REVIEW BOARDS**

County Executive Steinhilber appointed Supervisor Terry Footit to the City of Oshkosh Tax Incremental Financing District #7 (Southwest Industrial Park) and District #9 (Washburn Street) Joint Review Boards.

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

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

Chairman Maehl reported that District Attorney Joe Paulus had the first meeting of the task force on gang problems. He explained the length of the term of a constitutional officer (Sheriff, D.A., Clerk of Courts, Treasurer, Register of Deeds, Coroner, County Clerk) can only be changed if passed by two consecutive sessions of the legislature and then by a referendum vote of the people.

The County Board resolution opposing the metric system was sent to our legislators in Washington, D.C., and the measure was defeated. If it had passed, it would have cost our county thousands of dollars for new road signs. He introduced Supervisor Klitzke's granddaughter from Shattuck School in Neenah. He said public approval is 63% for local officials, 49% for state officials and 22% for federal officials. He presented Ken Robl with a plaque for the Best County Loss

Ratio for the Winnebago County Highway Department from the Wisconsin County Mutual Insurance Association.

Chairman Maehl has a new office in Room 160 of the Courthouse (formerly the Corporation Counsel's Office). Appointments to see him are not necessary.

The Annual County Sale will be held March 2, 1996 from 9 A.M. to 3 P.M. at the Expo Center. Viewing of items by County Board members and Department Heads will be on March 1, 1996 at 11 A.M.

Included in the proposed County Board Rule changes will be the re-creation of the Governmental Relations Committee, which will meet once a month.

### **ZONING REPORTS & ORDINANCES**

**REPORT NO. 001.** A report from Planning & Zoning Committee re: rezoning to P-1 (Institutional & Recreational Park) for property addition to existing Town Hall property. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE 02-01-96.** A request from Arthur Larsen for zoning change from R-1 Rural Residential District (Single-family, non-subdivided) to P-1 Institution & Recreational Park District. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**REPORT NO. 002.** A report from Planning & Zoning Committee re: rezoning to R-1 (single family, non-subdivided) for sale to adjacent owner. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE 02-02-96.** A request from Leonard Baer for zoning change from A-1 Agri-Business District (Farmland Preservation) to R-1 Rural Residential District (Single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**REPORT NO. 003.** A report from Planning & Zoning Committee re: rezoning to R-1 for single family dwelling. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.** (Supervisor Schaidler voted nay.)

**AMENDATORY ORDINANCE 02-03-96.** A request from Robert Buser for zoning change from A-1 (Agri-Business District - Farmland Preservation) to R-1 (Rural Residential District (Single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.** (Two nay votes were cast.)

**AMENDATORY ORDINANCE 4.** A request from the Town of Vinland on behalf of Marty Nikodem for rezoning from A-2 to B-1. Motion by Supervisor Hue and seconded to adopt. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE 5.** A request from the Town of Vinland on behalf of Dale and Marlys Swenson for rezoning from A-1 to A-2. Motion by Supervisor Hue and seconded to adopt. **CARRIED BY VOICE VOTE.**

### **REPORTS, RESOLUTIONS & ORDINANCES**

#### **RESOLUTION NO. 412-296 — Accept Grant From State Of Wisconsin For Funding Of County Veterans' Service Officer Position**

WHEREAS, the State of Wisconsin pursuant to Sec. 45.43(7), Wisconsin Statutes, invites applications on an annual basis by counties to the Wisconsin Department of Veterans Affairs for a grant for the improvement of service to former military personnel of the County through the County Veterans Service Office; and

WHEREAS, the Veterans Service Office of Winnebago County has submitted an application for a County Veterans Service Officer's Grant, pursuant to said statute, for funds since 1973; and

WHEREAS, the County Veterans Service Office have received and used such funds since 1973 to fund the employment of Veterans Service Officers within that agency.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby authorize the Veterans Service Office of Winnebago County to apply for and accept a grant from the Wisconsin Department of Veterans Affairs in the amount of \$5,000.00 for the purpose of improving service to former military personnel of the County through the County Veterans Service Office, as is provided pursuant to Section 45.43(7), Statutes.

Submitted by:

**JUDICIARY & PUBLIC SAFETY COMMITTEE**

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Lawson and Troxell. **CARRIED.**

#### **RESOLUTION NO. 413-296 — Authority to Execute 1996-1998 Labor Agreement With the Winnebago County Courthouse**

**Employees' Association**

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a three-year Agreement on behalf of Winnebago County and the Winnebago County Courthouse Employees' Association for the years 1996, 1997 and 1998 effective January 1, 1996, which Agreement will provide the following major changes from the previous Agreement:

1. Term:  
Three years commencing January 1, 1996.
2. Wages:  
1996: 3% across-the-board commencing January 1, 1996.  
1997: 3% across-the-board commencing January 1, 1997.  
1998: 3% across-the-board commencing January 1, 1998.
3. Pay Plan Restructuring
  - a. Over the term of the Agreement, Pay Range 2 is to be merged into pay range 3 (\$0.16 per hour in 1996 and \$0.16 per hour in 1997)
  - b. Over the term of the Agreement, Pay Range 4 is to be merged into Pay Range 5 (\$0.15 per hour in 1996 and \$0.14 per hour in 1997)
  - c. Merged Pay Range 3 is to be increased by an additional \$0.05 per hour in 1998)
  - d. Current Pay Range 6 is to be increased by an additional \$0.15 per hour in 1996 and \$0.15 per hour in 1997.
  - e. The minimum rate in all pay ranges is to be frozen for the years 1996 and 1997.
  - f. In 1996 a new pay step is to be inserted within each pay range between the minimum and maximum rates and all pay steps are to be adjusted to provide for an even spread between pay steps.
  - g. Four positions are to be "red circled" in 1996 and seven positions are to be "red circled" in 1997.
4. LONGEVITY PAY  
Longevity pay is eliminated for persons hired after January 1, 1992.
5. POSITIONS REMOVED FROM THE BARGAINING UNIT  
Effective January 1, 1996, the positions of Judicial Assistant and Victim/Witness Coordinator are removed from the Bargaining Unit. (this action affects seven personnel)

6. WISCONSIN RETIREMENT

The maximum County contribution rate toward the employee share of Wisconsin Retirement is increased from 6.2% to 6.5%.

7. VACATIONS

Effective January 1, 1996, the annual vacation entitlement for employees with ten years of service will be four weeks. (Previously, employees received four weeks of vacation after eleven years of service).

8. RECLASSIFICATION

Effective January 1, 1996, the Clerk Typist assigned to the Materials Recycling Facility will be reclassified from Pay Range 1 to Pay Range 2.

9. GOOD FRIDAY HOLIDAY

Effective January 1, 1996 the Good Friday holiday has been redefined as consisting of 3.5 hours. (Previously this holiday was defined as a half day or 3.75 hours.)

In addition to the foregoing, the new Agreement includes minor revisions to the section entitled "Agreement" and to the articles covering agreement, salary and job classification, holidays, negotiations, and to the appendices covering the salary and classification schedule.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.  
Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 414-296 — Create Position of Assistant Corporation Counsel and Eliminate Contracted Position of Attorney: Child Support Office**

WHEREAS, for the past four years the Child Support Office has been employing an attorney as an independent contractor to provide legal services to the Office; and

WHEREAS, it has been determined that the current contractual arrangement for legal services in the Child Support Office may not, in the future, meet certain legal tests regarding independent contractors and therefore should be converted into a regular employment position within the Table of Organization.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago

County Board of Supervisors, that there be, and hereby is created a position of Assistant Corporation Counsel; and

BE IT FURTHER RESOLVED, that this position be primarily assigned to the Child Support Office and be under the day-to-day direction and supervision of the Director of Child Support; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this position be transferred from within the budget of the Child Support Office from the budget category for professional services to the budget category for wages and fringe benefits.

Submitted by,  
JUDICIARY AND PUBLIC SAFETY COMMITTEE AND  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36  
Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 415-296 — Authorize Fox River/Rush Lake  
Priority Watershed Project Application**

WHEREAS, polluted runoff from agricultural and urban lands continues to contribute to water quality degradation in the lakes, rivers, and streams of Winnebago County; and

WHEREAS, your County Board has demonstrated a commitment toward protecting and improving the quality of our unique surface water resources by: 1) supporting the Winnebago Comprehensive Management Plan (1989); and 2) by authorizing your Land & Water Conservation Department to administer the Arrowhead River/Rat River/Daggets Creek Watershed Project (1990), the Fond du Lac River/Winnebago West Watershed (1995), and the Pine River/Willow Creek Watershed (1995); and

WHEREAS, the Secretary of the Wisconsin Department of Natural Resources continues to recognize the importance of clean water to the citizens and economy of northeast Wisconsin and, as such, has endorsed an accelerated Fox-Wolf Basin Nonpoint Source Pollution Abatement Initiative; and

WHEREAS, your Land Conservation Committee and the County Executive have received notification from the Department of Natural Resources that the Fox River/Rush Lake watershed area in Winnebago County is ranked as high priority for management and possible selection by the Wisconsin Land & Water Conservation Board in the year

2000; and

WHEREAS, based on objectives of the Winnebago Comprehensive Management Plan, documentation and ranking of water quality problems and the anticipated extent of water quality improvements to be obtained, your Land Conservation Committee recommends that an application for the Fox River/Rush Lake Watershed be submitted for consideration in the Wisconsin Priority Watershed Program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee be and hereby is authorized, on behalf of Winnebago County, to submit an application to the Wisconsin Priority Watershed Program for the Fox River/Rush Lake Watershed Project.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 416-296 — Commendation to James Damerow**

WHEREAS, James Damerow has been employed with the Sheriff's Department of Winnebago County, for the past twenty-seven years and seven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, James Damerow 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 it hereby is extended to James Damerow for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to James Damerow.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.

Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 417-296 — Disallow Claim of Peter Donner**

WHEREAS, your Personnel and Finance Committee has had the claim of Peter Donner 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 Peter Donner dated January 11, 1996, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Withdrawn by Supervisor Diakoff.

**RESOLUTION NO. 418-296 — Application for Aids from Wisconsin Department of Natural Resources: Stewardship Program and Land and Water Conservation Program**

WHEREAS, the Winnebago County Parks Department is interested in acquiring and/or developing lands for public outdoor recreation purposes; and

WHEREAS, Winnebago County has projects which meet the funding criteria, namely purchase of property adjoining a marshland preserve, and development of the WIOUWASH Recreation Trail; and

WHEREAS, Winnebago County has budgeted a sum sufficient to complete the projects in the 1996 budget.

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

BE IT FURTHER RESOLVED that Winnebago County will comply with state and federal rules for the programs; may perform force account work, will maintain the completed project in an attractive, inviting and safe manner; will keep the facilities open to the general public during reasonable hours consistent with the type of facility;

and will obtain from the Wisconsin Department of Natural Resources or the National Park Service approval in writing before any change is made in the use of the project site.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lawson and seconded to adopt. Ayes: 36.  
Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 419-296 — Application For Aids From Wisconsin Department of Natural Resources: National Recreation Trails Act**

WHEREAS, the Winnebago County Parks Department is interested in acquiring and/or developing lands for public outdoor recreation purposes; and

WHEREAS, Winnebago County has a project which meets the funding criteria, namely development of the Oshkosh to Westwind Road section of the WIOUWASH Recreation Trail; and

WHEREAS, Winnebago County has budgeted a sum sufficient to complete the project in the 1996 budget.

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

BE IT FURTHER RESOLVED that Winnebago County will comply with state and federal rules for the program; may perform force account work, will maintain the completed project in an attractive, inviting and safe manner, will keep the facilities open to the general public during reasonable hours consistent with the type of facility; and will obtain from the Wisconsin Department of Natural Resources or the National Park Service approval in writing before any change is made in the use of the project site.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lawson and seconded to adopt. Ayes: 36.

Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 420-296 — Application for Aids from Wisconsin Department of Natural Resources: County Fish and Game Aids - Waukau Creek Property, Shoreline Rip Rap Project**

WHEREAS, the Legislature of the State of Wisconsin enacted legislation providing for allocation to the respective counties in the state on an acreage basis for the county fish and game projects on the condition that the counties match the state allocation; and

WHEREAS, Winnebago County desires to participate in county fish and game projects pursuant to provisions of section 23.09(12) of the Wisconsin Statutes; and

WHEREAS, Winnebago County has a project which meets the funding criteria.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive be and he hereby is authorized to submit an application, on behalf of Winnebago County, to the Department of Natural Resources for such funding aids as may be available and to take whatever action is necessary to complete the aforementioned Waukau Creek shoreline rip rap project.

BE IT FURTHER RESOLVED that Winnebago County will comply with state and federal rules relating to the project, may perform force account work and will maintain the completed project in a safe manner.

BE IT FURTHER RESOLVED that the Winnebago County share of the cost for this project be made available from funds budgeted for that person in the 1996 budget.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lawson and seconded to adopt. Ayes: 36.  
Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 421-296 — Application for Aids from Wisconsin Department of Natural Resources: Buoy Purchase Project**

WHEREAS, Winnebago County recognizes that properly marked waterways are necessary for safe recreational boating; and

WHEREAS, Winnebago County is involved in placing buoys for recreational boating; and

WHEREAS, financial assistance is available from the Wisconsin Department of Natural Resources for purchasing buoys.

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

BE IT FURTHER RESOLVED that Winnebago County will comply with state and federal rules relating to the project, may perform force account work and will maintain the completed project in a safe manner.

BE IT FURTHER RESOLVED that the Winnebago County share of the cost for this project be made available from funds budgeted for the purpose in the 1996 budget.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lawson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 422-296 — Authorize Transfer of \$192,000 to Labor and Fringe Benefits Account of Winnebago County Sheriff's Department Budget**

WHEREAS, funds for new positions within the 1995 Winnebago County Sheriff's Department Budget were inadvertently omitted from that budget; and

WHEREAS, the Winnebago County Sheriff's Department's Labor and Fringe Benefits Accounts are underbudgeted for the 1995 budgetary year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$13,000 from the Travel Expense Fund of the Winnebago County Sheriff's Department Budget, \$7,000 from the Other Expense Fund of said Budget ; \$9,000 from the Capital Expenditures Fund of said Budget \$32,298 from the Winnebago County Budget Fund balance;

\$80,638 from the Winnebago County Salary Contingency Fund and \$50,064 from the Contingency Fund of the 1995 Winnebago County Budget to the following funds in the following amounts:

Labor Accounts Fund of the Winnebago County Sheriff's

Department 1995 Budget - \$136,000;

Fringe Benefits Account of the Winnebago County Sheriff's

Department 1995 Budget - \$56,000.

Submitted by:

PERSONNEL & FINANCE COMMITTEE AND  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.  
Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 423-296 — Authorize Transfer of \$11,000 To Labor and Fringe Benefit Accounts - Winnebago County Public Health Department (HIV Outreach Program)**

WHEREAS, the Winnebago County Health Department has received \$11,000 in grant funds from the State of Wisconsin for the purpose of operating an HIV Outreach Program; and

WHEREAS, it is necessary to transfer said funds to the Winnebago County Health Department's Labor, Fringe Benefit and other accounts for the purpose of operating said program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the sum of \$11,000 is hereby authorized transferred from the Grants Account of the Winnebago County Health Department Budget to the following accounts within the Winnebago County Health Department Budget in the following amounts:

Labor	\$7000.00
Fringe Benefits	\$2527.00
Printing & Duplicating	\$ 50.00
Subscriptions	\$ 68.00
Registration & Tuition	\$ 50.00
Auto Allowance	\$ 493.00
Budget Fund Balance	\$ 812.00

Submitted by:

PERSONNEL & FINANCE COMMITTEE  
AND BOARD OF HEALTH

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Planalp moved to amend line 18 after "budget" and add "for the year 1996 only. Vote on amendment: Ayes: 28. Nays: 8 - Lawson, Kollath, Widener, Frassetto, Rankin, Koziczkowski, Brennand, Maehl. Excused: 2 - Lawson and Troxell. AMENDMENT CARRIED. Vote on resolution as amended: Ayes: 36. Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED AS AMENDED.

**RESOLUTION NO. 424-296 — Authorize Audit of Quantitative and Qualitative of Impact of West Side Arterial**

WHEREAS, the proposed West Side Arterial Highway will have a substantial monetary impact upon Winnebago County's Budget in the years to come; and

WHEREAS, your undersigned supervisor believes that no thorough study has been done as to the impact of the proposed West Side Arterial on Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to perform an audit and report to the Board of Supervisors as to the quantitative and qualitative impact of the proposed West Side Arterial Highway upon Winnebago County.

Submitted by:

THOMAS PECH, JR.

WINNEBAGO COUNTY BOARD SUPERVISOR

DISTRICT #12

Withdrawn by Supervisor Pech.

**RESOLUTION NO. 425-296 — Authorize Audit of Cellular Telephone Use By Winnebago County Employees and Officials**

WHEREAS, Winnebago County spends a considerable amount of monies each year upon cellular telephone service which is utilized by officials and employees of Winnebago County; and

WHEREAS, your undersigned supervisor believes that a study of said usage and the cost thereof should be made by the Winnebago County Auditor so as to provide the Winnebago County Board of Supervisors with statistical information which can be used to formulate future budgets.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago

County Board of Supervisors that it hereby authorizes and instructs the Winnebago County Auditor to conduct an audit and prepare a report as to the usage of cellular telephones by Winnebago County employees and officials and the costs thereof to Winnebago County.

Submitted by:

DAVID ALBRECHT

WINNEBAGO COUNTY BOARD SUPERVISOR

DISTRICT #11

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Hue to amend to include an audit of all telephone service. Vote on amendment: Ayes: 7 - Hue, Kollath, Metzsig, Savas, Wagner, Sievert and Watry. Nays: 29. Excused: 2 - Lawson and Troxell. AMENDMENT LOST. Vote on resolution: Ayes: 31. Nays: 5 - Diakoff, Finch, Hue, King, Montgomery. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 426-296 — Authorize Transfer of \$10,750 from Grants Fund, Winnebago County Health Department Budget**

WHEREAS, grant funds have been received from the State of Wisconsin for the purpose of funding the Housing Opportunities for Persons With AIDS Program for the 1996 budget year; and

WHEREAS, said funds need to be transferred from the Grants Fund of the Winnebago County Health Department to other funds to allow their utilization.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$10,750 from the Winnebago County Health Department's Grants Fund, with \$10,000 of said funds to be transferred to the Other Contractual Fund and \$750.00 to be transferred to the Budget Fund Balance of the Winnebago County Health Department for the 1996 budget year for the purpose of funding the Housing Opportunities for Persons with AIDS Program.

Submitted by:

PERSONNEL & FINANCE COMMITTEE AND

BOARD OF HEALTH

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 427-296 — Authorize Transfer of \$16,425 from Contracted Services Fund of Winnebago County Department of Community Programs**

WHEREAS, for budget year 1996, the Winnebago County Department of Community Programs budgeted costs associated with vocational services for persons with a severe mental illness from the standpoint that all services would be provided through a contracted provider; and

WHEREAS, in order to save a 3% administrative charge levied by the contract agency, certain services can be provided through the Winnebago County Department of Community Programs; and

WHEREAS, this resolution authorizes the transfer of monies for the purpose of realizing said savings.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$16,425 from the 1996 Winnebago County Department of Community Programs Budget, Contracted Services Fund, to the following funds within the Winnebago County Department of Community Programs Budget in the following amounts:

Professional Liability Insurance . . . . .	.\$ 2,625
Automobile Allowance . . . . .	.\$10,000
Small Equipment . . . . .	.\$ 600
Office Supplies . . . . .	.\$ 500
Subscriptions . . . . .	.\$ 500
Registration . . . . .	.\$ 2200

Submitted by:  
PERSONNEL & FINANCE COMMITTEE AND  
COMMUNITY PROGRAMS BOARD

Withdrawn by Supervisor Schwartz.

**RESOLUTION NO. 428-296 — Adopt Winnebago County Investment Policy**

WHEREAS, Winnebago County has never officially adopted an investment policy; and

WHEREAS, the adoption of an investment policy would provide

operating guidelines as to the investment of County funds for the Winnebago County Treasurer to follow; and

WHEREAS, the adoption of an investment policy is a sound financial practice that Winnebago County should avail itself of; and

WHEREAS, the adoption of the proposed investment policy would protect Winnebago County Taxpayers against unsound investments which have had a detrimental financial effect upon other counties and municipalities throughout the country.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts the Winnebago County Investment Policy which is hereby attached and incorporated by reference.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. County Treasurer Burt Schmidt explained the format for this policy was developed from the Governmental Finance Officers Association, from other municipalities and from the Statutes. He received input from the Finance Director, Auditor and Personnel and Finance Committee. Vote on resolution: Ayes: 36. Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 429-296 — Authorize Approval of Agreement Between the Town of Menasha and Winnebago County Re: West Side Arterial**

WHEREAS, the Town of Menasha has proposed an agreement whereby Winnebago County will provide and deed to the Town of Menasha right-of-way for an intermodal pedestrian facility within the West Side Arterial; and

WHEREAS, in exchange for this provision of right-of-way, the Town of Menasha will accept jurisdictional responsibility for those portions of County Highway "PP" and County Highway "II" located within the Town of Menasha; and

WHEREAS, your undersigned Committee believes that said agreement will be mutually beneficial to both parties.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed agreement between Winnebago County and the Town of Menasha

which is herewith attached and incorporated as a part of this resolution, relating to the construction of a right-of-way for an intermodal pedestrian facility within the West Side Arterial Highway and in relationship to the transfer of jurisdictional responsibility for County Highway "PP" and County Highway "II" to the Town of Menasha.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 36.  
Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

**RESOLUTION NO. 430-296 — Authorize Transfer of \$157,802 from the Unreserved Fund Balance of the Winnebago County General Fund to the Winnebago County Health Insurance Fund.**

WHEREAS, the Self-Funded Health Insurance Plan for Winnebago County was underfunded in budget year 1993 by the amount of \$78,154 and in 1994 by the amount of \$79,648; and

WHEREAS, the County self-insurance consultant had believed initially that Winnebago County would recover such losses in succeeding years but that adjustments made to the funds were never sufficient to make the plan self-sustaining; and

WHEREAS, the self-funded plans have been phased out as of the 1996 calendar year; and

WHEREAS, losses relating to such plans will be charged back to departments where employees participated in these plans; and

WHEREAS, a budgetary transfer is required from an accounting perspective to cover said losses.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of the total amount of \$157,802 from the Unreserved Fund Balance of the Winnebago County General Fund to the Winnebago County Health Insurance Fund for the purpose of covering losses incurred in the Self-Funded Health Insurance Plan for the budget years of 1993 and 1994.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.

Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

Supervisor O'Brien moved and it was seconded to convene in Closed Session, pursuant to Sec. 19.85(1)(c), Stats., for the purpose of considering employment or performance data relating to County employees over whom the Board has jurisdiction or exercises responsibility and pursuant to Sec. 19.85(1)(f), Stats., for the purpose of considering financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of personnel problems or the investigation of charges against specific persons which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations. Ayes: 35 - Rengstorf, Footit, Barker, Crowley, Diakoff, Finch, Pech, Kramer, Hue, Lawson, Kollath, Klitzke, Montgomery, Planalp, O'Brien, Egan, Griesbach, Metzsig, Putzer, Schaidler, Robl, Savas, Schwartz, Widener, Frassetto, Sundquist, Rankin, Wagner, Sievert, Watry, Arne, Koziczowski, Brennand, Albrecht, Maehl. Nays: 0. Excused: 2 - Lawson and Troxell. CARRIED.

The County Board went into closed session at 9:00 P.M. At approximately 10 P.M., the County Board convened in Open Session.

Supervisor King moved and it was seconded to adjourn to March 12, 1996 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:05 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin     )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held February 20, 1996.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**SPECIAL ORDERS OF BUSINESS SESSION**  
**COUNTY BOARD MEETING**  
**TUESDAY, MARCH 12, 1996**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 35 present. Excused: 3 - Kramer, Barker and Rankin.

Supervisor Planalp moved and it was seconded to adopt the agenda, but to have the Washington Update by Marlene Mielke first.  
**CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from Thomas O. Metz regarding damage to property by a Highway Department snowplow was referred to the Personnel & Finance Committee. Notice of 1996 International Trade, Business and Economic Development Conference on May 30-31 in Cable, Wis. was read and filed. An Agricultural Impact Statement on building an Elementary/Middle School in the Oshkosh School District was received and placed on file.

**COMMITTEE REPORTS**

Supervisor Wagner congratulated Patty Maehl on her 1996 Distinguished Service Award from WAHSA. Supervisor Lauson

reported work has begun on the expansion at the Expo Center and it should be completed by the time of the County Fair.

#### **PUBLIC HEARING**

Lynne Webster, 3843 Red Oak Court, Oshkosh, WI spoke in support of the Historic Preservation Ordinance. Sylvia Martin, 9088 Clayton Avenue, Town of Menasha, WI spoke in support of the Historic Preservation Ordinance and read a letter from Robert and Darlene Bowman, 9457 Clayton Avenue, Town of Menasha, WI in support of the ordinance.

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

Chairman Maehl reported that Supervisor Kramer is hospitalized and wished him a speedy recovery. He thanked the Board for their birthday wishes, cake and song. He reported he gave a presentation on the County's GIS System to the National County Clerks and Records Association in Washington, DC. Officials from Oregon and Washington were interested in coming to see the system. He presented Supervisor Sievert with a "Friend of Land Records Award" from the Wisconsin Land Information Association. He read a letter from Student Amanda Anderson (Supervisor Klitzke's granddaughter) thanking the Board for their kindness and helpfulness when she attended a County Board meeting.

#### **COUNTY EXECUTIVE'S REPORT**

County Executive Steinhilber met with personnel from the DNR regarding their space needs at the new Sunnyview building. He feels it would be appropriate to plan together with the DNR to build a building to house the DNR with the Sunnyview offices. It could be a co-owned facility, or the DNR could lease from the County. It will take time and may slow up the progress on the Sunnyview building. He will work closely with the DNR in the planning of a new building.

#### **REPORTS, RESOLUTIONS AND ORDINANCES**

**RESOLUTION NO. 431-396 — Authorize Granting of Easements to City of Oshkosh (Sanitary Sewer and Water Main - Winnebago County Recreational Trail)**

WHEREAS, the City of Oshkosh is presently in the process of installing sanitary sewer and water mains west of Highway 110 in the Ryf Road area; and

WHEREAS, it is necessary that said sanitary sewer and water mains cross the Winnebago County Recreational Trail; and

WHEREAS, the City of Oshkosh has asked that Winnebago County grant it an easement to install said sanitary sewer and water main under the Winnebago County Recreational Trail immediately south of the trail's intersection with Ryf Road; and

WHEREAS, your undersigned Committee has reviewed those easements prepared by the City of Oshkosh with regard to the construction, maintenance and installation of said sewer and water mains and believes that it would be in the best interest of the residents of Winnebago County that said easements be granted.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute the easements which are herewith attached for the purpose of granting to the City of Oshkosh the right to construct, maintain, repair and operate a sanitary sewer and water main over, through and upon a part of the Winnebago County Recreational Trail which is located south of Ryf Road in the City of Oshkosh, a legal description of said property being as contained in the easements which are herewith attached and incorporated as a part of this resolution.

Submitted by:

**PARKS AND RECREATION COMMITTEE**

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Kramer, Rankin and Barker. CARRIED.

#### **WASHINGTON REPORT - MARLENE MIELKE**

Marlene Mielke, representative from Sen. Herb Kohl's office, gave a legislative update to the Board. She reported that Sen. Kohl's top agenda item in 1989 when elected was balancing the budget. He continues to work on that priority. He serves on the Centres Committee to craft a budget that is balanced which will not cut education. He funds the Kohl Scholarship Foundation which provides \$300,000 yearly to students, teachers and schools. He has worked to restore juvenile crime prevention funding. He has worked on the crime bill, but had to vote against it as it was poorly written. He voted against the Northeast Dairy Compact which would have adverse affects on Wisconsin dairy-men. He supports welfare reform, and favors block grants to move

people to jobs. On energy assistance for the elderly, the Senator worked to restore some of the \$40 million dollars cut for Wisconsin and was able to eliminate monthly payments in support of payments as needed during the winter months. The errors in the Census hurts Wisconsin and we could lose a Congressional seat and federal funding based on population. The Supreme Court should issue a ruling very soon on this. The Federal Safe Drinking Act still includes research money for cryptosporidium through the support of the Senator. The Senator will testify at a Sub-Committee on Education, and debated the District of Columbia appropriation bill today. A Health Bill will be introduced tomorrow by Senators Kennedy and Kassenbaum. Senators Kohl and Feingold will be invited to a County Board meeting this fall.

#### **WELFARE REFORM**

Marilyn Odegard of the Department of Health and Social Services in Green Bay gave a presentation on the new W-2 Program. She gave a history of the AFDC program which will be changed with the W-2 Program. She stated the Learnfare Program was the least popular and least successful program to date. It mandated that children of AFDC recipients must attend school. One of the most successful programs is Children First, which focuses on the non-custodial parent. Community service work experience is being ordered by the court if the parent is not working. Eighty percent of the non-custodial parents have begun paying child support.

Work, Not Welfare is a pilot program in Fond du Lac and Pierce County. It has time limits on AFDC. The recipient must work and they can get job training. They can receive 2-years benefits over a 4-year period of time. Fond du Lac has experienced a 38% reduction in cases. Another pilot program in 4 counties is the Parental and Family Responsibility Program. Young parents must both assume responsibility for their children. This program has been very successful. Work First is in place statewide and promotes self-sufficiency and pay for performance.

Under W-2, the job program would be: 1) unsubsidized jobs for AFDC recipients, with assistance with health care, child care, earned income tax credit and child support. 2) Trial Jobs - the employer would get \$300/month and the employee would be a minimum wage. 3) Community service jobs - jobs will have to be developed for the workers for 2 years maximum at 75% of minimum wage. 4)

Transitional - people with mental health/alcohol problems, physical disabilities and other problems would work but they would receive treatment also. It will be time limited. For every hour they miss in counseling or treatment, they will be docked at \$4.25/hour and they could be reduced to zero food stamps.

The County has the right of first refusal on taking over W-2. The County must subcontract with the agency that provides the employment part of it. The County does not have to put in any county money. It is supposed to be fully funded. The County will receive allocations based on population. There will be some strings attached, but mainly the county can determine how to administer the program. Ms. Odegard recommended the county should be sure there is adequate day care available. A Steering Committee is needed to oversee Children's Services. They will need to create the jobs for the program. The County will have to look at mentor programs and support programs for AFDC recipients. In 1997, there will be a competitive bidding process for the W-2 program.

#### **HISTORIC PRESERVATION ORDINANCE**

Bob Braun, Zoning Administrator, stated the Historic Preservation Ordinance was referred back to the Planning & Zoning Committee by the County Board last summer for further discussion and work with the Historic Preservation Task Force. It will be on the Planning & Zoning Committee's Deliberative Agenda in April. Once a building is covered by the Historic Preservation Ordinance, the owner would have to go through a zoning change and it would have to be approved by the County Board to get it out. Terry Laib, 1547 Washington Avenue, Oshkosh, WI spoke as a member of the Historic Preservation Task Force. They have been working on the ordinance for 2-1/2 years. They are trying to protect rural and archeological sites because there are no tools presently to do this. He explained some of the intricacies of the ordinance. Supervisor Montgomery asked to receive the ordinance earlier than the County Board packet when it is ready to send out since it is so lengthy. Supervisor Schaidler asked what cities have a Historic Preservation Ordinance and what is their experience? Supervisor Widener stated the City of Neenah has one and feels there has been some cultural and economic benefit from it. Supervisor Planalp expressed concern that the ordinance only covers the 7 townships that are under the County Zoning Ordinance and not the entire county. Supervisor Metzger would like to receive information on a spe-

cific case where someone received tax credit for their property.

**SUNNYVIEW BUILDING UPDATE**

David Schmidt, County Planner, presented two sketches of preliminary plans for a new Sunnyview Building, planned to be built on County Road Y adjacent to the County Fairgrounds on county-owned property. Bray & Associates designed the concepts of a one-story building, large enough to house the D.N.R. and the USDA Offices. A second story may be necessary. If the D.N.R. had not gotten involved, we could have started construction this spring. Now it may be a year or more before commencing construction. They will be working closely with the D.N.R. to determine their needs and plans.

Supervisor King moved and it was seconded to adjourn until March 26, 1996, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:30 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin     )  
County of Winnebago )ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held March 12, 1996.

Linda Wolfe  
Winnebago County Clerk

**Proceedings**  
of the  
**Board of Supervisors**  
of  
**Winnebago County**

**ADJOURNED SESSION**  
**COUNTY BOARD MEETING**  
**TUESDAY, MARCH 26, 1996**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Kramer, Robl and Putzer.

Supervisor King moved and it was seconded to accept the minutes of February 20, 1996, as corrected. Supervisor Lawson stated that Supervisor James Lauson's name was spelled incorrectly throughout the minutes. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda. **CARRIED BY VOICE VOTE.**

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of an April 9, 1996, "Family Impact Seminar" on welfare reform was read. Chris Kniep, UW-Extension, is the contact person for this seminar.

A letter was read from the National Association of County Recorders, Election Officials and Clerks (NACRC) thanking Joseph Maehl for attending their Land Records Interest Group meeting on March 2, 1996.

Information on an "Environmental Update" Seminar from the Wisconsin Counties Association was read. It will be held on April 29, 1996, in Wisconsin Rapids. Linda Wolfe asked that people interested in attending make reservations through her, because the cost goes down as more people register.

A memorandum from the Wisconsin Counties Association regarding 1996 WCA District meetings was read.

A notice of claim from James Stratton regarding alleged illegal confinement at the Work Release Center by the Winnebago County Sheriff's Department, was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Virginia Neubauer for change from A-2 to R-1 for a single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Milton Westphal for change from A-2 to B-3 for a recreational center--sales and services, was referred to the Planning & Zoning Committee. Petition for Zoning Amendment to the Winnebago County Town/County Zoning Ordinance from the Planning & Zoning Committee was referred to the Planning & Zoning Committee.

#### COMMITTEE REPORTS

Supervisor Wagner spoke to the Board about the recently publicized possibility of a sexual predator facility being built north of Oshkosh. She asked if Sen. Joseph Leean could speak to the Board about this issue.

Supervisor Montgomery called the Board's attention to Resolution No. 447-396 and its attachment that was placed on their desks.

Supervisor Barker told the Board that she had posters of the "Lower Wolf River Tourism Council Event Calendar" and asked people to take a copy to post.

Supervisor Rankin asked about the public sale held at the Expo Center on March 2, 1996. Iris Ost reported that the county made over \$4,000 at the sale, and that 25% of the items were selected by other departments. Sale of these items also freed up a lot of storage space.

Supervisor Lawson told the Board about the tour the Industrial Development Board took of Stainless Unlimited, Inc., in Omro. She was very impressed with the company's operation and their new expansion. She was also gratified by the fact that this is a company that the Industrial Development Board has helped.

Supervisor Lauson told the Board that Wisconsin Central Railroad

is taking their right-of-way between Neenah and Oshkosh off the market. The county had been negotiating to purchase this right-of-way for use as a recreation trail. Jeff Christensen is going to check into this further.

Supervisor Savas shared a report with the Board on her experiences at the NACo Convention in Washington, DC. She was very impressed by the convention and inspired being in the nation's capitol. Supervisor Savas thanked Chairman Maehl for giving the supervisors an opportunity to attend such a worthwhile event.

### **PUBLIC HEARING**

Ronald Miller, Chairman, Town of Nekimi, spoke in opposition of Resolution No. 432-396, "Authorize Closure of Portion of Knapp Street Road."

Dennis Wendt, Social Services Director, spoke in support of Resolution No. 442-396, "Create Section 9.23 of the General Code of Winnebago County - Compulsory School Attendance Ordinance."

Nancy Hartman, 3682 Waupun Road, Oshkosh, spoke in opposition of Resolution No. 432-396, "Authorize Closure of Portion of Knapp Street Road."

### **COUNTY EXECUTIVE'S REPORT**

Executive Steinhilber congratulated Supervisors Wagner and Sundquist on their re-election to the County Board.

Executive Steinhilber told the Board that the Phase IV plans for the Courthouse that were presented on January 16, 1996, are being reviewed and modified. Over-crowded offices and easy access by and good service to the public are all being taken into account. He hopes to have plans to present to the Board in the near future.

Executive Steinhilber told the Board that the juvenile detention statistics are back up. Chin & Associates will do a study of our juvenile procedures and facilities. A grant to cover the cost of this study is not available. However, it is a study that needs to be done.

Executive Steinhilber spoke to the Board regarding Resolution No. 432-396, "Authorize Closure of Portion of Knapp Street Road", stating that this is part of the approved Airport Master Plan.

Executive Steinhilber spoke in opposition of Resolution No. 443-396, "Establish an Undesignated Fund Balance Policy for the General Fund of Winnebago County," stating that this would reduce the flexibility of the County Board and possibly increase the tax levy.

Executive Steinhilber thanked Supervisor Montgomery for bringing the issue of Resolution No. 447-396, "Oppose State Intervention in Local Land Use Planning," to the attention of the Board.

Executive Steinhilber told the Board that his new office in the Orrin King Administration Building is completed and that he has moved in. He stated that there is \$35,000 left of the \$800,000 budgeted for renovating this building. Most of the furniture and equipment was moved from the old offices or were acquired in the WNL Building purchase.

Executive Steinhilber told the Board about the excellent paneling job Paul Berger, Maintenance Department, did in his new office. He told the Board that other work done by the Maintenance Department, such as moving computer lines and clean-up, had saved the County a lot of money.

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

Chairman Maehl congratulated Supervisors Wagner and Sundquist on their re-election. He noted that in this election, there was a 27% increase in the number of voters from the 1994 election.

Chairman Maehl called a ten minute recess and invited the Supervisors to have a piece of cake in celebration of their re-election.

#### **ZONING REPORTS & ORDINANCES**

**REPORT. NO. 001.** A report from Planning & Zoning Committee re: rezoning to A-2 for construction of a single family dwelling. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 03-01-96.** A request from Frederick Seelow for change from A-1 (Agri-Business District, Farmland Preservation) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE (1-NAY).**

**AMENDATORY ORDINANCE NO. 2.** A request from the Town of Omro on behalf of Brian & Kathleen Sabin for rezoning from A-1 to A-2. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

**AMENDATORY ORDINANCE NO. 3.** A request from the Town of Winneconne for amendments to the Zoning Ordinance of the Town of Winneconne. Motion by Supervisor Rengstorf and seconded to adopt. **CARRIED BY VOICE VOTE.**

**REPORTS, RESOLUTIONS & ORDINANCES****RESOLUTION NO. 432-396 — Authorize Closure of Portion of Knapp Street Road**

WHEREAS, Section 114.12, Wisconsin Statutes, provides that whenever a County owns all land or access rights on both sides of a street, it may, within the limits where it has ownership or access rights on both sides, vacate and close such public way by resolution of the governing body of the County and that no costs or damages shall be assessed against the County as a result of said closing; and

WHEREAS, Winnebago County owns all land on both sides of Knapp Street Road from the intersection of Knapp Street Road and Waukau Avenue to a point approximately 1500 feet south of the intersection of Knapp Street Road and Waukau Avenue; and

WHEREAS, it is necessary to close said portion of said roadway in order to accommodate the construction of taxiway P-2 which will be extended west approximately 1800 feet and will cross Knapp Street Road; and

WHEREAS, the Federal Aviation Administration has issued directives which preclude the joint use of Knapp Street Road for public vehicles and taxiway P-2 for obvious aircraft safety reasons.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes that Knapp Street Road in the Town of Nekimi, be closed from its intersection with West Waukau Avenue southerly to a point 1500 feet from said intersection pursuant to the authority provided to the County by Section 114.12, Wisconsin Statutes.

Submitted by:  
AVIATION COMMITTEE

Motion made by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Albrecht and seconded to substitute "Amended Resolution No. 432-396: Authorize Closure of Portion of Knapp Street Road." MOTION TO SUBSTITUTE CARRIED BY VOICE VOTE.

**AMENDED**  
**RESOLUTION NO. 432-396 — Authorize Closure of Portion of Knapp Street Road**

WHEREAS, Section 114.12, Wisconsin Statutes, provides that whenever a County owns all land or access rights on both sides of a street, it may, within the limits where it has ownership or access rights on both sides, vacate and close such public way by resolution of the governing body of the County and that no costs or damages shall be assessed against the County as a result of said closing; and

WHEREAS, Winnebago County owns all land on both sides of Knapp Street Road from the intersection of Knapp Street Road and Waukau Avenue to a point approximately 1500 feet south of the intersection of Knapp Street Road and Waukau Avenue; and

WHEREAS, it is necessary to close said portion of said roadway in order to accommodate the construction of taxiway P-2 which will be extended west approximately 1800 feet and will cross Knapp Street Road; and

WHEREAS, the Federal Aviation Administration has issued directives which preclude the joint use of Knapp Street Road for public vehicles and taxiway P-2 for obvious aircraft safety reasons.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes that Knapp Street Road in the Town of Nekimi, be closed from its intersection with West Waukau Avenue southerly to a point 1500 feet from said intersection at said point in time when taxiway P-2 construction commences, but not prior to the end of the 1996 Experimental Aircraft Association Convention, pursuant to the authority provided to the County by Section 114.12, Wisconsin Statutes.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 1 - Rengstorf. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 433-396 — Extend the Time Frame for the Temporary Position of Recycling Specialist by an Additional Nine Months: Solid Waste Management Department**

WHEREAS, the temporary position of Recycling Specialist was created in the Materials Recycling Division of the Solid Waste Management Department for the purpose of supporting municipal recycling programs and promoting the use of the County's solid waste

recycling facilities by area manufacturers, commercial businesses, apartments and haulers; and

WHEREAS, this position has assisted in development and management of the County's hazardous waste programs; and

WHEREAS, the temporary position of recycling specialist was originally created to operate for a two year period ending in March of 1996, but in order to achieve the maximum benefit from the temporary position, it is necessary to extend the time frame of the position an additional time period of nine months; and

WHEREAS, after carefully considering this matter, the Solid Waste Management Board has gone on record supporting the recommended extension of the time frame for this temporary position and has recommended the necessary appropriation of funds from within the budget of the Solid Waste Management Department to cover the full cost of this extension.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the time frame for the temporary position of Recycling Specialist in the Materials Recycling Division of the Solid Waste Management Department be and hereby is, extended by an additional period of nine months; and

BE IT FURTHER RESOLVED, that funds necessary to cover the full cost of extending this position be appropriated from within the budget of the Solid Waste Management Department.

Submitted by,  
SOLID WASTE MANAGEMENT BOARD and  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 34.  
Nays: 1 - Footit. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 434-396 — Accept Bid of Oshkosh Northwestern Company: Publish County Board Proceedings**

BE IT RESOLVED by the Winnebago County Board of Supervisors that the following bid be accepted and contract executed:  
Bid of Oshkosh Northwestern Company, Oshkosh, Wisconsin, to publish the proceedings of the Winnebago County Board shortly after each session in the Oshkosh Northwestern in accordance with Chapter 985, Wisconsin Statutes, and as certified by the Wisconsin Department of Administration, the same

to be for the period April 1, 1996 through March 31, 1997.

**STRAIGHT MATTER**

\$1.1996 per line Single Column

\$2.4664 per line Double Column

**TABULATED MATTER**

\$1.5424 per line Single Column

\$3.1711 per line Double Column

**DISPLAY OR BLOCK**

\$13.25 per Column Inch, Daily

\$14.25 per Column Inch, Sunday

Submitted by,

**JUDICIARY & PUBLIC SAFETY COMMITTEE**

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34.  
Nays: 1 - Hue. Excused: 3 - Putzer, Robl and Kramer. **CARRIED.**

**RESOLUTION NO. 435-396 — Disallow Claim of James R. Brownson**

WHEREAS, your Personnel and Finance Committee has had the claim of James R. Brownson 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 James R. Brownson dated February 15, 1996, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

**PERSONNEL & FINANCE COMMITTEE**

**WITHDRAWN BY SUPERVISOR DIAKOFF.**

**RESOLUTION NO. 436-396 — Disallow Claim of KCL, a minor, by Rebecca Bunnell, his mother and natural guardian, and**

**REBECCA BUNNELL, individually.**

WHEREAS, your Personnel and Finance Committee has had the claim of KCL, a Minor, by Rebecca Bunnell, his mother and natural guardian, and Rebecca Bunnell, Individually 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 KCL, a minor, by Rebecca Bunnell, his mother and natural guardian, and Rebecca Bunnell, Individually dated January 18, 1996, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 437-396 — Disallow Claim of Central Temperature Equipment Service Inc.**

WHEREAS, your Personnel and Finance Committee has had the claim of Central Temperature Equipment Service Inc. 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 Central Temperature Equipment Service Inc. dated January 17, 1996, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 438-396 — Disallow Claim of Jeffrey G.**

**Schmiedel**

WHEREAS, your Personnel and Finance Committee has had the claim of Jeffrey G. Schmiedel 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 Jeffrey G. Schmiedel dated February 6, 1996, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:

**PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 439-396 — Disallow Claim of Paul and Patricia Schumacher d/b/a Schumacher's Excavating & Masonry**

WHEREAS, your Personnel and Finance Committee has had the claim of Paul and Patricia Schumacher d/b/a Schumacher's Excavating & Masonry 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 Paul and Patricia Schumacher d/b/a Schumacher's Excavating & Masonry dated January 23, 1996, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:

**PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**ORDINANCE NO. 440-396 — Rescind Sec. 11.04 of the General Code of Winnebago County**

WHEREAS, the Winnebago County Board of Supervisors, pursuant to Resolution Nos. 327-895 and 360-1095, elected to discontin-

ue both Medical General Relief Benefits and Maintenance General Relief Benefits in Winnebago County as a result of recent Legislative Amendments to Chapter 49, Wisconsin Statutes; and

WHEREAS, pursuant to said Resolutions and Legislative Amendments, it is no longer necessary that an ordinance be in effect relating to General Relief administration.

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

Section 11.04 General Relief Administration of the General Code of Winnebago County is hereby rescinded, effective immediately.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE and  
SOCIAL SERVICES BOARD

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33.  
Nays: 1 - Kollath. Excused: 4 - Troxell, Putzer, Robl and Kramer.  
CARRIED.

**RESOLUTION NO. 441-396 — Authorize Acceptance of Revenues of \$58,850 and Expenditures of \$76,886 for Watershed Projects - Land and Water Department**

WHEREAS, the Board authorized the acceptance of the projects by Resolution #351-995 at its September, 1995 Board meeting; and

WHEREAS, costs and funding for the projects were unknown at that time; and

WHEREAS, such costs and funding are now available and are outlined per attached fiscal information; and

WHEREAS, it is also known that costs for the capital equipment will be subsequently recovered over an additional four years.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby authorize acceptance of the revenues of \$458,850 and expenditures of \$76,886, as shown in attached sheet, to cover the programs described in the authorizing resolution.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**ORDINANCE NO. 442-396 — Create Section 9.23 of the General Code of Winnebago County - Compulsory School Attendance Ordinance**

WHEREAS, Sections 59.07(64), 59.07(105), and 118.163, Wisconsin Statutes, allows counties to enact and enforce a school attendance ordinance; and

WHEREAS, the Winnebago County Corporation Counsel, in cooperation with various social services agencies, law enforcement agencies, and public schools has created a Compulsory School Attendance Ordinance which is contained within this proposed ordinance; and

WHEREAS, said ordinance, if adopted, will provide County law enforcement agencies and social services agencies an effective and efficient affirmative to the procedures set forth in Sec. 48, Wisconsin Statutes, in addressing the needs of habitual truant(s) and their families.

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

The creation of Section 9.23 of the General Code of Winnebago County: 9.23 Compulsory School Attendance Ordinance, a copy of which is herewith attached and incorporated by reference.

BE IT FURTHER ORDAINED that this ordinance shall be effective on the date following the date of publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE and  
SOCIAL SERVICE BOARD

**9.23 COMPULSORY SCHOOL ATTENDANCE ORDINANCE**

(1) AUTHORITY

This section of the Code is adopted under the authority granted by Sections 59.07(64), 59.07(105), and 118.163, Wisconsin Statutes.

(2) PARENT'S, GUARDIAN'S, OR LEGAL CUSTODIAN'S RESPONSIBILITY

- 
- (a) Any person having under control a child (except as provided in Sections 118.15(1)(b) through 118.15(1)(d), Wisconsin Statutes, and Section 118.15(4), Wisconsin Statutes, unless the child is excluded in accordance with Section 118.15(3) Wisconsin Statutes, or has graduated from high school) who is between the ages of 6 and 18 years shall cause the child to attend school regularly during the full period and hours, religious holidays excepted, that the public or private school in which the child should be enrolled in is in session until the end of the school term, quarter, or semester of the school year in which the child becomes 18 years of age.
- (b) No person having under control a child between the ages of 6 and 18 years may, by an act or omission, knowingly encourage or contribute to the truancy of the child, as defined under Section 118.16(1)(c), Wisconsin Statutes. An act or omission contributes to the truancy of a child if the natural and probable consequences of that act or omission would be to cause the child to be truant.
- (c) Prior to any proceeding being brought against a parent, guardian, or legal custodian, under Paragraph (a) supra or Paragraph (b) supra, the school attendance officer shall provide evidence that appropriate school personnel in the school or school district in which the child is enrolled have, within the school year during which the truancy occurred:
1. Met with the child's parent or guardian to discuss the child's truancy or have attempted to meet with the child's parent or guardian and been refused.
  2. Provided an opportunity for educational counseling to the child to determine whether a change in the child's curriculum would resolve the child's truancy and have considered curriculum modifications under Sec. 118.15(1)(d), Wis. Stats.
  3. Evaluated the child to determine whether learning problems may be a cause of the child's truancy and, if so, have taken steps to overcome the learning problems.
  4. Conducted an evaluation to determine whether social problems may be a cause of the child's truancy and, if so, have taken appropriate action or made appropriate referrals.

- (d) Subsection (a) and (b) do not apply to a parent, guardian, or legal custodian of a child who has been sanctioned under Section 49.50(7)(h), Wisconsin Statutes.
- (e) If, under Paragraph (a) supra, a person proves that he or she is unable to comply with the law because of the disobedience of the child, the action shall be dismissed.
- (f) A person found to have violated Paragraph (a) supra or Paragraph (b) supra shall be subject to a forfeiture of not more than \$500.00.

**(3) CHILD-HABITUALLY TRUANT**

- (a) Sections 118.15 and 118.16, Wisconsin Statutes, or as subsequently revised or amended, to the extent such statutory sections require any act to be performed or prohibits any act, is hereby adopted and by reference made a part of this section of the Code.
- (b) No child who is between the ages of 6 and 18 years shall be a habitual truant:
  - 1. The term "habitual truant" shall be defined as set forth in Section 118.163(1)(b), Wisconsin Statutes.
  - 2. The term "acceptable excuse" shall be defined as set forth in Section 118.15, Wisconsin Statutes.
- (c) A child between the ages of 6 and 18 years determined to be a habitual truant may be subject to any or all of the following dispositions:
  - 1. Suspension of the child's operating privilege, as defined in Section 340.01(40), Wisconsin Statutes, for not less than 30 days nor more than 90 days. The Court shall immediately take possession of any suspended license and forward it to the department of transportation with a notice stating the reason for and the duration of the suspension. The child shall not be eligible for an occupational license.
  - 2. An order for the child to participate in counseling, community service, or a supervised work program as provided under Sec 48.34(9), Wis Stats.
  - 3. An order for the child to remain at home except during hours in which the child is attending religious worship or a school program, including travel time required to get to and from the school program or place of worship.

The order may permit a child to leave his or her home if the child is accompanied by a parent or guardian.

4. An order for the child to attend an educational program under Section 48.34(12), Wisconsin Statutes.

(4) **JURISDICTION**

- (a) This ordinance shall be applicable in that part of any city, village, or town located in Winnebago County, unless the city, village, or town has enacted an ordinance under Section 118.163, Wisconsin Statutes in its entirety.
- (b) Commencement of an action under this section of the Code does not preclude concurrent prosecution in the Court assigned to exercise jurisdiction under Chapter 48.

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 31. Nays: 4 - Klitzke, Schaidler, Wagner and Troxell. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 443-396 — Establish an Undesignated Fund Balance Policy for the General Fund of Winnebago County**

WHEREAS, the County's practice of maintaining a minimum General Fund Undesignated Fund Balance at a specified level is a key credit indicator; and

WHEREAS, it is prudent and financially responsible to establish a level of minimum general fund undesignated fund balance, and guidelines for the use of excess undesignated general fund balance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby adopt the following "General Fund Undesignated Fund Balance" policy:

- 1) Minimum General Fund Undesignated Fund Balance shall be calculated based on numbers from the most recently audited Comprehensive Annual Financial Report (CAFR) of Winnebago County as follows:  
Minimum General Fund Undesignated Fund Balance -  
8.33% of the sum of:  
General Fund Operating Expenditures +  
Special Revenue Fund (Social Services & Community Programs) expenditures +

Debt Service fund expenditures +  
Tax levy support to Wittman Regional Airport +  
Tax levy support to Park View Health Center.  
This total will then be multiplied by an inflation factor  
to arrive at a current year amount.

- 2) Calculations of Minimum Undesignated Fund Balance shall be done by the Finance Director one month after printing of the most recently completed audited CAFR. Calculations shall be reviewed with the County Executive and then presented to the Personnel & Finance Committee for their acceptance.
- 3) Use of Excess General Fund Undesignated Fund Balance. The use will be based on, but not limited to the following guidelines:
  - A. Budget transfers - for budget transfers to cover additional department needs after the Contingency Funds have been fully depleted. Approval is to be obtained from the Winnebago County Board of Supervisors or Personnel & Finance Committee in accordance with Rules of the Winnebago County Board of Supervisors.
  - B. Tax Rate Reduction or Stabilization - Any remaining excess Undesignated Fund Balance should be applied in the preparation of the next years budget to minimize or stabilize the tax burden of Winnebago County Taxpayers.
  - C. Other Non-Recurring Expenditures - Other non-recurring expenditures which are expected to yield a positive financial return to the County in the future, such as early retirement of debt, or advance payment of multi-year contractual obligations which will result in savings to the County.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 16 - Crowley, Finch, Diakoff, Lawson, King, Lauson, Planalp, Wagner, Troxell, Sievert, Watry, Arne, Koziczkowski, Brennand, Albrecht and Maehl. Nays: 19 - Rengstorf, Footit, Barker, Pech, Hue, Kollath, Klitzke, Montgomery, O'Brien, Egan, Griesbach, Metzger, Schaidler, Savas, Schwartz, Widener, Frassetto, Sundquist and Rankin. Excused:

3 - Putzer, Robl and Kramer. LOST.

**RESOLUTION NO. 444-396 — Transfer \$11,500 from the 1995 General Fund Undesignated Fund Balance to the 1995 Elected Officials Per Diem Account of the County Board Cost Center**

WHEREAS, the 1995 County Board Elected Official Per Diem Account is over budget; and

WHEREAS, the budget overrun was partially due to the fact that the 1995 budget was prepared using the 1994 budget as a guide and the 1994 budget per diem rates did not reflect the rate increases approved by the Board; and

WHEREAS, there were more meetings in 1995 because of the multiple building projects in process.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that \$11,500 be transferred from the 1995 General Fund Undesignated Fund Balance to the 1995 Elected Officials Per Diem Account of the Winnebago County Board Cost Center.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 445-396 — Transfer Park View Health Center Donated funds of \$4,245 to Small Equipment Account for the Purchase of Assorted Wheelchairs and Medical Equipment**

WHEREAS, Park View Health Center has received a donation of \$4,245 which was not anticipated in the annual budget process; and

WHEREAS, the donor indicated that the funds, if accepted, were to be used to purchase assorted wheelchairs and medical equipment for the facility; and

WHEREAS, Park View Health Center has a need for the purchase of this equipment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that donated funds in the amount of \$4,245 will be transferred to the Small Equipment Account of Park View Health Center for the purchase of the specified equipment.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE and  
PERSONNEL AND FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Ayes:  
35. Nays: 0. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 446-396 — Transfer \$363,000 from the 1995 Client Fees and CIP I(a) Fees Revenue Accounts of the Department of Community Programs Budget to the 1995 Contracted Services and Medical and Dental Expense Account of the Department of Community Programs 1995 Budget**

WHEREAS, during 1995 the Winnebago County Department of Community Programs received funds of \$363,000 in Client Fee and CIP I(a) revenues in excess of the amounts included in the 1995 budget; and

WHEREAS, such funds are received for the purpose of providing services to Winnebago County Department of Community Programs clients during the year for which received; and

WHEREAS, these unanticipated program funds were used to pay for contracted services and medical and dental costs for Department of Community Programs clients during 1995 causing the accounts to be over budget; and

WHEREAS, Wisconsin State Statutes require that the County Board approve the acceptance and transfer of these funds to the expense accounts where the funds are to be used.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Client Fee Revenues and CIP I(a) revenues received in 1995 of \$363,000 are to be transferred to the Contracted Services and Medical and Dental accounts of the Winnebago County Department of Community Programs 1995 Budget.

Submitted by:

**COMMUNITY PROGRAMS BOARD and  
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 35.  
Nays: 0. Excused: 3 - Putzer, Robl and Kramer. CARRIED.

**RESOLUTION NO. 447-396 — OPPOSE STATE INTERVENTION IN LOCAL LAND USE PLANNING**

WHEREAS, Wisconsin Senator Brian Burke (D-Milwaukee) and other state officials are in various stages of proposing legislation which would restrict the right of local governments and their constituents to engage in land-use planning, and;

WHEREAS, such state efforts may also constitute unfunded mandates, as some of the proposed legislation would cut shared-revenue payments to or impose other penalties on local governments whose land-use policies fail to satisfy the wishes of political and administrative officials in Madison, and;

WHEREAS, the Winnebago County Board of Supervisors believes that municipal land-use issues should be resolved solely within or between the relevant local governments and not as the result of interference by distant officials in the Capitol.

NOW, THEREFORE, BE IT RESOLVED, that the Winnebago County Board of Supervisors opposes efforts by State Senator Brian Burke and others to usurp the rights of local governments and their constituents to determine how land will be used.

BE IT FURTHER RESOLVED, that copies of this Resolution be transmitted to the Wisconsin Counties Association, legislators representing Winnebago County, the Majority and Minority Caucuses of the Assembly and Senate, and to the office of Governor Tommy Thompson.

Submitted by,  
RON MONTGOMERY, SUPERVISOR  
DISTRICT #15

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 20 - Rengstorf, Footit, Diakoff, Hue, King, Klitzke, Montgomery, Planalp, O'Brien, Egan, Griesbach, Metzger, Frassetto, Sundquist, Wagner, Sievert, Watry, Arne, Albrecht and Maehl. Nays: 11 - Barker, Finch, Pech, Lawson, Kollath, Schaidler, Savas, Rankin, Troxell, Koziczkowski and Brennand. Abstain: 2 - Crowley and Lauson. Excused: 5 - Schwartz, Widener, Putzer, Robl and Kramer. CARRIED.

Supervisor King moved and it was seconded to adjourn until Tuesday, April 16, 1996. CARRIED BY VOICE VOTE. Meeting

adjourned at 9:10 P.M.

Respectfully submitted,  
Linda Wolfe  
Winnebago County Clerk

State of Wisconsin     )  
County of Winnebago )ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held March 26, 1996.

Linda Wolfe  
Winnebago County Clerk

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