

Proceedings

of the County Board of Supervisors of Winnebago County

Wisconsin

ORGANIZATIONAL MEETING

Tuesday, April 16, 1996

ADJOURNED SESSION

Tuesday, April 23, 1996

Tuesday, May 21, 1996

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, June 4, 1996

ADJOURNED SESSION

Tuesday, June 18, 1996

Tuesday, July 16, 1996

Tuesday, August 20, 1996

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, September 3, 1996

ADJOURNED SESSION

Tuesday, September 24, 1996

Tuesday, October 8, 1996

ANNUAL BUDGET SESSION

Monday, October 21, 1996

Tuesday, October 22, 1996

Wednesday, October 23, 1996

ADJOURNED SESSION

Tuesday, November 19, 1996

Tuesday, December 17, 1996

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, January 7, 1997

ADJOURNED SESSION

Tuesday, January 21, 1997

Tuesday, February 25, 1997

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, March 4, 1997

ADJOURNED SESSION

Tuesday, March 18, 1997

PRINTED BY AUTHORITY OF THE COUNTY BOARD

Joe Maehl, Chairman

Linda Wolfe, County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ORGANIZATIONAL SESSION
COUNTY BOARD MEETING
TUESDAY, APRIL 16, 1996**

County Clerk Linda Wolfe 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 led by Corporal Timothy Egan of the U.S. Marine Corp and son of Supervisor Egan, and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisor Kramer who was excused.

County Executive Steinhilber congratulated the supervisors on their re-election to the board and introduced the department heads and elected officials. Judge Robert Haase was introduced and administered the oath of office for the supervisors. The benediction was given by Supervisor Rankin, followed by a short recess.

ELECTION OF COUNTY BOARD CHAIRMAN

Motion by Supervisor Albrecht and seconded to nominate Supervisor Maehl as Chairman. Motion by Supervisor Frassetto and seconded to close nominations for Chairman. Carried. Motion to nominate Supervisor Maehl as Chairman - CARRIED BY UNANIMOUS VOICE VOTE.

ELECTION OF COUNTY BOARD VICE CHAIRMAN

Chairman Maehl took his seat and called for nominations for Vice

Chairman. Motion by Supervisor Hue and seconded to nominate Supervisor Albrecht as Vice Chairman. Motion by Supervisor Arne and seconded to close nominations for Vice Chairman. Carried. Motion to nominate Supervisor Albrecht as Vice Chairman - CARRIED BY UNANIMOUS VOICE VOTE.

Motion by Supervisor Lauson and seconded to accept the minutes of March 12 and March 26, 1996. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Steinhilber reported that a Courthouse water pipe broke over the weekend causing damage to Circuit Court Branch 4, the Microfilm Department and the Treasurer's Office. Branch 4 has been temporarily moved to the first floor of the Courthouse in the old Personnel Office. The pipe that broke was over sixty years old and is a good indication that preventive maintenance needs to be done on the plumbing to avoid additional problems. Insurance should cover the cost of repairs.

APPOINTMENT OF INFORMATION SYSTEMS DIRECTOR

Executive Steinhilber introduced John Main to the Board. Mr. Main has been the Corporate Controller, MIS Manager and Personnel Manager for Zaug's, Inc., in Appleton.

Motion by Supervisor Montgomery and seconded to confirm John Main's appointment as Information Systems Director. CARRIED BY UNANIMOUS VOICE VOTE.

COMMITTEE REPORTS

Supervisor Watry told the Board about an international convention she attended for the University of Wisconsin-Oshkosh.

Supervisor Sundquist informed the Board that a Children's Health and Safety Fair will be held at Park Plaza, Oshkosh, on Sunday, April 21.

Supervisor Montgomery told the Board that he is selling ribbons as a fund raiser for the Boys and Girls Club. The ribbons will be available at the County Clerk's Office and asked that the Supervisors stop in and purchase one.

PUBLIC HEARING

There were no comments from the public.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl thanked the Board for electing him as Chairman.

Chairman Maehl thanked Supervisor Wagner for the flowers she provided to the Board members and for arranging to have pizzas delivered for their recess.

APPOINTMENTS TO COMMITTEE ON COMMITTEES

Chairman Maehl appointed the following Supervisors to serve with him on the Committee on Committees:

Kenneth Robl
Patrick O'Brien
David Albrecht
Joanne Sievert

REPORTS, RESOLUTIONS & ORDINANCES

AMENDED MOTION NO. 1-496 — Adoption of Proposed Rules of the Winnebago County Board of Supervisors

Your undersigned Supervisors as former members of the Judiciary and Public Safety Committee of the Winnebago County Board of Supervisors hereby move the Winnebago County Board of Supervisors to adopt the proposed Rules of the Winnebago County Board of Supervisors which are herewith attached and made a part of this Motion by reference.

Submitted by:

HARVEY RENGSTORF, DIST. 37
JOHN PLANALP, DIST. 18
JACQUELYN WAGNER, DIST. 19
DONALD GRIESBACH, DIST. 3
PATRICK O'BRIEN, DIST. 4

Motion by Supervisor Rengstorf and seconded to adopt. Supervisor Rengstorf presented the proposed rules and explained the changes as proposed. Motion by Supervisor Diakoff and seconded to amend proposed rules by adding "Maintenance Department" after "Purchasing Department" on Line 650. **CARRIED BY VOICE VOTE.** Motion by Supervisor Schwartz and seconded to delete, ", who are serving on Community Programs Board" on Lines 546 & 547. **CARRIED BY VOICE VOTE.** Supervisor Rengstorf noted that a correction should be made to Line 796 by deleting the words, "and Water" from the name of the Land Conservation Committee.

Vote on proposed rule changes: Ayes - 36, Nays - 0, Excused -2
(Barker and Kramer). CARRIED.

The final rules as adopted are as follows:

1996-1998

**RULES OF THE WINNEBAGO COUNTY
BOARD OF SUPERVISORS**

1.0 TIME AND MEETING PLACE

- 1.1** The meetings of the County Board shall be held in the Board of Supervisors' Room at 6:00 p.m. on the third Tuesday of the month. When an election falls on the third Tuesday of the month, the County Board meeting shall be held on the fourth Tuesday of the month.
- 1.2** The Board shall be in continuous session from day to day until adjournment to a day certain or sine die.

2.0 ORIENTATION MEETING

- 2.1** The Chair shall present an orientation program with an explanation of the work of the Board and the manner in which it functions, the appointment of committee membership, the projects of various departments, long range planning, and the status of various projects of the Board. He may ask for the help of the committee chairs or department heads in making such explanation.
- 2.2** The County Clerk shall make an explanation of procedure and the manner in which votes are taken and in particular the method of use of the electronic voting machine.
- 2.3** The Corporation Counsel shall also address the Board on the functions of his office.
- 2.4** The Personnel Director will explain the personnel forms required by that office.
- 2.5** The Chairman of the Judiciary & Public Safety Committee will explain the County Board rules.
- 2.6** All newly-elected supervisors who attend the Orientation Session prior to the Organizational Meeting shall be entitled to a half-day per diem at the existing rate.

3.0 ORGANIZATION MEETING

- 3.1** At the statutory Organization Meeting to be held in April of

even-numbered years, it shall be the duty of the County Clerk to call the County Board to order. The Clerk shall call the roll and establish presence of a quorum and proceed with the preliminary ceremonies.

- 3.2 No resolutions or ordinances shall be considered at the Organization Meeting, except those relating to new rules and rule changes passed during the last term.
- 3.3 A quorum being present, the Board shall proceed to the election of a Chairman and Vice Chairman.
- 3.4 The Chairman shall appoint a Committee on Committees to advise the Chairman in the selection of committee members. The Committee on Committees shall consist of five Board members.
- 3.5 The proposed rules of the new Board shall be made available to the Board membership prior to the Organization Meeting.
- 3.6 There shall be an explanation of the present and proposed rules of the County Board.
- 3.7 The proposed rules of the Board shall be presented and rules adopted at the Organization Meeting of even-numbered years by a majority vote.
- 3.8 The Rules of the Board shall be amended during the two-year period only by a two-thirds vote of those present at a meeting, except at the Annual Organization Meeting, at which time a majority of those present shall rule.
- 3.9 After the adoption of the Rules of the Board and other activities as noted in 3.0 through 3.8, the Board shall recess that Organization Meeting to the following Tuesday.
- 3.10 The Board, as the first order of business at the recessed meeting of the Organization Meeting shall officially approve all committee members by a majority vote of those present.
- 3.11 At the first regular session following the Organization Meeting, all members of each committee shall then meet for one-half hour to select committee officers and then report the results of such elections to the Board as a whole.
- 3.12 Any committee may, if the Committee membership so decides, postpone election of committee officers for not more than one month.
- 3.13 Between Organization meetings, should a vacancy occur, or the need arises to adjust a standing committee, then the County Board Chairman shall make appointments to fill the

vacancy.

- 3.14** Between the Organization Meeting and the first regular session, the Chairman shall be authorized to conduct an emergency committee meeting with any of the former members of that committee.

4.0 BUDGET SESSION

- 4.1** The procedures to be followed during the budget session and calendar year (except as stated in 4.2, 4.3 and 4.4 shall be:
1. Open each meeting during the budget session with time allowed for a public hearing.
 2. No vote will be taken on any resolution or amendment until it has had a public hearing.
- 4.2** The first public hearing, as required by law, on the proposed annual budget shall be held at 7:00 p.m. on the date selected.
- 4.3** The Finance Director shall report to the Board any errors in the budget. The corrections shall be made prior to the presentation of any amendments. The Board shall by a majority vote accept the report of the Finance Director to correct the errors in the Budget.
- 4.4** Proposed changes in the Annual Budget shall be submitted in the form of amendments to the resolution.
- 4.5** After all proposed amendments to the Budget Resolution have been considered by the Board, the Budget Resolution, as amended, shall be voted upon by the Board.

5.0 POWERS OF CHAIRMAN AND VICE-CHAIRMAN

- 5.1** The Chairman of the County Board, or in his/her absence the Vice-Chairman, shall take the Chair at the hour to which the Board may from time to time stand adjourned, or recessed, or continued, call the Board to order and direct the calling of the roll by the Clerk.
- 5.2** In absence of both the Chairman and Vice-Chairman, the County Clerk shall preside until a Chairman Pro-Tem is elected.
- 5.3** The Chairman shall be responsible for the preparation and order of the written agenda of the County Board as assisted by the County Clerk and Corporation Counsel.
- 5.4** The Chairman shall act as ex officio member of all commit-

tees of the County Board and, as ex officio committee member, shall have power to vote in such committee only in the absence of one or more committee members. The Chairman may delegate this power to the Vice-Chairman.

- 5.5 The Chairman shall receive an additional \$1,500 per year.
- 5.6 The Chairman shall receive all requests and communications not specifically addressed to any committee or official of the County and refer such matter to the appropriate committee or official.
- 5.7 The Chairman shall be entitled to vote on all questions before the Board.
- 5.8 When the Chairman wishes to participate in the debate on a matter before the Board, the Chairman shall relinquish the Chair to the Vice Chairman (if the Vice Chairman has or wishes to participate in the debate, then any Supervisor not participating in the debate shall be selected, by the Chairman, to act as Chairman until the matter is resolved by the Board) prior to participating in the debate, except at the Organizational meeting.
- 5.9 The County Board Chairman shall advise, by mail, all members of the Board of the Chairman's recommendations for Committee membership.
- 5.10 The Chairman's appointment to fill a County Board vacancy shall be listed in the written agenda.
- 5.11 The Chairman's appointment to fill a County Board vacancy shall be made not later than 60 days after the vacancy occurs.
- 5.12 The Chairman shall review policy issues and recommend appropriate policy goals and legislative action to be taken by the County Board relating to the County Auditor. The Chairman will also review the budget of the County Auditor.

6.0 ORDER OF BUSINESS

- 6.1 The Order of Business shall be as follows:
 - A. Call to Order
 - B. Roll Call
 - C. Pledge of Allegiance to the Flag
 - D. Prayer
 - E. Approval and correction of minutes of the previous meeting.

- F. Communications, Petitions, Memorials, Accounts, Etc.
 - G. Reports of Committee, Commissions and Boards.
 - H. Adopt Written Agenda
 - I. Public Comments.
 - J. Report of the County Executive (at his option).
 - K. Confirmation of County Executive and County Board Chairman appointments.
 - L. County Board Chairman's Report
 - M. Presentation of Resolutions and Ordinances previously tabled or laid over to a day certain, and disposition of same.
 - N. Presentation of new Resolutions and Ordinances and disposition of same.
 - O. Consideration of miscellaneous business.
 - P. Adjournment.
- 6.2 The Roll Call shall be made by use of the voting machine, or in the event of malfunction, by roll call of the County Clerk.
- 6.3 Monthly Reports of Committees, Commissions and Boards of the County Board may be made in writing, said reports to be included in the agenda packet mailed, or otherwise delivered, to each Board Member.
- 6.4 Public comments will be heard by the Board at the appropriate time in the Agenda, but in any case shall begin no earlier than 15 minutes after the Call to Order and no later than 60 minutes after the Call to Order.
- 6.5 Public comments will be heard by the Board only on those Resolutions and Ordinances on the adopted agenda for that meeting.
- 7.0 HANDLING OF RESOLUTIONS AND ORDINANCES**
- 7.1 Every written resolution shall be prepared in block form and shall be as concise as possible and shall have attached to it the name of the Committee, Commission or Board and/or the names of the Supervisors introducing it.
- 7.2 All resolutions that come from Committees, Commissions or Boards shall show the vote of that Committee, Commission or Board.
- 7.3 All items to be acted upon by the Board which are included on the adopted agenda may be referred to by the title and number and need not be read by the Clerk unless requested

by a Supervisor.

- 7.4 Every motion or amendment shall be reduced to writing if requested by a Supervisor.
- 7.5 Every resolution having monetary implications must have a fiscal note attached or included.
- 7.6 Any resolution referred by the County Board to a Committee, Commission or Board shall include a date for return to the County Board.
- 7.7 Any Committee of Jurisdiction may submit to the County Board a request which has been rejected by Personnel and Finance Committee. However, this request resolution must have a two-thirds affirmative vote of the County Board membership for adoption except at the County Board Annual Budget Session.

8.0 WRITTEN AGENDA

- 8.1 Under the direction of the County Board Chairman, the County Clerk, with the help of the Corporation Counsel, is hereby authorized and instructed to prepare a written Agenda for each meeting of the County Board.
- 8.2 For an item to be printed on the agenda, it must be presented to the County Clerk's office no later than noon on the Wednesday prior to the meeting of the County Board.
- 8.3 This Agenda, along with appropriate attachments, shall be mailed or otherwise deposited for delivery to each Supervisor at least five days before each meeting.
- 8.4 This Agenda and attachments shall be furnished to any person so requesting it from the County Clerk.
- 8.5 A copy of the agenda shall also be mailed to all Town Clerks, Village Clerks and City Clerks, and Mayors.
- 8.6 All items not appearing on the written Agenda or not delivered with the Agenda shall be out of order and shall not be considered by the Board at the particular meeting.
- 8.7 Any item on the Agenda for consideration by the Board may be withdrawn at any time before action is taken on it, but only by its sponsor or if sponsored by a committee, the Committee Chairman or a designated alternate in his/her absence.
- 8.8 In the event of withdrawal of any item as per 8.7, the Chairman will announce the withdrawal and the name of the

sponsor or Committee Chairman withdrawing it. Co-sponsored resolutions may only be withdrawn upon the concurrence of all sponsors or Committee Chairmen.

- 8.9** Special orders of business may be scheduled by the County Board Chairman for presentation to the County Board on the 1st Tuesday of the months of January, March, June and September. Announcement of these special meetings shall be made by the County Board Chairman at the regularly scheduled County Board Meetings held the 3rd Tuesdays of the months of December, February, May and August.
- 8.10** Any capital expenditure (improvement project) to be considered by the County Board at any session other than at the budget session, the estimated cost of which is in excess of \$100,000.00, shall require a special orders of business meeting of the County Board prior to consideration of any appropriation resolution by the Board relating to such capital expenditure.

9.0 DEFINITIONS

- 9.1** Agenda: The formal listing of Resolutions and Ordinances to be considered at a meeting of the County Board.
- 9.2** Memorials: Something in a speech, ceremony or written document that commemorates recognition of a person, place or occurrence.
- 9.3** Motion: The formal mode in which a member submits a proposed measure or resolution for the consideration and action of the committee, commission or board.
- 9.4** Resolution: A written, proposed matter for the consideration and action of the County Board. Upon approval, a resolution is a decision made by the County Board for a definite purpose.
- 9.5** Ordinance: A law set forth by a governmental authority, a municipal regulation.
- 9.6** Petition: A formal written document embodying a request of action to be taken by the Winnebago County Board or one of its agencies or departments.
- 9.7** Policy: As used in these Rules, a policy is a general principle established by the Winnebago County Board of Supervisors to guide the management of Winnebago County government.

- 9.8 Meeting: A meeting is a single official gathering of the members of the Winnebago County Board of Supervisors to transact business for a length of time during which there is no cessation of proceedings and the members do not separate, unless for a recess, and may last from a few minutes to several hours.
- 9.9 Session: A session of the Winnebago County Board of Supervisors is a meeting or series of connected meetings devoted to a single order of business, program, agenda or announced purpose, in which, when there is more than one meeting each succeeding meeting is scheduled with a view towards continuing business at the point where it was left off at the previous meeting.
- 9.10 Recess: A recess is a short intermission within a meeting which does not end the meeting or destroy its continuity as a single gathering of the Winnebago County Board of Supervisors and after which proceedings are immediately resumed at the point where they were interrupted.
- 9.11 Veto: The refusal of assent by the County Executive to a resolution or ordinance passed by the County Board.
- 9.12 Partial Veto: The refusal of assent by the County Executive to any portion of a resolution or ordinance passed by the County Board which contains an appropriation.
- 9.13 Veto Over-Ride: A vote by two-thirds of the members elect (38) to pass a resolution or ordinance, or part thereof, which has been vetoed or partially vetoed by the County Executive and has been reconsidered by the County Board.

10.0 PRIVILEGE OF SPEAKING

- 10.1 Every member previous to speaking shall be recognized by the Chairman. When two or more members desire to speak, the Chairman shall designate the order of speaking.
- 10.2 No member shall speak more than twice on the same question without leave of the Board, except to answer questions from the Chairman or the Floor. The Chairman must enforce this rule when a violation is called to the attention of the Chairman.

11.0 VOTING AND ROLL CALL

- 11.1 A vote on every question shall be taken by ayes, nays, or

abstentions, and shall be recorded in the records of the proceedings.

- 11.2 A unanimous oral vote shall be considered and recorded as an affirmative unanimous roll call vote.
- 11.3 A tie vote on any question shall indicate that question is lost.
- 11.4 The Chairman shall direct the County Clerk as to when a roll call vote is to be taken. After the Chairman so directs the Clerk and the Clerk begins the roll call, no more debate shall be allowed on the question.
- 11.5 A voting error shall be brought to the attention of the Chairman before a vote is called on the next item before the Board or no corrective action will be taken.

12.0 MOTIONS

- 12.1 When a motion is under consideration, no other motion shall be entertained except:
 - A. To adjourn.
 - B. To lay on the table.
 - C. For the previous question.
 - D. To postpone to a day certain.
 - E. To commit to a committee.
 - F. To amend or to substitute.
 - G. To postpone indefinitely.

These motions shall take precedence in the order in which they stand in this section.

- 12.2 A motion to adjourn, to lay on the table, and for the previous question shall be decided without debate.
- 12.3 A motion to postpone indefinitely or to a day certain or commit shall not again be entertained on the same day or in the same stage of the proposition.
- 12.4 A substitute shall be open to amendment the same as the original proposition.
- 12.5 If an amendment or substitute is lost, another substantially the same shall not be entertained.
- 12.6 The previous question (a motion to end debate) may be moved by any member and shall require two-thirds affirmative vote of the members present for passage.
- 12.7 When a motion or question has once been determined, any member with the prevailing side may move for reconsidera-

tion of the vote, but such motion shall be made and acted upon at the same or next succeeding adjourned (business) meeting and shall not thereafter be made except by unanimous consent.

- 12.8** A motion to reconsider a resolution which has been partially vetoed by the County Executive will be in order at the same meeting during which the County Board acts on the County Executive's partial veto.

13.0 SUSPENSION OF RULES

- 13.1** Any of the Rules may be suspended by two-thirds vote of the members present, except Rules Number 3.8, 7.5, 11.0-11.5, 12.7, 13.1 which are not suspendable.

14.0 ROBERT'S RULES

- 14.1** The rules of parliamentary practice included in the latest edition of "Robert's Rules of Order" so far as they remain in common use and are practicable and applicable and consistent herewith, shall govern the Board.

15.0 PUBLICATION OF REPORTS

- 15.1** Reports presented to the Board shall be kept on file by the County Clerk for reference purposes but not published in their entirety in the official proceedings unless so ordered by the Board by a majority vote.

16.0 QUORUM AND VOTE REQUIRED ON BUDGET TRANSFERS

- 16.1** Wisconsin Statutes, Sec. 59.02(3), gives the general rule requiring a majority of supervisors to be present in order to have a quorum for the transaction of business.
- 16.2** Under Wisconsin Statutes, Sec. 59.02(3), all questions before the Board are determined by a majority of the supervisors present unless otherwise provided.
- 16.3** Wisconsin Statutes, Sec. 65.90(5), has some additional requirements for changes in the budget after it has once been adopted. Changes in the amounts appropriated and changes in the purposes for which amounts are appropriated may not be made after adoption of the budget except by a two-thirds vote of the membership of the Board.

- 16.4 There is an exception, however, within this Statute, to-wit: The County Board hereby authorizes its standing Personnel & Finance Committee to transfer funds between items within a department or office if these items are separately appropriated, and further authorizes the Personnel & Finance Committee to supplement appropriations for a particular office, department or activity by a transfer from the Contingency Fund. Additional funding for unbudgeted funding requests shall be made from the General Fund undesignated fund balance or in the case of a self-supporting proprietary fund, the funds would come from their own fund balance.
- 16.5 Personnel & Finance Committee transfers from the Contingency Fund shall not exceed the amount set up in the Contingency Fund as adopted in the annual budget, nor aggregate in the case of an individual office, department or activity in excess of 10 per cent of the funds originally provided for such office, department or activity in such annual budget. The publication provisions of Sec. 65.90 (5)(a) and (b), Wis. Stats., shall apply to all committee transfers from the Contingency Fund.

17.0 TENTATIVE MEETING DATES

- 17.1 The tentative daily time schedule and calendar are as follows:

1996 TENTATIVE MEETING DATES

January 2	County Board (Special Orders)	6:00 P.M.
January 16	Business	6:00 P.M.
February 20	Business	6:00 P.M.
March 5	County Board (Special Orders)	6:00 P.M.
March 19	Business	6:00 P.M.
April 16	Organizational	6:00 P.M.
April 23	Business	6:00 P.M.
May 20	County Board Tour	9:00 A.M.
May 21	Business	6:00 P.M.
June 4	County Board (Special Orders)	6:00 P.M.
June 18	Business	6:00 P.M.
July 12-16	NACo-Houston	
July 16	Business	6:00 P.M.

August 20	Business	6:00 P.M.
September 3	County Board (Special Orders)	6:00 P.M.
September 15-18	WCA Convention (Stevens Point)	
September 24	Business	6:00 P.M.
October 8	(Budget Book) Business	6:00 P.M.
October 21	Budget	6:00 P.M.
October 22	Budget	8:30 A.M.
October 23	Adopt Budget	8:30 A.M.
November 19	Business	6:00 P.M.
December 16	Christmas Party	6:00 P.M.
December 17	Business	6:00 P.M.

1997 TENTATIVE MEETING DATES

January 7	County Board (Special Orders)	6:00 P.M.
January 21	Business	6:00 P.M.
February 18	Business	6:00 P.M.
March 4	County Board (Special Orders)	6:00 P.M.
March 18	Business	6:00 P.M.
April 15	Business	6:00 P.M.
May 19	County Board Tour	9:00 A.M.
May 20	Business	6:00 P.M.
June 3	County Board (Special Orders)	6:00 P.M.
June 17	Business	6:00 P.M.
July 11-15	NACo-Baltimore	
July 22	Business	6:00 P.M.
August 19	Business	6:00 P.M.
September 2	County Board (Special Orders)	6:00 P.M.
September 14-17	WCA Convention (LaCrosse)	
September 23	Business	6:00 P.M.
October 21	(Budget Book) Business	6:00 P.M.
November 3	Budget	6:00 P.M.
November 4	Budget	8:30 A.M.
November 5	Adopt Budget	8:30 A.M.
November 18	Business	6:00 P.M.
December 15	Christmas Party	6:00 P.M.
December 16	Business	6:00 P.M.

18.0 GENERAL DUTIES OF THE COUNTY BOARD

18.1 COMMITTEES, COMMISSIONS, BOARDS

18.2 The County Board shall be the Board of Jurisdiction for all

County Board standing committees.

- 18.3 Any decision of any Standing Committee may be appealed to the Board by any Supervisor at any regular or special Board meeting.
- 18.4 Any County Board Member may attend, without voting privileges, any open or closed meeting of any County Board Committee, Commission or Board.
- 18.5 The public may attend any open meetings of the County Board, and/or its Committees, Commissions, or Boards.

19.0 ANNUAL TOUR

- 19.1 The County Board shall make an annual inspection of County owned properties and facilities during the month of May.
- 19.2 The agenda for this tour shall be compiled by the County Board Chairman.

20.0 PER DIEM, MILEAGE, EXPENSES

- 20.1 Each Board Member shall be responsible for compiling his own expense sheet for payment by the County of per diem, mileage and other expenses.
- 20.2 Such expense sheets must be submitted to the Personnel Office no later than the 7th of each month.
- 20.3 Any and all expenses and other items listed on a Supervisor's expense sheet shall be paid by the County except those which are in excess of sums permitted by County Resolution or Ordinance, or State Statute, in which case the legal limit shall be paid upon approval by the County Board Chairman.
- 20.4 Pursuant to the County Ordinance, attendance at meetings, conferences or educational seminars that were not identified specifically at the time the budget was adopted must first be approved by the County Board Chairman as a condition precedent to expense reimbursement.
- 20.5 No Supervisor shall submit for payment any item of expense or per diem which said Supervisor has not actually made or earned.
- 20.6 Per diem and expenses shall be reimbursed while attending meetings for the Winnebago County Board as follows:
 - Per Diem:
 - 1/2 day meeting\$40.00

Full day meeting \$60.00
Monthly County Board meeting . . \$60.00

Maximum allowable per diem
per day \$60.00

Mileage: To be paid at the rate established
for employee deductions by Internal Revenue
Service Regulations.

Lodging and meals (maximum):
Overnight LodgingSingle room cost
Supper \$13.00
Lunch \$ 6.50
Breakfast \$ 4.50
Supper, Breakfast, Lunch \$24.00

All claims for reimbursement of expenses incurred for lodg-
ing per the foregoing schedule shall be accompanied by a
receipt, and no claim for reimbursement shall be paid unless
accompanied by such receipt.

21.0 ACCESS

21.1 All County Board Members shall have reasonable access
during normal business hours to departments or offices of
Winnebago County not prohibited by State Statutes or
Federal Regulations.

22.0 COMMITTEE MEETINGS

22.1 All Committee, Board and Commission meetings shall be
held in the County Courthouse or on public property if pos-
sible. Meetings held on private property must be accessible
to the public.

22.2 The County Clerk is to be notified of all meetings prior to
the time of the meeting so that public notice can be given by
the County Clerk.

22.3 Public notice of all meetings shall be given as soon as the
members of the Committee, Board or Commission are noti-
fied of such meeting and not less than 24 hours before the
meeting except as hereinafter provided.

- 22.4 In emergencies, when a meeting must be held with less than 24 hours notice, the County Clerk shall notify the press as soon as possible.
- 22.5 Minutes of each meeting, as required by State Statutes, shall be filed with the County Clerk within ten days of the meeting except for closed meetings.
- 22.6 Minutes of closed meetings shall be kept and shall be filed with the County Clerk when no reason exists for such minutes to be kept private.
- 22.7 Minutes of each meeting shall be kept by the secretary of the Committee, Commission or Board, or other person so designated by the Committee, Commission or Board Chairman.
- 22.8 Meetings shall be held at the call of the Committee, Commission or Board Chairman, or at the call of a majority of its members.
- 22.9 Officers shall be elected during the Organization meeting and shall serve a term corresponding to the Supervisor's term except as otherwise provided in these rules.
- 22.10 Any Committee, by majority vote, may elect new officers after one year or when a vacancy exists for any officer's position in that Committee.

23.0 STANDING COMMITTEES

- 23.1 Standing Committees of the County Board and their membership shall be:
 - A. University of Wisconsin Education, Extension & Agriculture Committee
5 County Board Members
 - B. Aviation Committee
5 County Board Members
 - C. Property Management & Maintenance Committee
5 County Board Members
 - D. Planning & Zoning Committee
5 County Board Members
 - E. Judiciary and Public Safety Committee
5 County Board Members
 - F. Parks and Recreation Committee
5 County Board Members
 - G. Park View Health Center Committee
5 County Board Members

- H. Personnel & Finance Committee
 - 5 County Board Members
- I. Highway Committee
 - 5 County Board Members
- J. Legislative Committee
 - 12 County Board Members
- K. Land Conservation Committee
 - 5 County Board Members
- 23.2 Citizen Involved Commissions and Boards
 - 1. Advocap Board
 - 2. Affirmative Action Commission
 - 3. Board of Adjustment
 - 4. Board of Health
 - 5. Committee on Aging
 - 6. Communications & Information Systems Advisory Committee
 - 7. Community Programs Board
 - 8. Comprehensive Planning Citizens Advisory Committee
 - 9. County Security Committee
 - 10. East Wisconsin Railroad Consortium
 - 11. Elderly & Disabled Transportation Coordination Committee
 - 12. Emergency Management Committee
 - 13. Family Support Advisory Board
 - 14. G.I.S. Executive Committee
 - 15. Grievance Review Board
 - 16. Highway Safety Commission
 - 17. Historic Preservation Task Force
 - 18. Housing Authority
 - 19. Industrial Development Board
 - 20. Land Records Committee
 - 21. Local Emergency Planning Committee
 - 22. Long Term Support Planning/Advisory Committee
 - 23. Public Safety Building Board
 - 24. Social Services Board
 - 25. Solid Waste Management Board
 - 26. Solid Waste Management Board New Landfill Siting Subcommittee
 - 27. Solid Waste Management Board Recycling Advisory

Committee

- 28. Tri-County Recreation Association Board
- 29. Veterans Service Commission
- 30. Winne-Fond Lake Consortium
- 31. Winne-Fox Federated Library System

24.0 DUTIES OF COUNTY EXECUTIVE

24.1 ADMINISTRATIVE AND MANAGEMENT FUNCTIONS

- 24.2** The County Executive shall coordinate and direct all administrative and management functions of the County Government not otherwise vested by law in Boards or Commissions, or other elected officers.
- 24.3** The County Executive shall appoint the heads of all departments except those elected by the people and except where the law provides that the appointment shall be made by a board or commission or by other elected officers, but he shall also appoint all department heads where the law provides that the appointment shall be made by the Board Chairman or the County Board. Such appointments shall require the confirmation of the County Board (Wis. Stats., Sec. 59.031).
- 24.4** The County Executive may file charges for the removal, discharge, or suspension of any persons so appointed, said charges to be filed with the County Board.
- 24.5** Appoint the members of all boards and commissions where the law provides that such appointment shall be made by the County Board or the Chairman of the County Board. All appointments to boards and commissions by the County Executive shall be subject to the confirmation of the County Board.
- 24.6** The County Executive shall, annually and otherwise as necessary, communicate to the County Board of Supervisors the condition of the County, and recommend such matters to them for their consideration as he deems expedient. Notwithstanding any other provisions of the law, he shall be responsible for the submission of the annual budget to the County Board and may exercise the power to veto any increases or decreases in the budget as provided for in Wis. Stats., Sec. 59.032(6).
- 24.7** The County Executive is charged with the responsibility to

examine, settle and allow all general accounts against the county and to cause to have issued County orders therefore, except any account where payment is otherwise specifically provided for by rule or statute.

25.0 GENERAL DUTIES OF STANDING COMMITTEES

25.1 UNIVERSITY OF WISCONSIN EDUCATION, EXTENSION & AGRICULTURE COMMITTEE

This committee shall be composed of five County Board supervisors and shall be the "Committee on Agriculture and Extension Education" as referred to in Sec. 59.87, Wis. Statutes. The Committee shall review policy issues relating to the County University Extension program, County Library Services, and Winnebago County Fair and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

The members of the committee shall also be members of the Winnebago County Land Conservation Committee. Two members of this committee shall function as Winnebago County members of the Board of Trustees of the University of Wisconsin - Fox Valley campus.

25.2 AVIATION COMMITTEE

This committee shall be composed of five County Board Supervisors. The committee shall review policy issues relating to Wittman Field Airport and other aviation matters of concern to Winnebago County and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

25.3 PROPERTY MANAGEMENT & MAINTENANCE COMMITTEE

This committee shall be composed of five County Board Supervisors. The committee shall review policy issues related to Winnebago County buildings, grounds, office equipment, furniture and fixtures in all county-owned or leased facilities; long-range development plans for buildings and office space; review policy goals relating to the Purchasing Department and Maintenance Department; and recommend appropriate goals and legislative action to be taken by the County Board.

25.4 COUNTY PLANNING AND ZONING COMMITTEE

This committee shall be composed of five County Board Supervisors and shall be the "county zoning agency" as referred to in Sec. 59.97 (2)(a)1, Wis. Stats. Committee members shall include at least one, but not more than two, County Board Supervisors from an incorporated area. All members shall be appointed by the County Board.

As provided in Sec. 59.95 (2) (bm), the county zoning agency shall be a policy-making body determining the broad outlines and principles governing the administrative powers and duties specified in Sec. 59.97, Wis Stats. and shall be a quasi-judicial body with decision-making power including, but not limited to conditional use, planned unit development and rezoning.

In addition, the committee responsibilities shall be as follows:

1. Responsibility for all matters of procedure relating to the Winnebago County Zoning Ordinance (this would include basic zoning provisions, floodplain/shoreland provisions and airport zoning provisions), except those designated to Board of Adjustment's jurisdiction.
2. Creation and maintenance of the County development plan.
3. Committee of Jurisdiction for the County Planning Department.

The Committee shall review policy issues relating to the County Zoning Department and County Planning Department and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

25.5 LEGISLATIVE COMMITTEE

The Committee shall be composed of the chairman of the following committees and boards: Those committees listed in Sections 25.1 through 25.4 and 25.6 through 25.11 of these Rules; the Community Programs Board, the Social Services Board, the Health Board, and the Solid Waste Management Board. The committee shall review proposed federal and state legislation and administrative regulations impacting upon the County and shall provide and inform area legislators of the recommendations of the County Board, if feasible, or the committee as to such legislation.

The committee shall report its actions to the County Board as well as any pertinent information relating to such legislation.

25.6 JUDICIARY & PUBLIC SAFETY COMMITTEE

This committee shall be composed of five County Board supervisors. The committee shall review policy issues and advise and recommend appropriate policy goals and legislative action to be taken by the County Board relating to the following departments or activities:

Clerk of Courts, Sheriff, District Attorney, Coroner, Corporation Counsel, Family Court Commissioner, Veterans Services, Register of Deeds, County Clerk, Court Commissioner Law Library, Emergency Government, Child Support Agency and Juvenile Intake Office.

In addition, the duties and responsibilities of this committee shall be:

1. Submit recommendations for County Board rules to be considered at the County Board organization meeting or at other County Board meetings.
2. Submit recommendations for apportionment of supervisory districts in Winnebago County.

This committee shall serve as the County Emergency Government Committee as referred to in Sec. 166.03 (4)(c), Wis. Stats.

25.7 PARKS AND RECREATION COMMITTEE

The Parks Committee shall consist of five members. The County Board, through its Committee on Committees in accordance with Rule 3.4, shall appoint the standing committee.

It shall be responsible for obtaining maintenance, operation and development of all Winnebago County parks and recreation areas, including boat landings, recreational travel areas, associated programs and wildlife preservation areas.

It shall recommend to the County Board from time to time for its action, the necessary rules and regulations for all Winnebago County owned recreational areas.

25.8 PARK VIEW HEALTH CENTER COMMITTEE

The Park View Health Center Committee shall be composed of five members of the Winnebago County Board appointed by the Chairman of the County Board. This committee shall be a policy-

making body determining the broad outlines and principles governing the administration of nursing home services provided at the Park View Health Center consisting of the Park View Rehabilitation Pavilion and the Pleasant Acres Nursing Home. This committee shall review policy issues relating to the Park View Health Center and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

25.9 PERSONNEL & FINANCE COMMITTEE

This committee shall be composed of five County Board supervisors. The committee shall review policy issues and advise and recommend appropriate policy goals and legislative action to be taken by the County Board relating to the following departments: County Treasurer, Finance Department, Data Processing Department, Personnel Department, Risk Management Department, General Services and Microfilm Department.

The duties and responsibilities of this committee shall be:

1. Receive all personnel requests from Committees and Boards of Jurisdiction for study and recommendation.
2. Review proposed personnel policies and amendments as submitted by the Personnel Director and County Executive and submit recommendations to the County Board for consideration and legislative action.
3. Review personnel actions in all county departments as reported by the Personnel Director.
4. Recommend to the County Board, prior to the earliest time for filing nomination papers, a salary schedule for elected officials, appointed officials and other employees of Winnebago County unless otherwise determined by agreement or law.
5. Authorize budgetary alterations as permitted in Sec. 65.90(5), Wis. Stats. in either of the following situations:
 - A. A transfer of funds between budgeted items of an individual County Department if such budgeted items have been separately appropriated, and
 - B. Supplementation of appropriations for a particular office or department by transfer from the Contingency Fund. The limitation on the dollar amount set aside in the budgetary alteration shall be

the amount set aside in the Contingency Fund or the sum of \$3,000.00, whichever is the lesser sum.

This committee may refuse to authorize a budgetary alteration in whole or in part or may grant any such alteration conditionally as it deems appropriate.

6. Review all financial reports submitted to the County Board by the County Executive, by County officials and by auditors retained by the County. (The County Executive is charged with the responsibility to examine, settle and allow all general accounts against the County and to have issued County orders therefore.)
7. Advise the County Treasurer and County Executive in the matter of investment of county funds and report to the County Board from time to time regarding county finances.
8. Examine all claims filed against the County for illegal taxes of any kind and shall make a report and recommend to the County Board on all matters pertaining to illegal taxes.
9. Perform such responsibilities as are indicated in Sec. 3.03 of the General Code of County Ordinances concerning properties taken by the county on tax deeds.
10. Advise with the County Insurance Administrator and County Executive in the matter of establishing appropriate insurance coverages for Winnebago County.
11. Review all claims filed against Winnebago County pursuant to Secs. 59.76 and Sec. 893.80, Wis. Stats. and submit its recommendation to the County Board for consideration and legislative action. Submit an annual report on the disposition of all claims.
12. Review and adopt affirmative action plans submitted by the Affirmative Action Committee.

25.10 HIGHWAY COMMITTEE

This committee shall be composed of five County Board supervisors.

As provided in Sec. 83.015(2)(b), Wis. Stats., this committee shall be a policy-making body determining the broad outlines and principles governing administration of County Highway programs.

The committee shall review policy issues relating to the

Winnebago County Highway Department and other highway matters of concern to Winnebago County and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

25.11 LAND CONSERVATION COMMITTEE

This committee shall be composed of seven members appointed by the County Board pursuant to Sec. 92.06(1)(b), Wis. Stats., as follows:

Five persons who are members of the University of Wisconsin Education, Extension & Agriculture Committee, one person who is chairperson of the Winnebago County USDA Agricultural Stabilization and Conservation Committee or other such committee member designated by such chairperson, and one person who is a citizen member.

The primary duties and responsibilities of such committee shall be as follows:

1. It shall be the committee of jurisdiction for the Land and Water Conservation Department.
2. It shall develop and adopt standards and specifications for management practices to control erosion, sedimentation and nonpoint source water pollution throughout the county.
3. It shall distribute and allocate federal, state and county funds made available to the committee for cost sharing programs or other incentive programs for improvements and practices relating to soil and water conservation on private or public lands.
4. It shall carry out prevention and control measures and works of improvement for flood prevention and for conservation, development, utilization and control of water within the county. These preventative and control measures and works of improvement may be carried out on lands owned or controlled by that state or any of its agencies, with the cooperation of the agency administering and having jurisdiction of the land, and on any other lands within the county upon obtaining the consent of the landowner or the necessary rights or interests in the land.
5. It shall prepare long-range plans which include inventories of natural resources in the county, a description of

present natural resource uses and a projection of future trends, an assessment of resource conservation problems in relation to use practices and actions necessary to correct those problems including specific goals and provisions for the development, management and conservation of soil, water and related natural resources.

This committee shall be a policy-making body determining the broad outlines and principles governing administration of Winnebago County soil and water conservation.

The committee shall review policy issues relating to the Winnebago County soil and water conservation programs and advise and recommend appropriate policy goals and legislative action to be taken by the County Board pursuant to Secs. 92.06 and 92.07, Wis. Stats.

26.0 SPECIAL MEETING OF ANY BOARD

Wisconsin Statute 59.04(2) states: A special meeting of any board shall be held:

- (a) Upon a written request of a majority of the supervisors delivered to the clerk, specifying the time and place of meeting. The time shall be not less than 48 hours from the delivery of the request. Upon receiving the request the clerk shall forthwith mail to each supervisor notice of the time and place of the meeting. Any special meeting may be adjourned by a vote of a majority of all the supervisors. The county board by ordinance may establish a separate procedure for convening the county board in a "declared emergency" as defined by county ordinance.
- (b) For the purpose and in the manner described in Sec. 31.06, with the right to adjourn the special meeting from time to time by a vote of a majority of all the supervisors entitled to a seat. The clerk shall mail written notice of the special meeting, specifying the time, place, and purpose thereof, to each supervisor not less than 2 weeks before the day set for such a meeting.

Supervisor Hue asked that it be noted that an "abstain" vote, where a two-thirds majority vote is needed, counts as a "no" vote. The electronic voting machine does not indicate that, so an adjustment will need to be made to the vote printout.

Motion by Supervisor King and seconded to adjourn to April 23, 1996, at 6:00 p.m. CARRIED BY VOICE VOTE. Meeting adjourned at 7:30 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 16, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, APRIL 23, 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 Savas and Kramer.

Supervisor Planalp moved and it was seconded to change the agenda order by having the public hearing first and then acting on Ordinance No. 17-496 and Ordinance No. 18-496. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Robert J. Probst regarding alleged financial loss due to actions on the part of the Winnebago County Department of Community Programs was referred to the Personnel & Finance Committee.

An article from the Post Crescent was read commending Chairman Maehl's re-election as chairman.

An article was read from the Wisconsin Counties Association magazine featuring Supervisor King and the naming of the Orrin H. King Administration Building.

The Town of Wolf River submitted a resolution in opposition of

Ordinance No. 17-496, "Amend Sec. 16.12 of the General Code of Winnebago County (Holding Tank Fees)."

An invitation from Ken Nelson, Local Government Specialist with the University of Wisconsin Cooperative Extension, to attend a County Board Supervisors Workshop was read. The workshop will be held on different dates in various Wisconsin cities through the month of May. A change of date for the Menomonee Falls workshop was noted. It was originally scheduled for May 28, but that date has been changed to May 30.

A letter from Darla Hium, Deputy Director, Wisconsin Counties Association, regarding the 1996 NACo Conference was read. Registration and housing information was also included. The deadline for early registration is May 28.

Letters from Rep. Al Ott and Sen. Michael Ellis were read and placed on file.

An invitation to attend a WCA Seminar entitled, "Trends in Information Technology" was read and placed on file. This seminar will be held on May 20, 1996, in Stevens Point, Wisconsin.

Notice of a Wisconsin Department of Transportation Public Hearing regarding the proposed reconstruction of Jackson Street, City of Oshkosh, was read. This public hearing is scheduled for May 13, 1996, from 4:00 p.m. to 7:00 p.m., in Room 404, Oshkosh City Hall.

An invitation to attend a mini-conference entitled, "The Impact of State Government Reorganization on Local Governmental Units" was read. This conference is co-sponsored by the East Central Wisconsin Regional Planning Commission and the UW-Extension Offices in the East Central Region. It will be held on Friday, April 26, 1996. No advance registration is needed.

A copy of the Winneconne Community School Expansion Agricultural Impact Statement was placed on file.

Petition for Zoning Amendment from Joyce A. Moon for change from A-2 to R-2 for existing single family subdivision was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Debra L. and David A. Lueders for change from A-1 to A-2 to remove "non-conforming status" of a residence in an existing 20 acre parcel was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Harrison Sturgis, Jr., for change from B-2 to R-3 for residence and storage of vehicles and equipment was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Carl Borchert for change from A-1 to R-3 for construction of duplexes was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Marion S. Kester for change from M-2 to R-1 for construction of a single family residence was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Barker reported that as the Chairman of the Lower Fox/Green Bay Remedial Action Plan, she attended an awards ceremony honoring individuals and businesses for their efforts in environmental protection. She encouraged the Supervisors to recommend people and businesses in their districts for these awards.

Supervisor Barker attended the dedication of the Volunteers Center of East Central Wisconsin in Appleton. They are the clearinghouse for all volunteers in the area.

Supervisor Montgomery asked the Supervisors to purchase ribbons to help raise money for the Boys and Girls Club of Oshkosh.

Supervisor Sievert explained to the Board why the Planning & Zoning Committee withdrew the Historical Preservation Ordinance. The Planning & Zoning Committee felt that it is more appropriate to have historical preservation issues handled at the local level; and that there are other avenues available, such as the National Register of Historical Places.

Supervisor Wagner told the Board that the Property Management & Maintenance, Judiciary & Public Safety and Highway Committees met with Executive Steinhilber and David Schmidt, County Planner, to discuss plans for the old Highway Department facility.

Supervisor Schwartz encouraged the Board to attend the public hearings on Department of Community Programs services. The hearings will be held on Tuesday, May 7, 1996, from 1:00 to 2:00 p.m. at the Oshkosh Human Services Building, and Thursday, May 9, 1996, from 6:00 to 7:00 p.m. at the Menasha Public Library.

Supervisor Crowley reported that funding has been secured for the additional help that the Access Department of Social Services requested. They will have a report for the County Board in a couple of months.

PUBLIC HEARING

The following people spoke in opposition of Ordinance No. 17-

496, "Amend Section 16.12 of the General Code of Winnebago County (Holding Tank Fees)".

Mick Salm, Chairman, Town of Clayton, 3925 West Larsen Road, Oshkosh; Steven Spanbauer, Chairman, Town of Neenah, 490 Sunrise Bay Road, Neenah; Gerald Frey, Chairman, Town of Oshkosh, 4804 Island View Drive, Oshkosh; Roger Mathwig, 4098 Highway 21, Oshkosh; Leon Button, 1670 West County Road Y, Oshkosh; Paul Groskreutz, 3103 Scenic Drive, Oshkosh; Jim Erdmann, 2492 Hickory Lane, Oshkosh; David Conger, 5097 Sherman Road, Oshkosh.

Brian Grunske, 9097 U.S. Highway 45, Neenah, spoke in opposition of Zoning Report No. 002, and Amendatory Ordinance No. 04-02-96.

Virginia Behrens, 1736 Grundman Lane, Neenah; Rob St. Pierre, 1738 Grundman Lane, Neenah; and Donna Hoelzel, 1742 Grundman Lane, Neenah; spoke in opposition of Resolution No. 2-496, "Authorize Purchase of Land - Grundman Estate Adjoining Osh-O-Nee Boat Landing/Grundman Park, Town of Vinland".

Randy & Janice Poublon, 3727 Fond du Lac Road, Oshkosh, requested that action be delayed on Amendatory Ordinance No. 8, and that it be referred back to the Black Wolf Town Board for further clarification. Timothy Dempsey, attorney for the Town of Black Wolf, spoke in support of Amendatory Ordinance No. 8.

COUNTY EXECUTIVE'S REPORT

Executive Steinhilber told the Board that they are working on the 1996 Capital Improvement projects. The Sunnyview Office Building project has received tentative approval from the DNR to occupy space in the building.

Executive Steinhilber told the Board that DNR-owned property is to be disposed of as part of the agreement to co-locate in the Sunnyview project. He will report to the Property Management & Maintenance Committee in the near future.

Circuit Court Branch IV's offices are being repaired after the recent water main break that flooded their office. It appears that all the repair costs will be covered by insurance.

Planning for the Courthouse remodeling is continuing. Executive Steinhilber will be meeting with the Property Management & Maintenance Committee on this issue in the near future.

Executive Steinhilber told the Board that he will be holding the Capital Improvement Program hearing prior to the June County Board Work Shop Session.

Executive Steinhilber reported that as of December 31, 1995, the Undesignated Fund Balance was over \$8,000,000.

He also told the Board that Governor Thompson may be coming to Oshkosh on Thursday, April 25, to sign the W-2 Bill.

Executive Steinhilber spoke in opposition of Resolution No. 2-496, "Authorize Purchase of Land - Grundman Estate Adjoining Osh-O-Nee Boat Landing/Grundman Park, Town of Vinland".

COUNTY EXECUTIVE APPOINTMENTS ADVOCAP BOARD

Executive Steinhilber re-appointed Supervisors David Kollath and Mary Jo Widener to two-year terms on the Advocap Board. Their terms would begin immediately and end April 21, 1998.

Motion by Supervisor Montgomery and seconded to confirm their appointment to the Advocap Board. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

AFFIRMATIVE ACTION COMMISSION

Executive Steinhilber re-appointed Michael Woods to a three-year term on the Affirmative Action Commission. His term will begin immediately and end on April 20, 1999.

Motion by Supervisor Lauson and seconded to confirm his appointment to the Affirmative Action Commission. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

COMMUNITY PROGRAMS BOARD

Executive Steinhilber re-appointed Supervisor Ron Montgomery and citizen David Thompson, and appointed Supervisor Rengstorf to two-year terms on the Community Programs Board. Their terms would begin immediately and end on April 21, 1998.

Motion by Supervisor Rankin and seconded to confirm their appointment to the Community Programs Board. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

EAST WISCONSIN COUNTIES RAILROAD CONSORTIUM

Executive Steinhilber re-appointed Supervisors Kenneth Robl and Herbert Kramer to two-year terms on the East Wisconsin Counties

Railroad Consortium. Their terms would begin immediately and end on April 21, 1998.

Motion by Supervisor Lauson and seconded to confirm their appointment to the East Wisconsin Counties Railroad Consortium. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

EAST CENTRAL WISCONSIN REGIONAL PLANNING COMMISSION

Executive Steinhilber re-appointed Mayor Marigen Carpenter, City of Neenah, to a two-year term on the East Central Wisconsin Regional Planning Commission.

Motion by Supervisor Lawson and seconded to confirm her appointment to the East Central Wisconsin Regional Planning Commission. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

WINNEBAGO COUNTY BOARD OF HEALTH

Executive Steinhilber re-appointed Supervisors James Kozickowski, John Schaidler, Joanne Sievert, Stephen Rankin and Thomas Pech, Jr. to two-year terms on the Board of Health. Their terms would begin immediately and end April 21, 1998.

Motion by Supervisor Kollath and seconded to confirm their appointments to the Winnebago County Board of Health. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

WINNEBAGO COUNTY HOUSING AUTHORITY COMMISSION

Executive Steinhilber re-appointed Victoria Bahr to another five-year term on the Winnebago County Housing Authority Commission. Her term would begin immediately and end on April 17, 2001.

Motion by Supervisor Kollath and seconded to confirm her appointment to the Winnebago County Housing Authority Commission. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

INDUSTRIAL DEVELOPMENT BOARD

Executive Steinhilber re-appointed Chairman Joseph Maehl, Corporation Counsel John Bodnar, County Board Auditor Gary Mayer, and himself, by virtue of their positions, to the Industrial Development Board. Also appointed to this Board is Mayor Joseph

Laux, City of Menasha; Paul Secor, Director of Marketing, City of Omro; and the Chairman of the Personnel & Finance Committee.

Re-appointed to this Board are Supervisors Paul Sundquist, John Hue and James Lauson, and Doug Pearson, Director of Chamco, Oshkosh.

These are two-year terms, expiring on April 21, 1998.

Motion by Supervisor O'Brien and seconded to confirm their appointments to the Industrial Development Board. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

PUBLIC SAFETY BUILDING BOARD

Executive Steinhilber appointed Supervisor Terry Footit and re-appointed Supervisor Paul Sundquist to two-year terms on the Public Safety Building Board. Their terms will begin immediately and end April 21, 1998.

Motion by Supervisor Frassetto and seconded to confirm their appointments to the Public Safety Building Board. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

SOCIAL SERVICES BOARD

Executive Steinhilber re-appointed Supervisors Muriel Crowley, James Koziczkowski, Helen Savas, Mary Jo Widener and Thomas Pech, Jr. to two-year terms on the Social Services Board. Their terms will begin immediately and end April 21, 1998.

Motion by Supervisor Rankin and seconded to confirm their appointments to the Social Services Board. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

SOLID WASTE MANAGEMENT BOARD

Executive Steinhilber re-appointed Supervisor Robert Putzer, Ralph King and Gerald Konrad to three-year terms on the Solid Waste Management Board. Their terms will begin immediately and end April 20, 1999.

Motion by Supervisor Lauson and seconded to confirm their appointments to the Solid Waste Management Board. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

TRI-COUNTY RECREATION ASSOCIATION

Executive Steinhilber re-appointed Supervisors Crowley and Finch to two-year terms on the Tri-County Recreation Association.

Their terms will begin immediately and end April 21, 1998.

Motion by Supervisor Kollath and seconded to confirm their appointments to the Tri-County Recreation Association. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

UW-FOX VALLEY BOARD OF TRUSTEES

Executive Steinhilber re-appointed Supervisors Joseph Maehl and John Hue to two-year terms on the UW-Fox Valley Board of Trustees. Their terms will begin immediately and end April 21, 1998.

Motion by Supervisor Kollath and seconded to confirm their appointments to the UW-Fox Valley Board of Trustees. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

WINNE-FOND LAKE POLICY BOARD

Executive Steinhilber re-appointed Supervisors Eugene Troxell, Donald Arne and Anne Lawson to two-year terms on the Winne-Fond Lake Policy Board. Their terms will begin immediately and end April 21, 1998.

Motion by Supervisor Lauson and seconded to confirm their appointments to the Winne-Fond Lake Policy Board. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl explained to the Board that the newly formed Legislative Committee will be made up of the chairmen of the Standing Committees, Health Board, Community Programs Board, Land Conservation Committee, Social Services Board and Solid Waste Management Board. Their organizational meeting will be held on Monday, May 13, 1996.

Chairman Maehl presented the Committee on Committees assignments. (After the appointments were approved, the committees met and chose their officers.)

AVIATION COMMITTEE

David Albrecht, Chairman
Eugene Troxell, Vice Chairman
John Hue, Secretary
Anne Lawson
Donald Arne

HIGHWAY COMMITTEE

Kenneth Robl, Chairman

Robert Putzer, Vice Chairman
Terry Footit, Secretary
Herbert Kramer
Bernard Egan

JUDICIARY & PUBLIC SAFETY COMMITTEE

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

EMERGENCY MANAGEMENT COMMITTEE

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

PARK VIEW HEALTH CENTER COMMITTEE

Ron Montgomery, Chairman
Robert Klitzke, Vice Chairman
Dorothy Schwartz, Secretary
David Metzig
Joanne Sievert

PARKS & RECREATION COMMITTEE

James Lauson, Chairman
Terry Footit, Vice Chairman
Jill Watry, Secretary
Frank Frassetto
Patrick O'Brien

PERSONNEL & FINANCE COMMITTEE

Jeanette Diakoff, Chairman
Robert Putzer, Vice Chairman
David Kollath, Secretary
David Albrecht
Frank Frassetto

PLANNING & ZONING COMMITTEE

John Schaidler, Chairman
Joanne Sievert, Vice Chairman
Eugene Troxell, Secretary
John Planalp
Jeanette Diakoff

PROPERTY MANAGEMENT & MAINTENANCE COMMITTEE

Jacquelyn Wagner, Chairman
James Koziczkowski, Vice Chairman
Donald Griesbach, Secretary
Bernard Egan
Patrick Brennand

**UNIVERSITY OF WISCONSIN EDUCATION,
EXTENSION & AGRICULTURE COMMITTEE**

Joseph Maehl, Chairman
Nancy Barker, Vice Chairman
Patrick Brennand, Secretary
John Hue
Stephen Rankin

**ELDERLY & DISABLED TRANSPORTATION
COORDINATION COMMITTEE**

Helen Savas
John Schaidler

LAND CONSERVATION COMMITTEE

Joseph Maehl, Chairman
Nancy Barker, Vice Chairman
Patrick Brennand, Secretary
John Hue
Stephen Rankin
Arden Eckstein (citizen)
Joe Olson (citizen)

LONG-TERM SUPPORT PLANNING ADVISORY COMMITTEE

Helen Savas
James Koziczkowski
Dorothy Schwartz

A motion was made by Supervisor Rankin and seconded to accept the Committee on Committees assignments. Ayes: 35. Nays: 1 - Kollath. Excused: 2 - Savas and Kramer. CARRIED.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to R-1 for creation of one single family lot with an existing single family residence. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-01-96. A request from Virginia Neubauer for zoning 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 re: rezoning to B-3 for recreational vehicle sales and service. Motion by Supervisor Sievert and seconded to accept. Motion by Supervisor Wagner and seconded to refer back to committee. Supervisor Wagner withdrew her motion. VOTE TO ACCEPT REPORT CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-02-96. A request from Milton Westphal for zoning change from A-2 General Farming District to B-3 General Business District. Ayes: 33. Nays: 3 - Rengstorf, Footit and Widener. Excused: 2 - Savas and Kramer. CARRIED.

REPORT NO. 003. A report from Planning & Zoning Committee re: text amendments to various portions of the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-03-96. A request from Planning & Zoning Committee for text amendments to various portions of the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4. A request from the Town of Wolf River on behalf of David & Jan Metzger for rezoning from R-1 to B-3. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Metzger abstained.

AMENDATORY ORDINANCE NO. 5. A request from the Town of Rushford on behalf of Howard & Barbara Koch for rezoning 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 Rudy Freund for rezoning 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 Donald Malson for rezoning from A-2 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Black Wolf on behalf of Randy & Janice Poublon for rezoning from B-2 to R-1. Motion by Supervisor Brennand and seconded to adopt. Motion by Supervisor Finch and seconded to lay on the table for 30 days. Ayes: 31. Nays: 5 - Egan, Griesbach, Arne, Koziczkowski and Brennand. Excused: 2 - Savas and Kramer. MOTION TO LAY ON THE TABLE CARRIED.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 2-496 — Authorize Purchase of Land - Grundman Estate Adjoining Osh-O-Nee Boat Landing/ Grundman Park, Town of Vinland

WHEREAS, the executors of the estate of John Grundman have indicated that they are interested in allowing Winnebago County the first opportunity to acquire property formerly owned by John Grundman; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County to purchase said property in that said property would be useful for future expansion to the existing site, since the property directly adjoins the existing park property, and would serve as a buffer between the existing park and private residences to the south; and

WHEREAS, your undersigned Committee believes that the proposed sale price of \$175,000 as to said 22,842 sq. ft. parcel with 142 feet of lake frontage, is a reasonable price and accurately reflects the fair market value of said property to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the purchase of said parcel of property from the estate of John Grundman by Winnebago County, upon payment of sum not to exceed \$175,000 to

the estate of John Grundman, said transfer to be accomplished by Warranty Deed, upon said terms deemed by the County Executive to be fair and reasonable as to the following described parcel of property:

Known as 1728 Grundman Lane. Being that part of fractional lot 1 in the S.E. 1/4 of Section 20, T19N, R17E, Town of Vinland, Winnebago County, Wisconsin, which is bounded and described as follows, commencing at the C, 1/4 corner of said Section thence North 87° 52' 23" east along the north line of said 1/4 Section 1433.68 ft., thence south 62° 06' 36" east along the northerly line of Grundman Lane 297.08 ft. thence south 62° 48' 57" east along said line 523.30 ft. to the point of beginning of the parcel to be described, thence north 27° 18' 56" east 95.54 ft., thence south 61° 32' 33" east 185.27 ft., thence south 44° 45' 23" west along a meander line running along the shoreline of Lake Winnebago 142.39 ft. to the end of said meander line, thence north 62° 49' 41" west 143.00 ft., thence north 27° 53' 44" east 44.36 ft. to the point of beginning. Said parcel contains 22,642 square feet to the described meander line and the shoreline of Lake Winnebago.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of a sum not to exceed \$175,000 from the Winnebago County Undesignated Fund Balance to the Capital Outlays Fund of the Parks Department Budget for the purpose of purchasing said property.

Submitted by:

PARK AND RECREATION COMMITTEE

Supervisor Lauson withdrew this resolution.

RESOLUTION NO. 3-496 — Authorize Extension of Consortium Agreement - Winne-Fond Lake Private Industry Council, Ltd.

WHEREAS, on April 10, 1996, the Winne-Fond Lake Policy Board of the Winne-Fond Lake Private Industry Council, Ltd. met; and

WHEREAS, at that meeting, representatives from Winnebago County, Fond du Lac County and Green Lake County agreed, subject to the approval of the respective County Boards, to extend the Consortium Agreement between those three counties as to the Winne-Fond Lake Private Industry Council through June 30, 1998; and

WHEREAS, your undersigned Board Supervisors, as members of

such Policy Board on behalf of Winnebago County, hereby recommend extension of said Agreement.

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 enter into an extension of the Consortium Agreement between Winnebago County, Fond du Lac County and Green Lake County as to the Winne-Fond Lake Private Industry Council, with such extension to be for the period from July 1, 1996 through June 30, 1998.

Submitted by:

EUGENE TROXELL

DONALD ARNE

ANNE LAWSON

COUNTY BOARD SUPERVISORS

Motion by Supervisor Troxell and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

RESOLUTION NO. 4-496 — Establish Policy Regarding Temporary Clerical/Secretarial Positions

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that effective as of January 1, 1997, all temporary clerical/secretarial positions shall consist of no more than 590 work hours and that, except in the case of temporary substitutions for permanent clerical/secretarial employees on leave, no temporary position shall be extended by virtue of the creation of a second temporary position.

BE IT FURTHER RESOLVED, that no person employed by Winnebago County in a temporary clerical/secretarial position be employed in excess of 590 hours within a twelve month period, unless each such twelve month period of employment, consisting of no more than 590 hours, is followed by a break in service consisting of at least thirty calendar days.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Supervisor Diakoff withdrew this resolution.

RESOLUTION NO. 5-496 — Rededicate Former Winnebago County Social Services Building as the Orrin H. King Administrative Office Building

WHEREAS, Orrin H. King has faithfully served the people of

Winnebago County for 62 years in County government, consisting of being an employee of the Winnebago County Highway Department from 1928 through 1944; as a member of the Winnebago County Board of Supervisors from 1948 to 1973 and from 1978 through the present time; and as the first Winnebago County Executive from 1973 through 1977; and

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

WHEREAS, it is the intent of this Board that Orrin H. King be permanently honored by the rededication of the former Winnebago County Social Services Building in his honor.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the former Winnebago County Social Services Building, located at 448 Algoma Blvd. in the City of Oshkosh, is hereby formally rededicated and named as the Orrin H. King Administrative Office Building.

Submitted by:

PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

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

ORDINANCE NO. 6-496 — Create Section 11.10 of the General Code of Winnebago County (Social Services Board)

WHEREAS, Section 46.22, Wisconsin Statutes, requires that counties within the State of Wisconsin establish a County Social Services Board; and

WHEREAS, Winnebago County has, for many years, established and operated its Social Services Board pursuant to Winnebago County Board of Supervisors Rules; and

WHEREAS, it is procedurally proper for the composition, appointment and term of the Winnebago County Social Services Board to be established pursuant to a County Ordinance as opposed to being established pursuant to a Winnebago County Board of Supervisors Rule.

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

The creation of Section 11.10, General Code of Winnebago

County which shall read as follows:

11.10 COUNTY SOCIAL SERVICES BOARD.

- (1) Pursuant to Section 46.22, Wisconsin Statutes, there is established a Winnebago County Social Services Board. The Social Services Board shall have those powers and duties as enumerated in Section 46.22(2g), Wisconsin Statutes.
- (2) **MEMBERSHIP.** (a) The Winnebago County Board of Social Services shall consist of five (5) members. All of the members shall be members of the Winnebago County Board of Supervisors.
- (3) **APPOINTMENT.** (a) Appointment to the Winnebago County Social Services Board shall be made by the Winnebago County Executive, subject to confirmation by the Winnebago County Board of Supervisors.
- (4) **TERM.** (a) All members of the Winnebago County Social Services Board shall serve a term of two (2) years. Said term shall run concurrent to the term of the members upon the Winnebago County Board of Supervisors. Vacancies within the Board shall be filled as provided pursuant to (3), above.
- (5) **REMOVAL.** (a) A member of the County Social Services Board may be removed by the County Executive for cause.
(b) The resignation or removal of a member of the Winnebago County Social Services Board from the Winnebago County Board of Supervisors shall automatically result in said person being ineligible to continue to serve as a Winnebago County Social Services Board member and said person shall be removed from the Social Services Board.
- (6) **LICENSURE OR CERTIFICATION OF SOCIAL SERVICES BOARD MEMBERS.**
(a) The Winnebago County Department of Social Services shall not license or certify any Winnebago County Social Services Board member for any purpose during the term of that person upon the Winnebago County Social Services Board. Should a Winnebago County Social Services Board member apply to the Department of Social Services for certification or licensure, said application shall be referred to an outside social services agency for review and decision upon said application.

BE IT FURTHER RESOLVED by the Winnebago County Board

of Supervisors that this Ordinance shall take effect as of May 1, 1996.

Submitted by:

SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Kramer. **CARRIED.**

RESOLUTION NO. 7-496 — Disallow Claim of James Stratton

WHEREAS, your Personnel and Finance Committee has had the claim of James Stratton 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 Stratton dated February 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: 36.
Nays: 0. Excused: 2 - Savas and Kramer. **CARRIED.**

RESOLUTION NO. 8-496 — Establish Salaries for County Elected Positions

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the annual salary rates for elected positions of Winnebago County for terms commencing after January 1, 1997, shall be as follows:

<u>OFFICE</u>	<u>ANNUAL SALARY</u>	<u>ANNUAL SALARY</u>
	<u>1997</u>	<u>1998</u>
Sheriff	\$ 60,000	\$ 61,800
Clerk of Courts	\$ 43,000	\$ 44,290
Coroner	\$ 40,750	\$ 41,973
County Clerk	\$ 40,750	\$ 41,973
Register of Deeds	\$ 40,750	\$ 41,973
Treasurer	\$ 40,750	\$ 41,973

BE IT FURTHER RESOLVED, that the above positions be provided with County paid fringe benefits at the same level as is provided-

ed to the County's appointed department heads.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be included as part of the 1997 and 1998 County budgets.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

RESOLUTION NO. 9-496 — Authorize Application for 1997 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 1997; and

WHEREAS, a grant application in the amount of \$45,000 is being 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.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

RESOLUTION NO. 10-496 — Authorize the Information Systems Department to Enter Into a Contract Beginning 5/3/96 and Expiring 12/31/97 for Hardware and Software Maintenance of the Client/Server Computer Network. Total Contract Cost Equals \$10,789.

WHEREAS, the Winnebago County Information Systems

Department would like to enter into a contract for hardware and software maintenance of our client/server computer network,

WHEREAS, the contract with the vendor would cover the period starting May 3, 1996, and expire December 31, 1997,

WHEREAS, the cost of the maintenance relating to 1996 in the amount of \$5,486 is included in the 1996 adopted budget,

WHEREAS, the amount pertaining to 1997 is \$5,303 and will be included in the 1997 budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does authorize the Information Systems Department to enter into the above described contract for hardware and software maintenance on the Winnebago County client/server network system.

Submitted by

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

RESOLUTION NO. 11-496 — Transfer \$3,541 From the Contingency Fund to the Computer Software Account of the Information Systems Department for the Purchase of the Microsoft Office Software Program for Park View Health Center and the Public Health Department

WHEREAS, during 1995 the Information Systems Department purchased the Novell Perfect Office Suite software product for installation in two departments, and

WHEREAS, during 1995, Information Systems was unable to install the software in those offices due to priorities of other office automation projects relating to major County building projects, and

WHEREAS, there is now uncertainty regarding the future availability of support for the Novell product, therefore the Information Systems Department has determined it to be in the best interest of the County to purchase the Microsoft Office Suite product instead for County wide installation, and

WHEREAS, there are no funds appropriated in the 1996 Winnebago County budget for purchases for those departments.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does appropriate \$3,541 from the Contingency Fund of Winnebago County to the Computer Software

account of the Information Systems Department for the purchase of the above named software for Park View Health Center and the Public Health Department.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. **CARRIED.**

ORDINANCE NO. 12-496 — Amend Sec. 11.02 of the General Code of Winnebago County (Rules for Park View Health Center)

WHEREAS, the Administrator of Park View Health Center and the undersigned Committee have recently reviewed Sec. 11.02 of the General Code of Winnebago County, Rules for Park View Health Center; and

WHEREAS, upon review of said Ordinance, it is apparent that said Ordinance is out of date and not in compliance with present State Statutes or Administrative Code Regulations; and

WHEREAS, the proposed amendment to said Ordinance shall bring said Ordinance into compliance with present State Statutes and Administrative Code Regulations.

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

That Section 11.02 of the General Code of Winnebago County be amended to read as follows:

11.02 RULES FOR PARK VIEW HEALTH CENTER

- (1) **PURPOSE.** (a) To establish the admission requirements for residency at Park View Health Center (Pleasant Acres and the Rehabilitation Pavilion Nursing Home).
- (2) **INITIAL REQUIREMENTS.** No person less than 18 years old shall be admitted unless approved for admission by the State Department of Health & Social Services. Requests for approval to admit a person under the age of 18 years shall be made in writing and shall include:
 - (a) A statement from the referring physician stating the medical, nursing, rehabilitation, and special services required by the minor;
 - (b) A statement from the administrator certifying that the required services can be provided;

- (c) A statement from the attending physician certifying that the physician will be providing medical care;
 - (d) A statement from the persons or agencies assuming financial responsibility.
- (3) (a) Applications must include personal, health and financial information.
- (b) The completed application is to be sent to the Director of Social Services, Park View Health Center, 725 Butler Avenue, P.O. Box 10, Winnebago, Wisconsin 54985-0010.
- (4) **LIMITATIONS ON ADMISSIONS**
- (a) Bed capacity - no facility may house more residents than the maximum bed capacity for which it is licensed.
 - (b) Care Levels. 1. No person who requires care greater than that which the facility is licensed to provide may be admitted to or retained in the facility.
2. No resident whose condition changes to require care greater than that which the facility is licensed to provide shall be retained.
 - (c) Other conditions. The facility shall comply with all other conditions of the license.
- (5) **OTHER LIMITATIONS ON ADMISSIONS.** (a) Persons requiring unavailable services. Persons who require services which the facility does not provide or make available shall not be admitted or retained.
- (b) Communicable diseases. 1. Restriction. No person suspected of having a disease in a communicable state shall be admitted, unless the facility has the means to manage the condition as provided by subd. 2.
 - (c) Destructive residents. Residents who are known to be destructive of property, self-destructive, disturbing or abusive to other residents, or suicidal, shall not be admitted or retained, unless the facility has and uses sufficient resources to appropriately manage and care for them.
 - (d) Developmental Disabilities. 1. No person who has a developmental disability may be admitted to a facility unless the facility is certified as an intermediate care facility for the mentally retarded, except that a person who has a developmental disability and who requires skilled nursing care services may be admitted to a skilled nursing facility.
2. Except in an emergency, no person who has a develop-

mental disability may be admitted to a facility unless the county department under s. 46.23, 51.42 or 51.437 Stats., of the individual's county of residence has recommended the admission.

- (e) **Mental Illness.** Except in an emergency, no person who is under age 65 and has a mental illness as defined in Sec. 51.01(13) may be admitted to a facility unless the county department under Sec. 46.23, 51.42 or 51.437, Stats., of the individual's county of residence has recommended the admission.
- (6) Admission will be conducted seven days a week. A person shall be admitted when an application is processed, approved and requirements complete.
- (7) **PROCEDURES FOR ADMISSION, DISCHARGE AND TRANSFER OF RESIDENTS.** Procedures for admission, transfer and discharge of residents shall be governed by the provisions of Wisconsin Administrative Code Chapters HSS 132.52 and 132.53 and any subsequent amendments thereto.
- (8) **RATES.** (a) **Private Pay.** Resident rates at Pleasant Acres and the Rehabilitation Pavilion shall be established by the Park View Health Center Committee consistent with the cost of care and operation of Pleasant Acres and the Rehabilitation Pavilion. These rates may be adjusted periodically by the Committee if conditions warrant. Park View Health Center will provide thirty (30) days written advance notice of change.
- (b) **Medical Assistance (Title XIX).** Rates established by the State for Title XIX reimbursement shall be utilized. These rates shall be appealed if not consistent with costs.
- (c) One month payment of the established rate for the resident's care at Pleasant Acres or the Rehabilitation Pavilion shall be payable in advance upon approval of the applicant's admission to Park View Health Center. All subsequent payments shall be made one month in advance. Accounts that are not settled by the fifteenth (15) of the month shall be considered delinquent. An added fee may be charged for delinquent accounts.
- (d) No refund of charges will be made for the first seven (7) days of residence at Pleasant Acres or the Rehabilitation Pavilion or any portion thereof. Refunds will be made thereafter based on the actual number of days in resi-

dence. Residents will not be charged for the day of discharge. Refunds may take up to thirty (30) days to process.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this Ordinance shall take effect on the date following the date of its publication.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

ORDINANCE NO. 13-496 — Amend Sec. 6.03, General Code of Winnebago County (County Emergency Management Committee)

WHEREAS, Section 6.03 of the General Code of Winnebago County: County Emergency Management Committee, does not comply with Sec. 166.03(4)(c), State Statutes or with the County's present practice in that it provides that the Chairman of the Emergency Management Committee shall be the Chairman of the County Board; and

WHEREAS, your undersigned Committee believes that said Ordinance should be amended to bring it in compliance with State Statute and actual practice.

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

That Section 6.03, General Code of Winnebago County, shall be amended to read as follows:

6.03 COUNTY EMERGENCY MANAGEMENT COMMITTEE.

- (1) **HOW CONSTITUTED.** Pursuant to Sec. 166.03(4)(c), Statutes, the Winnebago County Board of Supervisors hereby designates its Judiciary and Public Safety Committee as the County Emergency Management Committee. The Chairperson of the County Emergency Management Committee shall be designated by the Chairman of the County Board.
- (2) **DUTIES.** Pursuant to Sec. 166.03(4)(c), Statutes, the County Emergency Government Committee shall have policy-making

and rule-making powers in the establishment and development of County Emergency Management plans and programs.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the amendment to this Ordinance shall be effective on the date following the date of its publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Motion by Supervisor Rengstorf and seconded to correct the Resolution on Lines 4, 19, 22, 23, 26 and 28 by changing the word "Government" to "Management". Vote on resolution as corrected: Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

RESOLUTION NO. 14-496 — Authorize Increase in Microfiche Plate Fee - Register of Deeds Office

WHEREAS, there has been no price increase in the charge for microfiche plates within the Winnebago County Register of Deeds Office since January 21, 1986; and

WHEREAS, the costs of material, labor and camera use have risen considerably within the last ten (10) years; and

WHEREAS, your undersigned Committee recommends an increase in the microfiche plate fee from \$2.00 to \$3.00 per plate effective June 1, 1996.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Winnebago County Board of Supervisors as follows:

That the fee for microfiche plates be increased from \$2.00 to \$3.00 per plate effective June 1, 1996.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

RESOLUTION NO. 15-496 — Authorize Increase in Duplication of Diazo Cards Fees - Register of Deeds Office

WHEREAS, there has been no increase in the fee for duplication of Diazo Cards within the Winnebago County Register of Deeds Office during the past twenty (20) years; and

WHEREAS, the costs of material, labor and camera use has increased considerably within the past twenty (20) years; and

WHEREAS, your undersigned Committee recommends that the fee for Diazo Cards be increased from \$.23 to \$2.00 per Diazo Card issued, effective June 1, 1996.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the fee for each Diazo Card issued by the Winnebago County Register of Deeds Office be increased from \$.23 to \$2.00, effective June 1, 1996.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Supervisor Rengstorf withdrew this resolution.

RESOLUTION NO. 16-496 — Require Wisconsin Southern Railroad to Repair Railroad Crossing on County Highway "X" at Intersection of Clairville Road

WHEREAS, Section 86.12(1), Statutes, provides that a County Board may, by resolution, require any railroad company to pave, plank, repair, change or otherwise improve railroad crossings, as the needs require; and

WHEREAS, the railroad crossing of the Wisconsin Southern Railroad on County Highway "X" at the intersection of Clairville Road is in dire need of repair and presents a road hazard to persons utilizing those roads; and

WHEREAS, your undersigned Highway Committee recommends that the County Board adopt a resolution requiring the Wisconsin Southern Railroad Company to repair the above-described railroad crossing.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requires and directs the Wisconsin Southern Railroad Company to repair, change or otherwise improve the railroad crossing of that railroad at the intersection of County Highway "X" and Clairville Road in the Towns of Algoma and Nekimi.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Clerk to take whatever action is necessary to personally serve a copy of this resolution upon the local agent of the Wisconsin Southern Railroad Company.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that should the Wisconsin Southern Railroad Company fail to comply with this resolution within thirty (30) days after the service of the resolution upon the local agent of the railroad company, that it hereby authorizes the Winnebago County Corporation Counsel to file a complaint with the office of the Commissioner of Railroads for the State of Wisconsin alleging the failure of the Wisconsin Southern Railroad to repair, improve or maintain said railroad crossing.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

ORDINANCE NO. 17-496 — Amend Sec. 16.12 of the General Code of Winnebago County (Holding Tank Fees)

WHEREAS, for the past six (6) months, the Planning and Zoning Committee of the Winnebago County Board of Supervisors has discussed the possibility of prohibiting holding tanks; and

WHEREAS, your undersigned Committee does not believe at the present time that the prohibition of holding tanks is feasible, but is of the opinion that the proliferation of holding tanks within unincorporated areas of Winnebago County is causing an increasing and unworkable administrative workload for the Winnebago County Zoning Department in relationship to the monitoring and reporting of septic disposal; and

WHEREAS, your undersigned Committee believes that the proliferation of holding tanks within Winnebago County should be discouraged both on an environmental and an administrative basis; and

WHEREAS, as a means of discouraging the proliferation of holding tanks within Winnebago County, your undersigned Committee recommends that the permit fee for a holding tank be increased to \$2500.00 from \$165.00.

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

Section 16.12 of the General Code of Winnebago County be amended to read as follows:

16.12 FEES

Sanitary Permit fees shall be as follows:

<u>Type System</u>	<u>Fee</u>
Mound Systems	\$200.00
At Grade Systems	200.00
In Ground Pressure Systems	125.00
Conventional Systems	140.00
Holding Tanks	2500.00
Reconnection, septic tank/pump chamber replacement (excludes holding tanks), system repair	95.00

All of the above fees exclude the State Permit Fees.

The new fee shall become effective June 1, 1996.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Motion by Supervisor Sievert and seconded to refer back to the committee. Ayes: 35. Nays: 0. Excused: Savas, Kramer and Klitzke. **CARRIED.**

ORDINANCE NO. 18-496 — Amend Sections 18.08, 18.10, 18.56 and 18.65, General Code of Winnebago County (Subdivision Ordinance)

WHEREAS, your undersigned Committee has recently completed a review of Chapter 18 of the Winnebago County General Code, which governs subdivision of property within Winnebago County's unincorporated areas; and

WHEREAS, your undersigned Committee recommends that the following amendments to said Ordinance be adopted by Winnebago County.

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

That Section 18.08, 18.10, 18.56 and 18.65 of the General Code of Winnebago County be amended to read as follows:

GENERAL PROVISIONS

18.05 JURISDICTION. The jurisdiction of this chapter shall include all unincorporated lands within the County. In addition, this chapter has jurisdiction in incorporated areas as an approval authority of minor land divisions within the airport zoning district of the Winnebago County Town/County Zoning Ordinance and as an objecting authority of major land divi-

sions as provided in Section 18.01. However, in no instance shall the provisions of this chapter apply to:

- (1) Transfers of interest in land by will or pursuant to court order.
- (2) Leases for a term not to exceed 10 years, mortgages or easements.
- (3) Sale or exchange of parcels of land between owners of adjoining property if additional lots are not thereby created and the resultant lots are not reduced below the minimum size required by these regulations, the County Zoning Ordinance or other applicable laws or ordinances. For the purpose of this section, an additional lot is deemed to be created if the parcel being sold or created is not combined with the adjoining parcel by means of a new legal description in accordance with Section 18.07.

18.06 COMBINING LOTS. Lots shall be combined into one parcel according to s. 18.07 when one or more of the following occurs:

- (1) The requirements of s. 18.05(3) are not met.
- (2) A use, structure, or structural addition that occupies more than one lot under the same ownership.
- (3) Existing substandard lots on record platted according to Ch. 236 Wis. Stats. when, in the determination of the Zoning Administrator, the intent of the district will not be maintained at the time of construction.

18.07 COMBINING DESCRIPTION. Land described in s. 18.06 shall be combined into one parcel by Certified Survey Map procedures and recorded in the County Register of Deeds Office.

18.08 COMPLIANCE. Division of land located within the jurisdictional limits of these regulations which results in a land division, replat or condominium plat as defined herein shall not be entitled to recording and/or improvements to the land unless it is in compliance with all the requirements of this chapter and:

- (1) Duly approved County Zoning and Private Sewage System Ordinances
- (2) County Access Control Ordinance.
- (3) Applicable local ordinances.
- (4) Provisions of Chapter 236, Wisconsin Statutes.
- ** (5) Provisions of the Winnebago County Land Records

Ordinance as enumerated in Section 8.05 of the Winnebago County Code.

18.09 LAND SUITABILITY. No land shall be divided which is held unsuitable for any proposed use by the County Planning and Zoning Committee (hereafter referred to as committee) for reason of flooding, inadequate drainage, soil and rock formations with severe limitations for development, severe erosion potential, unfavorable topography, inadequate water supply or sewage disposal capabilities or any other feature likely to be harmful to the health, safety or welfare of future residents of the proposed subdivision or of the community. The Committee in applying the provisions of this chapter shall in writing, cite the particular facts upon which it bases its conclusion that the land is not suitable for the proposed use and afford the applicant an opportunity to present evidence regarding such suitability at a public hearing. Thereafter, the Committee may affirm, modify or withdraw its determination of unsuitability.

18.10 VARIANCES. (1) In any particular case where it can be shown that by reason of exceptional topographic or other physical conditions, strict compliance with any requirement of this chapter would cause practical difficulty by exceptional and undue hardship, the Committee may relax such requirement to the extent deemed just and proper so as to relieve such difficulty or hardship, provided such relief may be granted without detriment to the public good and without impairing the intent and purpose of this chapter or the desirable general development of the County.

(2) The Committee at its discretion, if it determines it necessary for the public good, may conduct a public hearing to permit parties of interest to comment on the variance request.

(3) If a hearing is determined necessary, the applicant shall be responsible for payment of a hearing fee as established by the Zoning Department Fee Schedule. The Committee shall then fix a reasonable time and place for the hearing. Notice of the time and place of such hearing shall be given by publication in the County Class 1 notice, under Ch. 985. A copy of such notice shall be mailed by certified mail to the Town Clerk of each town affected by the proposed amendment and all property owners within 300 feet of the subject site

as listed on official tax property rolls as of the date of application shall be notified by first class mail with an Affidavit of Mailing at least 10 days prior to the date of such hearing.

- (4) A majority vote of the entire membership of the Committee shall be required to grant any modification to these regulations and any modification thus granted shall be entered in the minutes of the Committee setting forth the reasons which, in the opinion of the Committee, justified the modification.

**** (5) Shoreland Notice and Decision**

(a) Written notice shall be given to the appropriate District Office of the Department of Natural Resources at least ten (10) days prior to consideration by the Planning and Zoning Committee.

(b) Written notice of the decision shall be submitted to the appropriate District Office of the Department of Natural Resources within thirty (30) days of the decision.

18.11 VIOLATIONS. No person shall build upon, divide, convey, record or monument any land in violation of this chapter or the Wisconsin Statutes. No permit shall be issued authorizing the building on or improvement of any subdivision, replat or condominium plat within the jurisdiction of this chapter and not of record as of April 15, 1969, until the provisions and requirements of this chapter have been fully met. The County may institute appropriate action or proceedings to enjoin violations of this chapter or the applicable Wisconsin Statutes.

18.12 PENALTIES. (1) Recordation improperly made shall be subject to the provisions of Sec. 236.30, Wisconsin Statutes.

(2) Conveyance of lots in unrecorded plats shall be subject to the provisions of Sec. 236.31, Wisconsin Statutes.

(3) Monuments disturbed or not placed shall be subject to the provisions of Sec. 236.32, Wisconsin Statutes.

(4) Assessor's plat may be ordered by the County when a subdivision is created by successive divisions as provided in Sec. 236.31(2), Wisconsin Statutes.

(5) Any person failing to comply with the provisions of this chapter shall be subject to a penalty as provided in Sec. 25.04 of the Winnebago County General Code.

18.13 APPEALS. Any person aggrieved by an objection to a plat or failure to approve a plat may appeal therefrom as provided in

Sections 236.13(5) and 62.23(7), Wisconsin Statutes.

18.54 BLOCKS. The widths, lengths and shapes of blocks shall be suited to the planned use of the land, zoning requirements, need for convenient access, control and safety of street traffic and the limitations and opportunities of the topography.

- (1) **LENGTH** - Blocks in residential areas should not as a general rule be less than 500 feet nor more than 1,500 feet in length unless otherwise dictated.
- (2) **WIDTH** - Blocks shall have sufficient width to provide for two tiers of lots of appropriate depth, except where otherwise required to separate residential development from through traffic or where lots abut a lake or stream. Width of lots or parcels reserved or laid out for commercial or industrial use shall be adequate to provide for off-street service and parking required by the use contemplated and the area zoning provisions for such use.

18.55 UTILITY EASEMENTS. All utility lines for electric power and telephone service shall be placed on mid-block easements along rear lot lines whenever carried on overhead poles, except where lots abut a lake or stream or where such location is deemed engineeringly unfeasible by the utility company involved.

18.56 LOTS. The size, shape and orientation of lots shall be appropriate for the location of the subdivision and for the type of development and use contemplated. The lots should be designed to provide an aesthetically pleasing building site and a proper architectural setting for the building contemplated.

- (1) Side lot lines should be at right angles to straight street lines or radial to curved street lines on which the lots face. Lot lines shall follow municipal boundary lines rather than cross them.
- (2) Double frontage and reversed frontage lots shall be prohibited, except where necessary to provide separation of residential development from through traffic or to overcome specific disadvantages of topography and orientation.

** (3) Lot frontage.

- (a) Unless otherwise noted in Table 1, lots created within County zoning jurisdiction shall have a minimum frontage of 33' on a public street, and where applicable, a minimum frontage of 33' on navigable water.

(b) Lots created in areas solely under a Town zoning ordinance shall front or abut a road or street for a minimum distance of at least 33'.

** (4) Area and dimensions of lots shall conform to the requirements of the Table 1 of this Ordinance; and in areas not served by public sewer; shall in addition conform to the requirements of the D.I.L.H.R. 85 Wisconsin Administrative Code. Whenever a tract is subdivided into parcels with area in excess of the zoning requirements, such parcels should be arranged and dimensioned so as to allow re-division of any such parcels into normal lots in accordance with the provisions of this chapter.

(5) Lots should be designed and a suitable proportion between width and depth. Neither long narrow or wide shallow lots are normally desirable. Normal depth should not exceed 2 1/2 times the width nor be less than 150 feet.

** (6) Width of lots shall conform to the requirements of Table 1, or a local municipal ordinance.

(7) Corner lots shall be designed with extra width to permit adequate building setback from both streets.

** (8) Garage lots shall be established only in accordance with the intent of Section 17.10(1) of the County Zoning Ordinance. Area and width requirements of Table I of this ordinance shall be followed provided that administrative authorization to modify lot area is allowed in circumstances where unique conditions exist. In addition, the following standards shall be required of all garage lots:

(a) The garage lot shall be located directly across from the "house lot"; and

(b) The garage lot must be deed restricted by separate instrument to the house lot, said restriction to be submitted for recording at the time of submittal of the Certified Survey Map. The restriction shall specify that it is a perpetual restriction that may only be removed by written authorization of the Winnebago County Zoning Office at such time as the garage lot is being enlarged so as to meet other buildable lot standards.

18.57 BUILDING SETBACK LINES. Building setback lines shall conform to the requirements established in the County Zoning Ordinance. In those towns which have not adopted the County

Zoning Ordinance, the required setback lines shall be shown on the face of the plat.

18.58 SURFACE WATER DRAINAGE. Purpose. The intent of this section is to protect property and structures from damage caused by increased surface water runoff due to commercial, industrial, and proposed subdivision, the local municipality furnishing such service and the Committee shall determine the feasibility of service and the procedures to be followed by the subdivider in joining the system. Also the following shall apply:

- (1) **MAJOR LAND DIVISIONS** and **MAJOR CONDOMINIUM PLATS** shall be served by a public sanitary sewage system, major holding tank on a sanitary district as part of a public sewer system, or an on-site soil absorption system in accordance with DILHR Ch. 85. Private holding tanks are expressly prohibited.
- (2) **MINOR LAND DIVISIONS** and **MINOR CONDOMINIUM PLATS** may be served by holding tanks provided no alternative methods are available.

18.65 DEFINITIONS. In the construction of this chapter, the definitions contained in this section shall be observed and applied except when the context clearly indicates otherwise.

- (1) **ALLEY** - A public or private right-of-way which provides secondary access to abutting properties.
- (2) **ARTERIAL STREET** - A street used, or intended to be used, primarily for fast or heavy through traffic. Arterial streets shall include freeways and expressways, as well as standard arterial streets, highways, and parkways.
- (3) **BLOCK** - A group of lots existing within well-defined and fixed boundaries, usually being an area surrounded by streets or other physical barriers and having an assigned number, letter or other name through which it may be identified.
- (4) **BUILDING** - A structure having a roof supported by columns or wall. When separated by division walls from the ground up and without openings, each portion of each building shall be deemed a separate building.
- (5) **COLLECTOR STREET** - A street used, or intended to be used, to carry traffic from minor streets to the major system or arterial streets, including principal entrance streets to

residential developments.

- (6) COUNTY - Reference to County shall mean Winnebago County and shall include any agency, department or committee thereof.
- (7) COUNTY PLANNING AND ZONING COMMITTEE - The County Planning and Zoning Committee, as authorized by Sec. 59.97, Wisconsin Statutes, or any other committee created by the County Board and authorized to plan land use.
- (8) COUNTY PRIVATE SEWAGE SYSTEM ORDINANCE - The County Private Sewage System Ordinance which is included as Chapter 17 of this General Code.
- (9) COUNTY ZONING ORDINANCE - The Winnebago County Town/County Zoning Ordinance which is included as Chapter 17 of this General Code.
- (10) CUL-DE-SAC STREET - A minor street with only one outlet and having a turn around for the safe and convenient reversal of traffic movement.
- (11) EXTRATERRITORIAL PLAT APPROVAL JURISDICTION - The unincorporated area within 1 1/2 miles of a fourth-class city or village and within 3 miles of all other cities over which cities and villages may exercise plat approval, provided they have enacted an official map ordinance or subdivision control ordinance in accordance with Sec. 236.10, Wisconsin Statutes.
- (12) FINAL PLAT - The map of plan of a subdivision and any accompanying material as described in Sec. 18.35 of this chapter.
- (13) FRONTAGE - The length of the front property line of the lot, lots or tract of land abutting the right-of-way of a public street, road or highway.
- (14) FRONTAGE STREET - A minor street auxiliary to and located on the side of an arterial street for control of access and for service to the abutting development.
- (15) GRADE - The slope of a road, street or other public way, specified in percent.
- (16) IMPROVEMENT, PUBLIC - Any sanitary sewer, storm sewer, drainage ditch, water main, roadway, park, parkway, public access, sidewalk, pedestrian way, planting strip, off-street parking area or other facility for which the County or

Town may ultimately assume the responsibility for maintenance and operation.

- (17) **LAND DIVISION** - The act or process of dividing land into two or more parcels.
- ** (18) **LOT** - Designated parcel tract or area of land established by plat, subdivision or as otherwise permitted by law to be used, developed or built upon as a unit, and containing the minimum frontage, width, and area sufficient to meet building, parking, setback, open space, sanitary, or other requirements.
- ** (19) **LOT AREA** - The total square footage lying within the peripheral boundaries of a parcel of land. In any zoning jurisdiction, the area of a lot specifically excludes:
- (a) the right-of-way of a public or private street;
 - (b) areas of navigable water.
- (20) **LOT CORNER** - A lot abutting two or more streets at their intersection, provided that the corner of such intersection shall have an angle of 135 degrees or less measured on the lot side.
- (21) **LOT, LEGAL** - A unit of land existing under a single ownership which complies with the applicable basic district standards for the Zoning District in which such lot is situated or meets the definition of a "lot of record" of this Ordinance, which is provided with the minimum frontage upon a public road, and which complies with all applicable Subdivision and Laws and Ordinances.
- ** (22) **LOT LINES** - The peripheral boundaries of a parcel of land.
- (23) **LOT OF RECORD** - A legal lot of record shall mean a lot legally created and recorded in the Winnebago County Register of Deeds Office prior to or according to the Winnebago County Subdivision Ordinance of May 1, 1969, meeting applicable State County Zoning and Subdivision Laws and Ordinances.
- (24) **LOT, THROUGH** - A lot which has a pair of opposite lot lines among two parallel streets and which is not a corner lot. On a through lot both street lines shall be deemed front lot lines.
- ** (25) **LOT, WIDTH** - The mean horizontal distance between the side lot lines of a lot measured at right angles to the depth.

On irregularly (non-perpendicular) shaped lots, the width shall be the average width of the lot computed according to DILHR 85, Wisconsin Administrative Code. Lot width shall be measured at the street setback line applicable to the zoning district the parcel is located within. In the shoreland jurisdiction, the lot width shall also be measured at the shore yard setback line applicable to the zoning district the parcel is located within. At least 50% of the lot shall be greater than or equal to the required lot width.

- (26) MAJOR CONDOMINIUM PLAT - Condominiums in which land is allocated into parcels or building sites, whether the individual portions of land are defined as "units" or "limited common elements", are subject to review and approval of this Ordinance if five (5) or more parcels or building sites of five (5) acres or smaller in size and created within any five (5) year period from a lot parcel or tract which existed on the effective date of this chapter.
- (27) MAJOR LAND DIVISIONS - The creation of five (5) or more parcels or building sites of five (5) acres or smaller in size by successive divisions within a period of five (5) years. Within the classification of MAJOR LAND DIVISION, there shall be subclassifications of:
- (1) SUBDIVISION, COUNTY - (Subdivisions satisfying this classification, are subject to County review, and do not require State review). The subdivision of a lot, parcel or tract of land by the owner thereof or the owner's agent for the purpose of sale or of building development, where:
- (a) The act of division creates five (5) or more parcel or building sites, each of which is larger than one and one-half (1 1/2) acres and which is five (5) acres or smaller in size: or
- (b) Five (5) or more parcels or building sites of which is larger than one and one-half acres and which is five (5) acres or smaller in size and created by successive divisions within a period of five (5) years.
- (2) SUBDIVISION, STATE - (Subdivisions satisfying this classification are subject to mandatory State review under Chapter 236 of the Wisconsin Statutes in addition

to County review under this Ordinance). The division of a lot, parcel or tract of land by the owner thereof or the owner's agent for the purpose of sale or of building development, where:

- (a) The act of division creates five (5) or more parcel or building sites, each of which is larger than one and one-half (1 1/2) acres and which is five (5) acres or smaller in size: or
 - (b) Five (5) or more parcels or building sites of one and one-half (1 1/2) acres each or less in area are created by successive divisions within a period of five (5) years.
- (28) **MAJOR STREET** - Arterial and collector roads primarily intended for through traffic with a secondary function for direct access.
- (29) **MINOR CONDOMINIUM PLAT** - Condominiums in which land is allocated into parcels or building sites, whether the individual portions of land are defined as "units" or "limited common elements", are subject to review and approval of this Ordinance if one (1) but not more than four (4) parcels or building sites of five (5) acres or smaller in size are created within any five (5) year period from a lot parcel or tract which existed on the effective date of this chapter.
- (30) **MINOR LAND DIVISIONS** - The creation of one (1) but not more than four (4) parcels or building sites which divide land into a parcel or parcels of five (5) acres or smaller in size. Minor land divisions shall be created by Certified Survey Maps. Not more than four (4) parcels may be created by means of minor land division procedures within any five (5) year period from a lot, parcel or tract which existed on the effective date of this chapter.
- (31) **MINOR STREET** - A street used or intended to be used primarily for access to abutting properties.
- (32) **OBSTRUCTION, DRAINAGEWAY** - This Ordinance refers to two different types of obstructions:
- (1) **ARTIFICIAL OBSTRUCTION** - Any obstruction other than a natural obstruction that is capable of reducing the carrying capacity of a stream or drainageway or may accumulate debris and thereby reduce the carrying capacity of a stream; such as fences, dams, planted trees and shrubs, and

- any other obstructions instituted as a result of human activity.
- (2) **NATURAL OBSTRUCTION** - Includes any rock, tree, gravel or analogous natural matter that is an obstruction and has been located within the stream or drainageway by a non-human cause.
- (33) **OUTLOT** - A remnant parcel of land not to be used for building purposes, so designated on the plat.
- (31) **PARCEL** - Lot Created by a division of land. A parcel(s) which is owned, controlled or managed as a single entity shall be treated as a single tract, unless separated by a public road and navigable and non-navigable waters. A parcel is created as of the date the deed, land contract, lease, etc., is recorded with the Register of Deeds Office.
- (34) **PLANNING ADMINISTRATOR** - The person designated by the County Planning and Zoning Committee to administer this chapter.
- (35) **PRELIMINARY PLAT** - A map showing the salient features of a proposed subdivision submitted to the County Planning and Zoning Committee for purposes of preliminary consideration as described in Section 18.30 of this chapter.
- (36) **PUBLIC WAY** - Any public road, street highway, walkway, drainageway or part thereof.
- ** (37) **SHORELAND JURISDICTION** - The area within 1,000' of the ordinary high water mark of a navigable lake, pond or flowage; or within 300' of the ordinary high water mark of a river or stream; or to the landward side of a floodplain, whichever distance is greater.
- ** (38) **STREET (Public)** - The right-of-way of any street, road, highway, lane, etc., dedicated to the public which generally provides access to abutting properties.
- ** (39) **STREET (Private)** - The right-of-way of any private road, highway, lane, street, access easement, easement, etc., where the defined street or easement provides access to more than one parcel or principal structure.
- (40) **TOWN** - Reference to town shall mean any town in the County including the Town Board, Town Clerk or any other designated Town Committee.
- (41) **TRACT** - A contiguous area of land which exists or has existed in single ownership.

**TABLE 1 — Lot Size/Area Requirements
UNSEWERED AREA (County Zoning Jurisdiction)**

Zoning District	Minimum Area	Minimum Width	Minimum Frontage	Notes
R-1 (NON-SHORELAND)	43,000 sq. ft.	200'	33'	1,2,3,6
R-1 (SHORELAND)	43,000 sq. ft.	200'	33'	1,2,3,6,8
may reduce to	20,000 sq. ft.	100'	33'	9
R-2 (ALL AREAS)	20,000 sq. ft.	100'	33'	1,2,3,6,8
R-3 (ALL AREAS)	43,000 sq. ft.	200'	33;	1,2,6,8
R-5				1,2,4,6,8
MH-1 (ALL AREAS)				
PARKS	5,000 sq. ft.	50'	50'	1,2,3,6,8
SUBDIVISIONS	20,000 sq. ft.	100'	33'	1,2,3,6,8
G-1 (ALL AREAS)	(3,000 sq. ft. MAX)	40'	40'	1,2
B-1 (ALL AREAS)	30,000 sq. ft.	100'	100'	1,2,3,8
B-2 (ALL AREAS)	30,000 sq. ft.	100'	100'	1,2,3,8
B-3 (ALL AREAS)	30,000 sq. ft.	100'	100'	1,2,3,8
B-3 HGHWY BUS.	2 ACRES	300'	300'	1,2,3,8
P-1 (ALL AREAS)	43,000 sq. ft.	200'	200'	1,2,3,8
A-1 (> 5 ACRES)	N/A	N/A	N/A	1,2,5
A-1 (<= 5 ACRES)	43,000 sq. ft.	200'	33'	1,2,8
A-2 (> 5 ACRES)	N/A	N/A	N/A	1,2,5

A-2 (<= 5 ACRES)	43,000 sq. ft.	200'	33'	1,2,8
M-1 NON SHORELAND	As necessary to meet setbacks	33'		1,2
M-1 SHORELAND	20,000 sq. ft.	100'	33'	1,2,8
M-2 NON-SHORELAND	As necessary to meet setbacks	33'		1,2
M-2 SHORELAND	20,000 sq. ft.	100'	33'	1,2,8

SEWERED AREAS (County Zoning Jurisdiction)

Zoning District	Minimum Area	Minimum Width	Frontage	Notes
R-1 (ALL AREAS)	12,000 sq. ft.	85'	33'	1,2,8
R-2 NON-SHORELAND	9,000 sq. ft.	65'	33'	1,2
R-2 SHORELAND	10,000 sq. ft.	65'	33'	1,2,8
R-3 ALL AREAS	10,000 sq. ft.	85'	33'	1,2,8
R-4 ALL AREAS	15,000 sq. ft.	120'	33'	1,2,7,8
R-5 ALL AREAS	10 Acres for development area (recommended) 20% of development area for open space 4,000 sq. ft. (row house) 6,000 sq. ft. (one-family dwelling) By Conditional Use Permit for others.			8
MH-1 ALL AREAS PARKS SUBDIVISIONS:	5,000 sq. ft.	50'	50'	1,2,3,6,8

	SHORELAND	10,000 sq. ft.	65'	33'	1,2,3,6,8
	NON-SHORELAND	9,000 sq. ft.	65'	33'	1,2,3,6
G-1	(ALL AREAS)	(3,000 sq. ft. Maximum)	40'	40'	1,2
B-1	(ALL AREAS)	15,000 sq. ft.	85'	75'	1,2,8
B-2	(ALL AREAS)	15,000 sq. ft.	85'	75'	1,2,8
B-3	(ALL AREAS)	15,000 sq. ft.	85'	75'	1,2,8
B-3	HGHWY BUS.	2 ACRES	300'	300'	1,2,8
B-4	(ALL AREAS)	30,000 sq. ft.	100'	33'	1,2,8
B-5	(ALL AREAS)	15,000 sq. ft.	100'	33'	1,2,8
P-1	(ALL AREAS)	43,000 sq. ft.	200'	33'	1,2,8
A-1	(> 5 ACRES)	N/A	N/A	N/A	1,2,5
A-1	(ALL AREAS)				
A-1	(<= 5 ACRES)				
	NON-SHORELAND				
	R-1	12,000 sq. ft.	85'	33'	1,2
	R-2	9,000 sq. ft.	65'	33'	1,2
	R-3	10,000 sq. ft.	85'	33'	1,2
	SHORELAND				
	R-1	10,000 sq. ft.	85'	33'	1,2,8
	R-2	10,000 sq. ft.	65'	33'	1,2,8
	R-3	10,000 sq. ft.	85'	33'	1,2,8
M-1	NON-SHORELAND	as necessary to meet setbacks	33'	1,2	
M-1	SHORELAND	10,000 sq. ft.	65'	33'	1,2,8

M-2	NON-SHORELAND	as necessary to meet setbacks	33'	1,2	
M-2	SHORELAND	10,000 sq. ft.	65'	33'	1,2,8

NOTE 1: all lot areas exclude right-of-way of public or private roads/easements

NOTE 2: lot width is measured at the setback from right-of-way

NOTE 3: minimum lot area and/or width shall be increased as needed where necessitated by requirements for a private sewage system

NOTE 4: overall development density is a maximum of two (2) dwelling units per acre

NOTE 5: access to be by direct frontage or recorded easement

NOTE 6: residential property within the Air-1 district requires a minimum of five (5) acres for new lot creations.

NOTE 7: plus 1,500 sq. ft. increase in area for each added unit over a four unit structure and 500 sq. ft. per dwelling unit for open space.

NOTE 8: lots in Shoreland also require minimum width at shore yard setback.

NOTE 9: R-1 lot reduction in shoreland subject to soil evaluation

SEWERED/UNSEWERED (TOWN ZONING JURISDICTION)

Lot sizes in areas under Town zoning shall be the greater of either the requirement of a Town Ordinance, or as required in order to provide a private sewage system for the property.

GARAGE LOTS

Garage lots will be allowed only when their use has been authorized by the County Zoning Office in accordance with the intent of the ordinance section 17.10 (1).

SIZE: Garage lots may only be sized to accommodate the maximum allowable garage size and required setbacks.

MAXIMUM of 3,000 square feet. Corner lots will be allowed slightly more as allowed by zoning office.

If zoned R-1, maximum garage = 1,200 square feet

If zoned R-2, maximum garage = 900 square feet

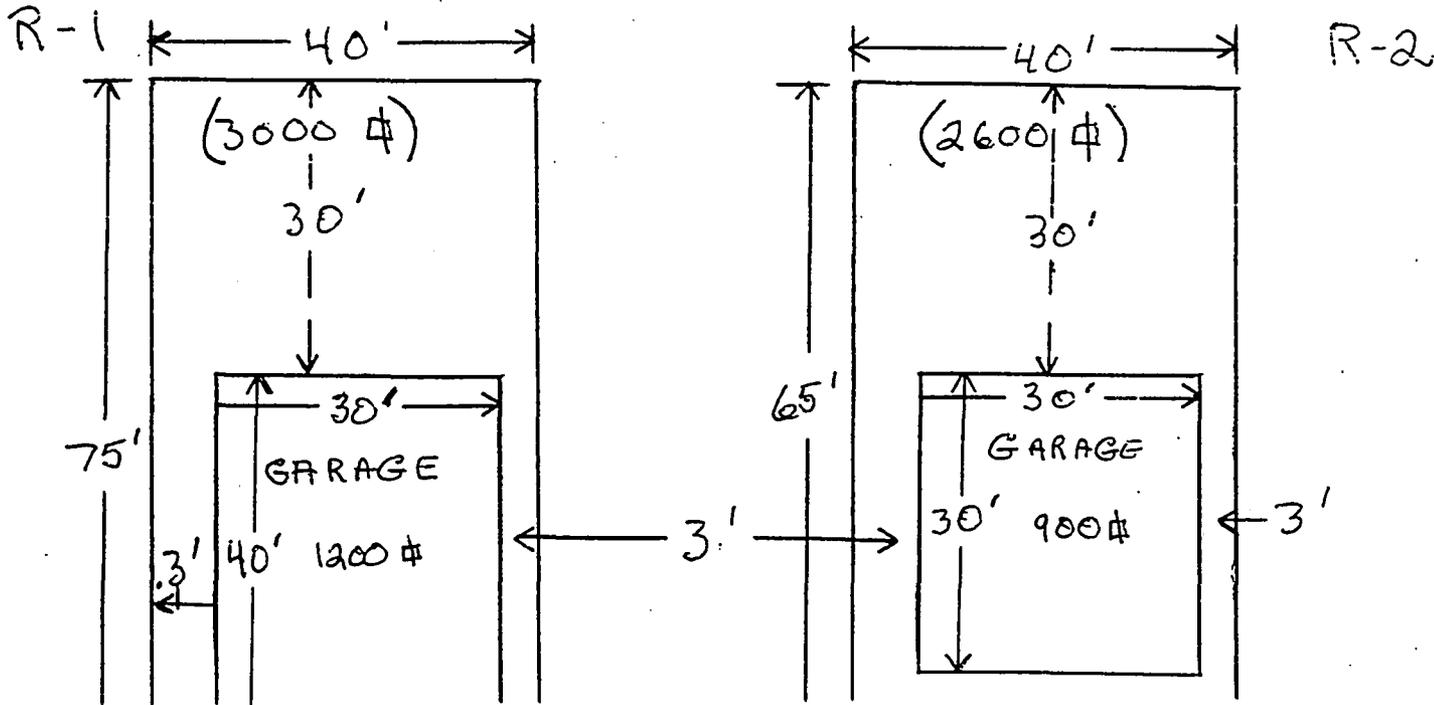
SETBACKS:

Street (Right-of-way)30' (less allowed by averaging)
Rear3'
Side3'
Shore75' (50' minimum through averaging)

OTHER REQUIREMENTS:

1. Minimum lot width of 40'
2. A portion of the garage lot must be directly across from the "house lot"
3. Garage lot must be deed restricted by separate instrument to the "house lot". Submit restriction with CSM for recording with CSM.

EXAMPLE OF ALLOWABLE LOT



BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said Ordinance shall take effect on June 1, 1996.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Kramer. CARRIED.

ORDINANCE NO. 19-496 — Amend Section 3.05(4)(a)(1), General Code of Winnebago County (Automobile Mileage Expense)

WHEREAS, the Winnebago County Board of Supervisors has deemed it appropriate to amend its rules to state that automobile mileage reimbursement should be at the rate established by the Internal Revenue Service for employee deduction purposes; and

WHEREAS, Section 59.03(3)(g), Statutes, states, "Each supervisor shall, for each day the supervisor attends a meeting of the board, receive mileage for each mile traveled in going to and returning from the meetings by the most usual traveled route at the rate established by the Board pursuant to Section 59.15 as a standard mileage allowance for all county employees and officers."; and

WHEREAS, the Winnebago County Board of Supervisors has not taken any action so as to amend Section 3.05(4)(a)(1) regarding automobile mileage expense reimbursement and, as a consequence, supervisors cannot be reimbursed at the Internal Revenue Service rate until such time as said Ordinance is amended, pursuant to the provisions of Section 59.03(3)(g), Wisconsin Statutes.

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

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

3.05 ATTENDANCE AT MEETINGS OR SCHOOLS.

(4) Expense Reimbursement.

(a) Automobile Mileage Expense:

- (1) Automobile mileage shall be reimbursed at the same rate as is established by Internal Revenue Service regulation for employee deductions for business mileage.

BE IT FURTHER RESOLVED by the Winnebago County Board

of Supervisors that this Ordinance shall be effective as of May 1, 1996.

Submitted by:

JOSEPH N. MAEHL, DISTRICT #6
COUNTY BOARD SUPERVISOR

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

Supervisor King moved and it was seconded to adjourn until the tour on Monday, May 20, 1996. The next County Board meeting will be Tuesday, May 21, 1996. CARRIED BY VOICE VOTE. Meeting adjourned at 9:30 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 23, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, MAY 21, 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: All present except Supervisors Koziczkowski, Kramer, Finch, and Arne.

Supervisor Lauson moved and it was seconded to accept the minutes of the April 16 and 23, 1996, County Board Meetings. Chairman Maehl told the Board that a correction should be made on page 15 changing the date of the County Board meeting from "August 2" to "August 20". **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda with a change to the order of the resolutions. He asked that Resolution Nos. 33-596 and 34-596 be introduced first. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

A letter from Governor Thompson regarding land use planning was read. Notice of Claim from Lori Stumpf regarding damage to jeans by the Winnebago County Jail staff was referred to the

Personnel & Finance Committee. Notice of Claim from Katherine C. Krock on behalf of her daughter, Heidi K. Brucks, regarding damages to vehicle and injuries as a result of an accident with a Winnebago County Maintenance Department vehicle was referred to the Personnel & Finance Committee. Notice of Claim from Robert L. Ray regarding damage to trees due to Winnebago County Highway Department snow plowing was referred to the Personnel & Finance Committee

An article from the May 6, 1996, *Post Crescent*, announced that Patricia Maehl, Chairman of the Winnebago County Committee on Aging, received the 1996 Distinguished Service Award of the Wisconsin Association of Homes and Services, Inc. She was presented with the award in Milwaukee on May 9.

Petition for Zoning Amendment from George E. Mathwig for change from R-1 to R-3 for construction of a duplex was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from William Drews for change from A-2 to R-1 for construction of a single family dwelling was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Leonard L. Baer for change from A-1 to R-1 for construction of two single family dwellings was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Peter Brockman for change from B-3 to M-1 for construction of a mini-warehouse was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Schwartz commented on the good, nutritious meal the Supervisors were served at Park View Health Center during the tour on Monday, May 20. These are the same meals that are distributed to various meal sites for elderly and low-income people. The cost for each meal is \$5.25—\$3.00 for the food and \$2.25 to cover administrative expenses, ie. drivers, supplies, etc.

Supervisor Lauson distributed copies of the Exposition Center 1996 events schedule. He commented on the addition at the Expo Center and how it will fill a great need. The fee structure for the Expo Center is on a sliding scale.

Supervisor Putzer read a letter he received from Senator Carol Buettner expressing her support of pro-life issues.

Supervisor Sundquist spoke about the tour of the Safety Building and the need for additional space and facilities. He said that HNTB

will be conducting a space needs study and Chinn Associates have been contracted to study the juvenile secure detention situation.

PUBLIC HEARING

Daniel Lynch, 310 South Eagle Street, Oshkosh spoke in support of Ordinance No. 21-596, "Amend Section 9.14 of the General Code of Winnebago County (Smoking in County Buildings)".

Judges Robert Haase and Robert Hawley spoke in opposition to Resolution No. 33-596, "Authorize Short-term Detention as a Dispositional Alternative for Juveniles". They spoke in support of Resolution No. 34-596, "Short-term Detention for Violation of Order".

Walter Chrapla, 721 Mitchell Street, Neenah, spoke in opposition of Resolution Nos. 20-596, "Authorize Construction of the New Science/Student Services Center at UW-Fox Valley Center"; 29-596, "Authorize the Project Expenditures for the 1996 Phase of the West Side Arterial Roadway Project"; 30-596, "Appropriate a Sum Not to Exceed \$49,338 from the Contingency Fund to the Information Systems Budget to Pay for Necessary Equipment Upgrades, Development Tools and Training Equipment"; and 33-596, "Authorize Short-Term Detention as a Dispositional Alternative for Juveniles". He spoke in support of Resolution Nos. 32-596, "Authorize Transfer of \$15,000 from Jail Assessment Fund to Professional Services Account of Winnebago County Sheriff's Department (Appropriation for Chinn Study)" and 34-596, "Short-Term Detention for Violation of Order".

Joseph Cismoski, 2345 Clover Street, Oshkosh, spoke in support of Ordinance No. 21-596, "Amend Section 9.14 of the General Code of Winnebago County (Smoking in County Buildings)".

Kay Krause, Town of Black Wolf Supervisor, 6769 State Road 175, Oshkosh, spoke in support of Amendatory Ordinance No. 8, dated April 8, 1996.

Randy Poublon, 3727 Fond du Lac Road, Oshkosh, spoke in support of Amendatory Ordinance No. 8, dated April 8, 1996.

COUNTY EXECUTIVE'S REPORT

Executive Steinhilber spoke in support of Resolution Nos. 22-596, "Convert Temporary Part-Time Position of Juvenile Court Intake Worker to Full-Time Regular Position: Clerk of Courts Budget"; 23-596, "Appropriate a Sum Not to Exceed \$50,000 from Contingency

Fund to Information Systems Department (Upgrade Emergency RMS/911 Computer System)"; 29-596, "Authorize the Project Expenditures for the 1996 Phase of the West Side Arterial Roadway Project"; 30-596, "Appropriate a Sum Not to Exceed \$49,338 from the Contingency Fund to the Information Systems Budget to Pay for Necessary Equipment Upgrades, Development Tools and Training Equipment"; and 31-596, "Create Section 3.07(3)(h), General Code of Winnebago County (Exempt Printing of Election Ballots from Competitive Purchasing)".

Executive Steinhilber told the Board that he supports Resolution No. 32-596, "Authorize Transfer of \$15,000 from Jail Assessment Fund to Professional Services Account of Winnebago County Sheriff's Department (Appropriation for Chinn Study)". This study should be completed and presented to the Board by July.

Recognizing that there is a shortage of space for housing juveniles and that there is a need for a juvenile detention facility in Winnebago County, Executive Steinhilber spoke in support of Resolution Nos. 33-596, "Authorize Short-Term Detention as a Dispositional Alternative for Juveniles" and 34-596, "Short-Term Detention for Violation of Order".

COUNTY EXECUTIVE'S APPOINTMENT

WINNEFOX LIBRARY SYSTEM BOARD

Executive Steinhilber asked for confirmation of his appointment of Connie Mitchler, 1112 Lawndale Court, Menasha, WI 54952, to the Winnefox Library System Board. She will represent the Menasha area and fill the vacancy left by the resignation of Jan Mayer. This is a three-year term beginning immediately and ending December 31, 1998. Motion by Supervisor Kollath and seconded to approve. **CARRIED BY VOICE VOTE.**

VILLAGE OF WINNECONNE TAX INCREMENTAL DISTRICT (TID) NO. 3

Executive Steinhilber asked for confirmation of his appointment of Supervisor Harvey Rengstorf, 6716 Wentzel Shore Road, Winneconne, WI 54986, to the Village of Winneconne Tax Incremental District (TID) NO. 3, which is in his district. Motion by Supervisor Kollath and seconded to approve. **CARRIED BY VOICE VOTE.**

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl invited the Supervisors to attend a Job Training Partnership Act (JTPA) Seminar for Local Election Officials. It will be held June 7, from 9:00 a.m. to 4:00 p.m., at the Dane County Expo Center in Madison. If anyone is interested in attending, they should contact Linda Wolfe, County Clerk.

Chairman Maehl asked that the Supervisors read his memo of May 14 regarding meeting agendas and minutes and conference registration. He explained that meeting notices should be mailed out so there is sufficient time for people to receive them prior to the meeting. He also explained that state statute sets the time limit when minutes must be filed with the County Clerk. Conference registration forms should also be completely filled out when submitted to the County Clerk. A check will then be prepared and the registration sent in for you.

Chairman Maehl presented Supervisor Crowley with the pen that Governor Thompson used to sign the W-2 (Work, Not Welfare) Bill.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS ELDERLY & HANDICAPPED TRANSPORTATION COMMITTEE

Chairman Maehl asked for confirmation of his appointment of the following people to the Elderly & Handicapped Transportation Committee:

Judy Britton, United Cerebral Palsy; Carol Kasimor, Neenah/Menasha Dial-A-Ride; Bob Vitas, Town of Menasha Administrator; Steve Rosenbaum, Medi-Vans; Don Davies, Oshkosh City Cab; Doris Albee, 904 Nicolet Avenue, Oshkosh; Betty Clifford, 1225 Glenview Drive, Neenah; Supervisors John Schaidler and Helen Savas.

Their terms of office would begin immediately and end April 15, 1997.

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

COMMITTEE ON AGING

Chairman Maehl asked for confirmation of his appointment of the following people to the Committee on Aging:

Zeno Job, 535 North Webster, Omro; Loretta Konrad, 6300 Highway 44, Pickett; and Marge Neshek, 237 Lake Street, Menasha.

Their terms of office would begin immediately and end April 20, 1999.

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

MRS. WINNEBAGO COUNTY INTERNATIONAL 1996

Supervisor Rengstorf introduced Patricia Wendorf, Mrs. Winnebago County International 1996. Mrs. Wendorf competed in the Mrs. Wisconsin Pageant held in Racine on April 12 and 13, 1996. She is a resident of the Village of Winneconne.

ZONING REPORTS & ORDINANCES

AMENDATORY ORDINANCE NO. 8 (4/23/96). A request from the Town of Black Wolf on behalf of Randy & Janice Poulblon for zoning change to R-1. Motion by Supervisor Brennand and seconded to adopt. **CARRIED BY VOICE VOTE**

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to R-2 for existing single family subdivision. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 05-01-96. A request from KJ Developers, Inc., for change from A-2 (General Farming District) to R-2 (Suburban Residential District). Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to A-2 for an existing 20 acre parcel to remove nonconforming status of residence. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 05-02-96. A request from David & Debra Lueders for change from A-1 (Agri-Business District, Farmland Preservation) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to R-3 (Duplex) for construction of duplexes. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 05-03-96. A request from Carl (Sonny) Borchert for change from A-1 (Agri-Business District, Farmland Preservation) to R-3 (Two-Family Residential District).

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

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to R-1 for construction of a single family residence. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-04-96. A request from Richard & Marion Kester for change from M-2 (Heavy Industrial District) to R-1 (Rural Residential District, Single-Family, Non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from the Town of Wolf River on behalf of Brian and Tammy Liebhauser for zoning change to A-4. Motion by Supervisor Metzsig and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Vinland on behalf of Rick Reinke for zoning change to A-2. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 20-596 — Authorize Construction of the New Science/Student Services Center at UW-Fox Valley Center

WHEREAS, the Winnebago County Board of Supervisors at its August, 1995 meeting authorized the expenditure of \$185,000 for architectural and design work connected with the remodeling of the UW-Fox Valley Center so as to provide for a new Science/Student Services Center, with the County Board being advised at that time that the cost of the project would exceed \$6,000,000.00, but that Winnebago County's share of the project would not be in excess of \$3,000,000.00; and

WHEREAS, the University of Wisconsin Board of Regents has approved authorization to seek State funding in the amount of \$1,490,200.00 for moveable equipment for said facility; and

WHEREAS, the Outagamie County Board of Supervisors unani-
mously approved an appropriation of \$3,000,000.00 for said project in July, 1995; and

WHEREAS, architectural and design work for said project has been completed and groundbreaking upon said project is anticipated in the near future, subject to adequate appropriations by the

Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the amount of \$3,000,000.00 from the General Fund of Winnebago County for the purpose of paying for construction costs in relationship to the creation of a Science/Student Services Center at UW-Fox Valley Center.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the General Fund of Winnebago County shall be reimbursed from subsequent bond issues during the construction period to pay for the costs of said project.

Submitted by:

JOSEPH N. MAEHL, DIST. #6

JOHN HUE, DIST. #30

DAVID ALBRECHT, DIST. #11

NANCY BARKER, DIST. #2

PATRICK BRENNAND, DIST. #34

MURIEL CROWLEY, DIST. #26

JEANETTE DIAKOFF, DIST. #33

BERNARD EGAN, DIST. #35

JEROLD FINCH, DIST. #29

TERRY FOOTIT, DIST. #21

DONALD GRIESBACH, DIST. #3

ORRIN KING, DIST. #24

ROBERT KLITZKE, DIST. #8

JAMES KOZICZKOWSKI, DIST. #7

HERBERT KRAMER, DIST. #27

JAMES LAUSON, DIST. #10

ANNE LAWSON, DIST. #25

PATRICK O'BRIEN, DIST. #4

THOMAS PECH, JR., DIST. #12

JOHN PLANALP, DIST. #18

STEPHEN RANKIN, DIST. #36

HARVEY RENGSTORF, DIST. #37

KENNETH ROBL, DIST. #23

HELEN SAVAS, DIST. #5

JOANNE SIEVERT, DIST. #31

PAUL SUNDQUIST, DIST. #17

EUGENE TROXELL, DIST. #22

JACQUELYN WAGNER, DIST. #19

MARY JO WIDENER, DIST. #9
FRANK FRASSETTO, DIST. #13
ROBERT PUTZER, DIST. #20
DAVID KOLLATH, DIST. #1

Motion by Supervisor Hue and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Finch, Kramer, Koziczkowski and Arne. CARRIED.

ORDINANCE NO. 21-596 — Amend Section 9.14 of the General Code of Winnebago County (Smoking in County Buildings)

WHEREAS, a continuous mountain of studies performed by health professionals continues to indicate that the effects of second-hand smoke have a deleterious effect upon the health of persons exposed to said smoke; and

WHEREAS, the Winnebago County Health Board believes that it is in the best interest of Winnebago County employees and citizens utilizing Winnebago County buildings and vehicles that their exposure to the effects of second-hand smoke be minimized.

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

That Section 9.14 of the General Code of Winnebago County be amended to read as follows:

9.14 SMOKING IN COUNTY BUILDINGS.

- (1) **AUTHORITY.** This Section of the Code is adopted under the authority granted by Section 101.123(c), Wisconsin Statutes.
- (2) **DEFINITIONS.** As used in this Section.
 - (a) "Building" means any enclosed, indoor area of a structure owned by the County or any enclosed, indoor area of that part of a structure leased by the County.
 - (b) "Community-based Residential Facility" shall have that meaning as defined in Section 50.01(1g), Wisconsin Statutes.
 - (c) "County-owned" means any buildings, as defined in this Section, owned by the County, but not including buildings owned by the Winnebago County Housing Authority or the Public Safety Building Board.
 - (d) "County-leased" means any part of a building, as defined in this Section, which is leased by the County, but not including buildings leased by the Winnebago County Housing Authority.

- (e) "In-Patient Health Care Facility" shall have that definition as provided in Section 140.86(1), Wisconsin Statutes.
 - (f) "Office" means any area that serves as a place of work at which the principal activities consist of professional, clerical or administrative services.
 - (g) "Smoking" means carrying a lighted cigar, cigarette, pipe or any other lighted smoking equipment.
 - (h) "Vehicles" means any automobile, truck, or other motorized piece of equipment having an enclosed cab or operating compartment.
- (3) **SMOKING PROHIBITED.** No person shall smoke in any County-owned or County-leased building, office or vehicle at any time.
- (4) **EXCEPTIONS.**
- (a) The prohibition in Subsection (3) shall not apply to the following structures or the following areas:
 - (1) Designated resident smoking areas of County-owned or County-leased in-patient health care facilities or nursing facilities.
 - (2) County-owned or County-leased Community-Based Residential Facilities.
 - (3) Facilities leased by the County to non-County entities and occupied by such entities, wherein such lease commences before July 1, 1996.
 - (b) The County Department Head who controls, governs, or directs any facilities which are listed as exceptions, above, shall be the "person in charge" of such facilities as defined in Section 101.123(1)(d), Statutes, and shall designate specific smoking areas in those structures or areas which are exceptions to this Ordinance, upon the advice and consent of the appropriate policy-making committee or board of jurisdiction, pursuant to that authority provided in Section 101.123(4), Wisconsin Statutes.
- (5) **RESPONSIBILITIES.** The County shall post signs prohibiting smoking in all County-owned and County-leased buildings. The signs shall be: (a) Of uniform dimensions and of distinct colors; (b) be posted at every public entrance in a County-owned building and every entrance to the County-leased portion of a County-leased building.
- (6) **PENALTIES AND ENFORCEMENT.**

(a) Any person who shall violate any provision of this Section of the Code shall, upon conviction thereof, forfeit \$25.00, together with the costs of prosecution and in default of payment of such forfeiture and costs of prosecution, shall be imprisoned in the County Jail until such forfeiture and costs are paid, but not exceeding five (5) days.

(b) Citations may be issued for violations of this Section of the General Code as provided for in Section 25.04(4) of the General Code of Winnebago County.

(7) **EFFECTIVE DATE.** This Ordinance shall be in full force and effect as of January 1, 1992.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this amendment to this ordinance shall take effect on July 1, 1996.

Submitted by:
BOARD OF HEALTH

Motion by Supervisor Rankin and seconded to adopt. Motion by Supervisor Montgomery and seconded to amend by deleting from "and in default of", Line 69, through Line 72.

Vote on amendment: Ayes: 15 - O'Brien, Klitzke, Frassetto, Montgomery, Watry, Sundquist, Planalp, Wagner, Troxell, Robl, Lawson, Hue, Sievert, Diakoff and Egan. Nays: 19 - Kollath, Barker, Griesbach, Savas, Maehl, Widener, Lauson, Albrecht, Pech, Schwartz, Putzer, Footit, King, Crowley, Schaidler, Brennand, Rankin, Rengstorf and Metzig. Excused: 4 - Finch, Kramer, Koziczkowski and Arne. LOST.

Vote on Resolution - **CARRIED BY VOICE VOTE.** Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 22-596 — Convert Temporary Part-Time Position of Juvenile Court Intake Worker to Full-Time Regular Position: Clerk of Courts Budget

WHEREAS, with the continuing growth in the caseload of the Juvenile Intake Office, it had previously been determined that an additional position of Juvenile Court Intake Worker was necessary; and

WHEREAS, in order to better ascertain the ongoing need for such a position on either a part-time or a full-time basis, the position was

initially created as a temporary part-time position; and

WHEREAS, after continuing the position as a temporary part-time position for a period of approximately eight months, it has been determined that assigning the position on a part-time basis is insufficient to meet the continuing needs of the Juvenile Court Intake Office; and

WHEREAS, the needs of Winnebago County would best be met by converting the temporary part-time position of Juvenile Court Intake Worker to a regular full-time position at this time in order to retain the current incumbent.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the temporary part-time position of Juvenile Court Intake Worker be converted to a regular full-time position; and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of this position conversion be appropriated for the Salary Contingency Fund of the Winnebago County Budget.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 4 - Finch, Kramer, Kozickowski and Arne.

RESOLUTION NO. 23-596 — Appropriate a Sum Not to Exceed \$50,000 From Contingency Fund to Information Systems Department (Upgrade Emergency RMS/911 Computer System)

WHEREAS, the Emergency RMS/911 Computer System shall run out of memory capacity within the next six (6) months absent action being taken to upgrade that system; and

WHEREAS, if the present system is not upgraded, certain police data may have to be deleted from the system in order to create memory capacity; and

WHEREAS, law enforcement officials in the field must have an ability to obtain a complete record of a subject's law enforcement record in order to make an informed decision as to what action should be taken with regard to a subject, and the deletion of information from the system would hamper this procedure; and

WHEREAS, it is anticipated that the entire RMS/911 Computer System will be replaced between 1998 and 1999, and that the an upgrade to the system at this time will provide sufficient memory capacity to the system to allow it to function adequately until such time as the entire system is replaced.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates a sum not to exceed \$50,000 from the Winnebago County Contingency Fund to the Equipment Account of the Information Systems Department for the purpose of upgrading the memory capacity of the Emergency RMS/911 Computer System so as to allow that system to accommodate an additional three (3) years of anticipated data.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Klitzke suggested leasing instead of purchasing computer equipment. Vote on Resolution: CARRIED BY VOICE VOTE (one nay - Footit). Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 24-596 — Establish Policy Regarding Temporary Clerical/Secretarial Positions

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that effective as of January 1, 1997, all temporary clerical/secretarial positions shall consist of no more than 590 work hours and that, except in the case of temporary substitutions for permanent clerical/secretarial employees on leave, no temporary position shall be extended by virtue of the creation of a second temporary position.

BE IT FURTHER RESOLVED, that no person employed by Winnebago County in a temporary clerical/secretarial position shall work in excess of 590 hours within a given department within a twelve month period.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 25-596 — Authorize Transfer of \$7500 From General Salary Contingency Fund to Labor Account and Benefits Account of Winnebago County District Attorney's Office (Student Intern Program)

WHEREAS, the Winnebago County District Attorney's Office has had a long time practice of utilizing student interns for the purpose of performing research and clerical functions within that office; and

WHEREAS, said student interns have traditionally performed such work for the Winnebago County District Attorney's Office as a part of the course study within the internship program and were not compensated by the District Attorney's Office; and

WHEREAS, because of continuing increases in the costs of higher education, it has become extremely difficult for the Winnebago County District Attorney's Office to acquire undergraduate interns to perform research and clerical functions within that office absent compensation, in that most undergraduate college students are unable to afford such an expenditure of time within an internship program without compensation; and

WHEREAS, the Winnebago County District Attorney's Office desires to pay an hourly wage of \$4.25 to undergraduate college interns so as to attract interns to the District Attorney's Office to perform research and clerical functions within that office.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$7500 from the Salary Contingency Fund of the Winnebago County Budget to the Labor Account and Benefits Account of the Winnebago County District Attorney's Budget for the purpose of providing a salary to undergraduate college students performing internship functions within that office.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 26-596 — Commendation to Luella Owen

WHEREAS, Luella Owen has been employed with Park View

Health Center of Winnebago County for the past thirty-four years and seven months, and during that time has been a most conscientious and devoted County employee; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that sincere appreciation and commendation be and it hereby is extended to Luella Owen 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 Luella Owen.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 27-596 — Authorize Execution of Lease Agreement Between Winnebago County and Experimental Aircraft Association (Pole Building Rental - 3089 Knapp Street Road)

WHEREAS, Winnebago County recently acquired land located at 3089 Knapp Street Road as part of the airside portion of the Airport Master Plan; and

WHEREAS, a 100' x 45' pole building presently exists upon said property; and

WHEREAS, it is unlikely that said pole building shall be demolished or moved within the next five (5) years; and

WHEREAS, the Experimental Aircraft Association has indicated an interest in leasing said building for exhibit storage at a rate of \$350.00 per month for a three (3) year period with an option to renew said lease for two (2) additional periods of one (1) year each; and

WHEREAS, your undersigned Aviation Committee believes that lease of said building to the Experimental Aircraft Association would be in Winnebago County's best interest provided that said lease agreement contain a clause allowing either party to terminate the lease within ninety (90) days of providing written notice to the oppo-

site party.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Executive and Winnebago County Clerk to execute a lease between Winnebago County and the Experimental Aircraft Association so as to lease to the Experimental Aircraft Association a 100' x 45' pole building located at the former 3089 Knapp Street Road address for the period between July 1, 1996 and June 30, 1999 at a rate of \$350.00 per month, with an option being provided to the Experimental Aircraft Association to extend the lease for two additional periods of one (1) year each with the rate of rental to be increased by 3% for each extension period.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that execution of said lease shall be contingent upon a clause being inserted within the lease providing that either party may terminate the lease with ninety (90) days written notice to the opposite party. (A copy of the proposed lease agreement may be obtained from the Airport Director or from the Office of Corporation Counsel).

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 28-596 — Disallow Claim of Robert J. Probst and Accord, Inc.

WHEREAS, your Personnel and Finance Committee has had the claim of Robert J. Probst and Accord, 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 Robert J. Probst and Accord, Inc. dated March 27, 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. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 29-596 — Authorize the Project Expenditures for the 1996 Phase of the West Side Arterial Roadway Project

WHEREAS, the Winnebago County Board supports the construction of the West Side Arterial Project; and

WHEREAS, the 1996 phase of the project includes right of way acquisitions, construction, utility relocation and wetland mitigation; and

WHEREAS, total costs relating to the 1996 phase are expected to be \$5,326,100, with \$2,626,100 of funding available from the State of Wisconsin and Federal STP Urban & Rural Funds, leaving Winnebago County's share at \$2,700,000.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby appropriates an amount not to exceed \$2,700,000 as Winnebago County's share of construction and acquisition costs related to the 1996 phase of the West Side Arterial Project.

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 project.

Submitted by:
HIGHWAY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 30-596 — Appropriate a Sum Not to Exceed \$49,338 from the Contingency Fund to the Information Systems Budget to Pay for Necessary Equipment Upgrades, Development Tools and Training Equipment

WHEREAS, the Information Systems Department is refocusing

its efforts towards providing the highest possible level of Customer Service to County Departments; and

WHEREAS, there are currently hundreds of County personnel in need of computer training, user support and software development during the balance of 1996 and into 1997; and

WHEREAS, there is inadequate hardware and software available to the Information Systems Department to meet the needs of the County departments in the areas of training, user support and software development; and

WHEREAS, the software and hardware necessary to provide a high level of customer service are not currently included in the 1996 adopted budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that a sum not to exceed \$49,338 is appropriated from the Contingency Fund of Winnebago County to the Information Systems Department budget line items per the attached budget transfer form to meet the equipment, software and training needs necessary to serve customer departments.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 12 - Kollath, Barker, Griesbach, O'Brien, Savas, Klitzke, Lauson, Pech, Putzer, King, Diakoff and Brennand. Nays: 21 - Maehl, Widener, Albrecht, Frassetto, Schwartz, Montgomery, Watry, Sundquist, Wagner, Footit, Troxell, Robl, Lawson, Crowley, Schaidler, Hue, Sievert, Egan, Rankin, Rengstorf and Metzsig. Excused: 5 - Planalp, Finch, Kramer, Koziczkowski and Arne. LOST.

ORDINANCE NO. 31-596 — Create Section 3.07(3)(h), General Code of Winnebago County (Exempt Printing of Election Ballots From Competitive Purchasing)

WHEREAS, Winnebago County's present purchasing ordinance does not exempt the printing of election ballots from competitive purchasing; and

WHEREAS, state statute does not require that the printing of election ballots be competitively bid; and

WHEREAS, only a five (5) day time period separates the date when the County Clerk certifies names to be placed upon ballots and

the actual distribution of printed ballots to municipalities within the County; and

WHEREAS, the voting machines presently in use by most municipalities within Winnebago County presently require a special ink to be utilized with regard to the printing of ballots and the ballots to be cut in a special manner in order for said voting machines to operate properly; and

WHEREAS, given the importance of the accurate tabulation of election results, it is important that the County Clerk be allowed to choose a reliable and experienced printer for the task of printing election ballots, as opposed to allowing the selection of a printer to be decided solely on the basis of the lowest bid submitted.

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

That Section 3.07(3)(h) of the General Code of Winnebago County be created to read as follows:

3.07 PROCEDURE FOR COMPETITIVE PURCHASING BY WINNEBAGO COUNTY DEPARTMENTS; DOCUMENTATION REQUIREMENTS; EXEMPTIONS.

(3) EXEMPTIONS. ...

(h) Printing of election ballots. ...

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that said Ordinance shall go into effect on the date following its publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 5 - Planalp, Finch, Kramer, Koziczowski and Arne.

RESOLUTION NO. 32-596 — Authorize Transfer of \$15,000 From Jail Assessment Fund to Professional Services Account of Winnebago County Sheriff's Department (Appropriation For Chinn Study)

WHEREAS, Winnebago County has contracted with Chinn Associates for the performance of a study with regard to the systems and procedures used by various Winnebago County Departments in dealing with juvenile crimes and with regard to Winnebago County's

present secure detention procedures; and

WHEREAS, the Winnebago County Sheriff's Department previously indicated a willingness to contribute \$15,000 from its Jail Assessment Fund to pay for that part of the study relating to the issue of secure detention of juveniles within Winnebago County; and

WHEREAS, transfer of said funds to pay for said study requires the approval of the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$15,000 from the Winnebago County Sheriff's Department Jail Assessment Fund to the Professional Services Fund of said Department for the purpose of paying for that part of a study to be performed by Chinn Associates relating to the utilization of secure detention facilities within Winnebago County for juvenile delinquents and procedures in connection with that issue.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 5 - Planalp, Finch, Kramer, Koziczkowski and Arne.

RESOLUTION NO. 33-596 — AUTHORIZE SHORT-TERM DETENTION AS A DISPOSITIONAL ALTERNATIVE FOR JUVENILES

WHEREAS, 1995 Wisconsin Act 77, creating the Juvenile Justice Code, was enacted on November 17, 1995, and takes effect on July 1, 1996; and

WHEREAS, 1995 Wisconsin Act 77 created Section 938.06(5), Wisconsin Statutes; and

WHEREAS, Section 938.06(5), Wisconsin Statutes, provides that the board of supervisors of any county may, by resolution, authorize the court to use short-term detention as a disposition;

WHEREAS, Section 938.06(5), Wisconsin Statutes, provides that the use by the Court of short-term detention as a disposition is subject to any resolution adopted by the county board of supervisors; and

WHEREAS, authorizing the use of short-term detention as a disposition is consistent with the objectives of the Juvenile Justice Code;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that:

1. The Winnebago County Board of Supervisors hereby authorizes the Court to use placement in a secure detention facility, juvenile portion of a county jail, or in a place of non-secure custody as a disposition under Section 938.34(3)(f), Wisconsin Statutes, subject to the conditions and limitations set forth herein:
 - a. Placement may be for any combination of single or consecutive days totaling not more than 30 days;
 - b. A juvenile must be given credit against the period of detention or non-secure custody imposed for all time spent in secure detention in connection with the course of conduct for which the period of detention or non-secure custody was imposed;
 - c. A juvenile may be released from the secure detention facility, juvenile portion of the county jail, or place of non-secure custody during specified hours to attend school, attend work, and/or attend or participate in any activity the Court considers beneficial to the juvenile;
 - d. That short-term detention shall not be used as a dispositional alternative for a juvenile **except as recommended by the Winnebago County Department of Social Services** in a court report. The court report shall be in writing. The Court shall not order short-term detention as a dispositional alternative unless the court report states all of the following:
 1. That sufficient physical resources (space in a secure detention facility, juvenile portion of a county jail, place of non-secure custody) presently exists for the short-term detention of the juvenile; and
 2. That the Winnebago County Department of Social Services budget presently contains sufficient appropriations to fund placement of the juvenile in short-term detention; and
 3. A statement recommending a specific period of detention and designating a specific detention facility for the juvenile.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that invalidation of any part of this Resolution by a

Court of competent jurisdiction shall result in the immediate revocation of all authority provided to the Court pursuant to this resolution.

Submitted by:

**SOCIAL SERVICES BOARD AND
JUDICIARY AND PUBLIC SAFETY COMMITTEE**

Motion by Supervisor Crowley and seconded to adopt. Motion by Supervisor Montgomery and seconded to amend Page 2 by deleting Line 16 and inserting, "in the nullification of only that part of the Resolution and authority granted to the Court therein. The Court's authority to implement the remaining valid parts of this Resolution shall remain intact." Vote on amendment - **CARRIED BY VOICE VOTE**. Excused: 4 - Finch, Kramer, Koziczkowski and Arne.

Motion by Supervisor Montgomery and seconded to amend by deleting Section "d.", Line 34, Page 1, through Line 13, Page 2. Motion by Supervisor Rankin and seconded to return Resolution to Committee. Supervisor Rankin withdrew his motion. Vote on Montgomery amendment - Ayes: 23 - Barker, Griesbach, Maehl, Klitzke, Albrecht, Pech, Frassetto, Montgomery, Watry, Wagner, Putzer, Footit, Troxell, Robl, King, Lawson, Hue, Sievert, Diakoff, Brennand, Egan, Rengstorf and Metzsig. Nays: 11 - Kollath, O'Brien, Savas, Widener, Lauson, Schwartz, Sundquist, Planalp, Crowley, Schaidler and Rankin. Excused: 4 - Finch, Kramer, Koziczkowski and Arne. **CARRIED**.

Vote on Resolution as amended: Ayes: 32. Nays: 2 - O'Brien and Crowley. Excused: 4 - Finch, Kramer, Koziczkowski and Arne. **CARRIED**.

**RESOLUTION NO. 34-596 — SHORT-TERM DETENTION
FOR VIOLATION OF ORDER**

WHEREAS, 1995 Wisconsin Act 77, creating the Juvenile Justice Code, was enacted on November 17, 1995, and takes effect on July 1, 1996; and

WHEREAS, 1995 Wisconsin Act 77 created Section 938.355(6d), Wisconsin Statutes; and

WHEREAS, Section 938.355(6d), Wisconsin Statutes, provides that the board of supervisors of any county may adopt a general written policy regarding the use of short-term detention for violation of an order; and

WHEREAS, the use of short-term detention for violation of an order is consistent with the objectives of the Juvenile Justice Code; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that:

1. The Winnebago County Board of Supervisors hereby authorizes the Court to use short-term detention for violation of an order under Section 938.355(6d), Wisconsin Statutes, subject to the conditions and limitations set forth herein; and
 - a. The juvenile has been adjudged delinquent (or been found to be in need of protection or services pursuant to Section 938.13, Wisconsin Statutes) and violates a condition specified in Section 938.355(2)(b)7, Wisconsin Statutes; and
 1. If at the Dispositional Hearing the Court explained those conditions to the juvenile and informed the juvenile of the possibility of short-term detention for violation; or
 2. If before the violation occurs the juvenile has acknowledged, in writing, that he or she read (or has had read to him or her) and understood those conditions and the possibility of short-term detention for violation; and
 - b. As to a juvenile adjudged delinquent, the caseworker may, without a hearing, take the juvenile into custody and place the juvenile in a secure detention facility or the juvenile portion of a county jail for not more than 72 hours while the alleged violation is being investigated.
 - c. As to a juvenile found to be in need of protection or services pursuant to Section 938.13, Wisconsin Statutes, the caseworker may, without a hearing, take the juvenile into custody and place the juvenile in a place of non-secure custody designated by the caseworker for not more than 72 hours while the alleged violation is being investigated.
 - d. If the short-term detention for violation exceeds 72 hours, the juvenile is entitled to a hearing. The hearing must be conducted in the manner provided in Section 938.355(6) or 938.21, Wisconsin Statutes (except that the hearing must be held within 72 hours after the time that the decision to hold the juvenile is made and a written statement of the reasons for continuing to hold the juvenile in custody may be filed rather than a petition).

Submitted by:

**SOCIAL SERVICES BOARD AND
JUDICIARY AND PUBLIC SAFETY COMMITTEE**

Motion by Supervisor Crowley and seconded to adopt. **CARRIED BY VOICE VOTE.** Excused: 4 - Finch, Kramer, Kozickowski and Arne.

RESOLUTION NO. 35-596 — Intention to Participate in the National Association of Counties Unfunded Mandates Reform Act

WHEREAS, county leaders and some associations of counties worked effectively with the National Association of Counties in launching a massive public relations and lobbying campaign that generated grass-root support for mandate relief legislation and led to the passage of the Unfunded Mandates Reform Act, which was signed by the President on March 22, 1995 and took effect January 1, 1996; and

WHEREAS, during the last two decades unfunded federal mandates have forced Winnebago County, Wisconsin, like many other states and local governments across the nation, to spend an increasing share of its budget on federal requirements; and

WHEREAS, under the new law, before a vote is taken on the House or Senate floor, a cost estimate must be prepared for any new mandate expected to cost state and local governments \$50 million or more annually, and Congress must either provide funds to pay for such a mandate or impose the cost on state and local governments by getting a majority vote in both houses to waive these requirements; and

WHEREAS, NACo considers the passage of the legislation a significant victory for state and local governments but warns that this is merely the first phase of the campaign to stop unfunded federal mandates and that counties must now work with NACo to establish a sound data base that can be used to help ensure accurate cost estimates on future federal mandates; and

WHEREAS, NACo is asking counties to participate in its mandate cost estimation program by passing a resolution indicating a willingness to participate and by designating a mandate coordinator who could be responsible for providing NACo cost data on proposed federal mandates.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago

County Board of Supervisors expresses its firm support for NACo's mandate cost estimation program and do hereby notify all departments and agencies of the county to cooperate with the county's mandate coordinator in collecting the necessary cost data on proposed federal mandates targeted by NACo.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the mandate coordinator is hereby ordered to complete the appropriate forms to notify NACo of the county's willingness to participate in its program and provide the necessary data on proposed federal mandates at the appropriate time.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County Auditor, Gary Mayer, to act as the County's Mandate Coordinator in relationship to this matter.

Submitted by:
JOSEPH MAEHL, DIST. #6
COUNTY BOARD SUPERVISOR

Motion by Supervisor Maehl and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE. Excused: 5 - Planalp, Finch, Kramer, Koziczowski and Arne.

Motion by Supervisor King and seconded to adjourn until Tuesday, June 4, 1996. CARRIED BY VOICE VOTE. Meeting was 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 Adjourned meeting held May 21, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

SPECIAL ORDERS OF BUSINESS MEETING
COUNTY BOARD MEETING
TUESDAY, JUNE 4, 1996

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 Arne and Egan.

Supervisor Planalp moved to adopt the agenda with the addition of Mr. John Main, Information Systems Director, to report during the Capital Improvements Program segment. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

There were no communications or petitions.

COMMITTEE REPORTS

Supervisor Hue reported on a 4-H Program called "Adventures in Dairyland" which allows urban youth to visit farms in the area. He read letters from two young people who enjoyed their visits.

Supervisor Rengstorf announced Joanne Evans, Assistant District Attorney, received a scholarship to attend a seminar on the abuse of children.

Supervisor Barker reported on a bus trip to Racine with Rosemary

Eiden, UW-Extension Horticulturalist. She encouraged people to call Infosource for answers to their gardening problems and a multitude of other programs. She congratulated Patty Maehl on the article in the Twin City News-Record for the awards she has won in working with the elderly.

Supervisor Putzer stated the proposed UW-Fox Valley Center Science Building is the "frosting on the cake" for a very good school.

PUBLIC HEARING

There were no comments from the public.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl welcomed Supervisor Herb Kramer back after his absence due to an accident. He announced it was his 40th Wedding Anniversary.

REPORTS, RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 36-696 — Authorize Execution of Lease with Oshkosh Truck Corporation (Old Highway Garage)

WHEREAS, Oshkosh Truck Corporation has approached Winnebago County with regard to the possibility of entering into a short-term lease for the use of the old Winnebago County Highway Garage for the purpose of working on oversized trailers within that facility; and

WHEREAS, the Winnebago County Highway Committee and Winnebago County Planning Director have reached a tentative agreement with the Oshkosh Truck Corporation wherein the Oshkosh Truck Corporation would rent said facility for a six-month period at a rate of \$54,000 per year (\$4,500 per month) with Oshkosh Truck Corporation having an option to extend that lease on a month to month basis thereafter with the approval of Winnebago County; and

WHEREAS, your undersigned Committee believes that said lease is in the best interest of Winnebago County and shall provide revenue to Winnebago County pending the ultimate disposition of said facility.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the Winnebago County Executive and the Winnebago County Clerk to enter into a lease agreement with the Oshkosh Truck Corporation for use of the Winnebago County Highway Garage upon those terms

stated above. (A copy of the tentative lease agreement shall be presented to the Winnebago County Board at the time of the Board's meeting.)

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Supervisor Wagner moved and it was seconded to amend the resolution to add "that the revenue from the rent that is received would go towards paying off the bonding of the new Highway Garage". VOTE ON AMENDMENT: Ayes: 5 - Klitzke, Planalp, Griesbach, Widener and Wagner. Nays: 31. Excused: 2 - Arne and Egan. AMENDMENT LOST. VOTE ON RESOLUTION: Ayes: 36. Nays: 0. Excused: 2 - Arne and Egan. CARRIED.

UPDATE ON SUNNYVIEW OFFICE BUILDING

Tom Martin of the Hoffman Corporation reported a decision has been made to proceed with the county part of the Sunnyview Office building and add the Department of Natural Resources later if they decide to join in on that building. The present schedule is: Now until Sept. 6 - Design Phase; Sept. 9 to Oct. 1 - Bid Phase; Oct. 7 - July 11, 1997 - Construction. Occupancy is scheduled for July of 1997.

Space allocations are forecast as follows;

UW-Extension Office	9,700 sq. ft.
Soil Conservation	5,600 sq. ft.
Parks Office	960 sq. ft.
Storage	3,500 sq. ft.
Land & Water Conservation	2,700 sq. ft.
USDA - Farm Services	5,100 sq. ft.
Information Systems	6,600 sq. ft.
911 Dispatch Center	1,500 sq. ft.
Emergency Government	600 sq. ft.
Total building square footage:	32,700 sq. ft.
Estimated cost:	\$2.97 Million

If the D.N.R. is added, additional parking across the entry road might be needed. The D.N.R. has expressed an interest, but has given the county no firm indication they will be a part of the building. The

county has been in a holding pattern from last October until this June waiting for a response from the D.N.R.

It will be a 2-story building, with the initial story partially submerged about 4 feet. They feel a full basement might encounter water problems. An elevator would be necessary. The design of the building is with separate pods for the different departments with a common lobby and corridors. Brey Architects interviewed the department heads to determine the space needs.

Supervisor Putzer asked what revenues the county would receive from the non-county departments occupying the building. County Executive Steinhilber stated that has not been determined yet. The security for the 911 Center was discussed and that will be decided later. Supervisor Sundquist stated the 911 location in the basement of the Public Safety Building seemed safer for violent weather and other safety factors.

Supervisor Lauson suggested the Highway Committee consider improvements to County Road Y due to the increased traffic after the building is completed.

Mr. Martin stated he will report back to the County Board as the plans progress.

COUNTY AUDITOR'S REPORTS

County Auditor Gary Mayer reported on his Cellular Telephone Use Study. He recommended that a further study of those departments with low cellular phone usage to find out what is the reason for it. He recommended that the county bid out the cellular phone service on an annual basis. He did not feel there was any abuse of the cellular phone service. Supervisor Albrecht moved and it was seconded to accept the report. **CARRIED BY VOICE VOTE.**

Mr. Mayer presented his Vehicle Inventory Audit Report. Supervisor Footit stated he would like to know who is using the vehicles and for what purpose. Mr. Mayer will submit an amended report to include Supervisor Footit's requests. Supervisor Montgomery asked that it be prepared prior to the budget process. Winnebago County has 7 vehicles using propane, but is not going to convert any additional vehicles. Propane is only 40 cents a gallon, which includes a road tax. Supervisor Pech asked if county employees had to keep a personal use record for IRS purposes when using county vehicles. Law enforcement personnel are exempt from the IRS ruling, but other employees are not. Supervisor Schaidler asked if a cost analysis has

been done on propane vs. gas powered cars. Mr. Mayer felt it was a good idea but has not been done. Motion by Supervisor Troxell and seconded to accept the report. **CARRIED BY VOICE VOTE.**

Discussion was held on the Veteran's Service Office Audit Report. Supervisor Lawson noted that labor has increased more than 100% in ten years.

Supervisor Planalp commended Mr. Mayer on his report on the conference he recently attended. Supervisor Planalp moved and it was seconded to accept the Veteran's Service Office Audit Report. **CARRIED BY VOICE VOTE.**

SHERIFF'S REPORT

In lieu of the Juvenile Intake Report, Sheriff Mike Brooks gave an overview of the Sho-Cap Project, which was designed to address the serious habitual juvenile offender. In Winnebago County, six juvenile offenders will be supervised and dealt with quickly. This program is an offshoot of a federal adult program called Vi-Cap. A detective has been assigned to work Gang Intelligence in the Valley and disseminate information back to law enforcement agencies in Calumet, Outagamie, Fond du Lac and Winnebago Counties.

He discussed the Sexual Predator Facility being planned for Oshkosh. It will be a 300-bed facility with 475 employees and a \$20,000,000 payroll. Construction costs would be \$25,000,000 if built in Oshkosh and \$35,000,000 if built elsewhere. Supervisor Rengstorf contacted Department of Health & Social Services Secretary Joseph Leann and asked him to contact Chairman Maehl about making a presentation to the County Board about this facility.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber reported that Parks Director Jeff Christensen has resigned effective July 12, 1996. He praised the work he has done for the past 22 years, and said he will be missed. A replacement will be sought.

He announced that license changes at Park View Health Center has resulted in a reduction in the Table of Organization by \$480,000 and revenue reductions, for a total in reductions of \$714,000.

CAPITAL IMPROVEMENTS PROGRAM REVIEW

County Executive Steinhilber reviewed his Capital Improvements Program with the board. Supervisor Diakoff suggested the \$94,215

included for the Airport Master Plan could be eliminated and put on the tax levy. Finance Director Orenstein estimated it would cost about \$30,000 to bond for this project.

Supervisor Schaidler asked what the rent will be for the USDA - Farm Services Office in the new Sunnyview Office Building. County Executive Steinhilber stated that has not been negotiated yet, but the lease will be for five years. Supervisor Rankin asked what will happen at the Courthouse when some of the offices move out. Mr. Steinhilber stated there would be room for a new courtroom and court-related offices then. Supervisor Planalp suggested monies be included in the Capital Improvements Program for a juvenile detention center, which is needed. Supervisor Crowley asked why the county is fixing up the airport terminal to rent it out, when it was intended for airport business.

John Main, Information Systems Director, gave a presentation on current needs and future goals for the county's computer technology. For 1996, he is proposing to spend \$130,000 for upgrading the Courthouse. Supervisor Troxell asked about leasing vs. purchasing computer equipment. Finance Director Orenstein felt it would be more expensive to lease. Mr. Main stated leasing is a financing position, not a purchasing position. Private industries sometimes lease because they can write it off on their taxes, while the county cannot. Supervisor Metzger feels the approach should be to increase productivity and to reduce staff whenever possible.

OUTAGAMIE-WINNEBAGO AIRPORT OVERLAY

Supervisor Joanne Sievert gave a history of the Outagamie-Winnebago Airport Overlay. The Airport Overlay became law in 1981. In the late 80's, Winnebago County, the Town of Menasha and Outagamie County met. Winnebago County and the Town of Menasha were advised there was an overlay, but it was not going to be implemented. There was nothing in writing. The Town of Clayton and Clayton School District were never advised about the overlay until recently. Winnebago County will now administer and interpret the zoning for the Airport Overlay, except in Zones 1 and 2A. There is one home in Zone 1 and 7 homes in 2A which could never be rebuilt if something would happen to them (i.e., fire, tornado). Supervisor Sievert would like a compromise with Outagamie County where these few homes would be grandfathered in and could be rebuilt if they were destroyed by fire or other means or that

Outagamie County would agree to purchase the lot at market value if something happens to the home. She asked for County Board support on this compromise.

Supervisor King moved and it was seconded to adjourn until Tuesday, June 18, 1996 at 6 P.M. CARRIED BY VOICE VOTE.
Meeting adjourned at 9:00 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 its Special Order of Business Meeting held June 4, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JUNE 18, 1996

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

Chairman Maehl then introduced Lt. Glenn Van Airsdale, U.S. Marine Corps, to the Board. Lt. Van Airsdale, son of Pete Van Airsdale, Land & Water Conservation Director, recently graduated from the U.S. Naval Academy in Annapolis, Maryland. Chairman Maehl invited him to lead the Board in the Pledge of Allegiance.

An Invocation was given by Supervisor Wagner.

Roll Call: All present except Supervisors Finch, King, Metzig and Watry.

Supervisor O'Brien moved and it was seconded to accept the minutes of May 21, 1996. **CARRIED BY VOICE VOTE.**

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

COMMUNICATIONS, PETITIONS, ETC.

Notice of the Midwest Conference of Counties (MCC) Annual Meeting to be held August 14-16 at the Holiday Inn, in Dubuque, Iowa, was read. The registration deadline for this conference is July 19.

The Winnefox Library System Annual Report and System Evaluation is on file in the County Clerk's Office.

The County Clerk reported that a letter, signed by a number of concerned citizens in opposition of a sexual predator prison in Oshkosh, was received and is on file in her office. A letter from Senator Carol Buettner regarding a sexual predator prison in Oshkosh was also received and is on file in the County Clerk's Office.

Registration and housing forms for the WCA Annual Convention to be held in Stevens Point (Portage County) on September 15-18 are available from the County Clerk. The housing form must be submitted by August 1, and the conference registration form must be post-marked by August 5.

A reminder was received from WCA that the deadline for submitting convention resolutions is Friday, June 28.

A memorandum from WCA regarding WCA Steering Committee nominations was received. The deadline for submitting the names of nominees is August 23.

A copy of the 1996-1997 Fox Valley Technical College Budget was received and is on file in the County Clerk's Office. On June 20, 8:00 a.m., on the Oshkosh Campus (150 N. Campbell Road), the budget will be distributed for review and comments. A public hearing on this budget will be held at 7:00 p.m. on June 25.

Petition for Zoning Amendment from Susan Mongan for change from A-1 to A-2 for a dog kennel was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Nina M. Cowan for change from A-2 & M-2 to A-2 & M-2 in accordance with the proposed Certified Survey Map of the property was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Joachim Weigel and Mary Alice Eisch for change from A-1 to R-1 for creation of a single-family lot was referred to Planning & Zoning Committee. Petition for Zoning Amendment from John B. Lehl for change from A-2 to B-4 for development of professional, business and office park was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Tom Hoffmann for change from A-2 to R-2 for a proposed single-family subdivision was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Lauson reported that Kendra Howard will be leaving the Wisconsin Counties Association on July 5, 1996. He wanted to

thank her for her help and assistance while she was at WCA. He commented on the materials distributed by Supervisor Frassetto regarding the proposed sexual predator facility in Oshkosh and asked that the members of the Legislative Committee read this material and be prepared to discuss it at the June 24 meeting.

Supervisor Kollath reminded the Board that Saturday, June 23, is the centennial of the Menasha Public Library. He encouraged them to attend.

Supervisor Barker commended Patricia Maehl on the outstanding job she did on the "Living in the 90's" Convention.

Supervisor Wagner reported that she attended the ground breaking ceremony at UW-Fox Valley Campus for the new Science/Student Services Center, and that it was a very nice ceremony.

Supervisor Hue commented on the Menasha Public Library and stated that he hopes the City of Neenah will follow their lead at their library.

PUBLIC HEARING

Walter Chapla, 721 Mitchell Street, Neenah, Wisconsin; Penny Baugrud, 3293 Vinland Center Road, Neenah, Wisconsin; and Thomas Ziolkowski, 2557 County Trunk GG, Neenah, Wisconsin, spoke in opposition of Amendatory Ordinance No. 6 - Wisconsin Tissue Mills. Raymond Batley, 1519 Cowling Bay Road, Neenah, Wisconsin, Chairman of the Town of Vinland, introduced Supervisors Alfred Luebke and Donald Kunde, Town of Vinland, and spoke in support of Amendatory Ordinance No. 6 - Wisconsin Tissue Mills.

COUNTY EXECUTIVE'S REPORT

Executive Steinhilber spoke in support of Resolution Nos. 47-696, "Authorize the Remodeling of Courthouse Facility", 49-696, "Authorize Transfer of Jurisdiction of County Trunk "X" and State Highway 150", and 50-696, "Authorize Airport Director to Approve Assignment of Airport Operator's Agreement and Ground Lease from Basler Flight Services, Inc., to Dale Trudell".

Executive Steinhilber reported that the remodeling of Branch IV has been completed and they are moved back into their offices. The remodeling has made Branch IV's office layout more efficient, and they hope to make similar changes in Branch III. He also stated that the Clerk of Courts Office will not be moving because there isn't enough space on the first floor of the Courthouse. He stated that pas-

sage of Resolution No. 47-696 would cover most of the costs of remodeling the Courthouse.

Executive Steinhilber indicated that Resolution No. 41, "Authorize Construction of a New Sunnyview Complex", will be laid over until the July County Board meeting. They need to further study which departments may be located there.

Supervisor Hue asked Executive Steinhilber if the security procedures that have been put in place at the Courthouse are adequate. Executive Steinhilber stated that they are not adequate and that further steps need to be taken.

Supervisor Schaidler asked why the Sunnyview Complex project isn't being included in the 1997 budget. Executive Steinhilber stated that it is in the Capital Improvement Program.

Executive Steinhilber then presented National Association of Counties (NACo) awards to Charlene Lowe, Park View Health Center Administrator, and Linda Wolfe, County Clerk. Ms. Lowe's award was for the "Park View/Oshkosh West High School Intergenerational Program". Ms. Wolfe's award was for the "Reduction in Election Costs through County Coordination Program".

APPOINTMENTS

Board of Adjustment

County Executive Steinhilber asked for confirmation of the reappointment of Daniel Mingus, Town of Algoma, 1786 Leonard Road North, Oshkosh, WI 54904, to the Board of Adjustment for a term beginning July 1, 1996, and ending June 30, 1999. Motion by Supervisor Lauson and seconded to adopt. **CARRIED BY VOICE VOTE.**

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl told the Board that he had had the privilege of attending Lt. Van Airsdale's graduation from the U.S. Naval Academy in Annapolis, Maryland. He said it was a very moving experience, and that it makes you think about and appreciate all that the United States stands for. He wished all the Supervisors could have shared the experience with him.

Chairman Maehl then introduced Charlene Lowe, Park View Health Center Administrator, to present the 1996 Distinguished Service Award of the Wisconsin Association of Homes and Services,

Inc., to Patricia Maehl, Chairman of the Winnebago County Committee on Aging.

Chairman Maehl announced that Supervisor Lauson had recently retired from the Neenah Fire Department and was also celebrating his birthday. Chairman Maehl congratulated him and called for a short recess for the Board to have coffee and birthday cake.

WISCONSIN CENTRAL RAILROAD PROPERTY REPORT JEFF CHRISTENSEN, PARKS DIRECTOR

Jeff Christensen, Parks Director, reported to the Board that, after further communication with Wisconsin Central Railroad, they would be willing to sell to the County a 20' wide strip of land along their rail line from Harrison Street to Dixie Road for use as a bike trail. Mr. Christensen told the Board that their input is needed because the purchase of this property for use as a bike trail would be a substantial project, costing approximately \$10,000/mile. This strip of land would need to be surveyed, drained in some areas, raised and excavated. The railroad also would require fencing because of the close proximity to the railroad tracks.

The Board discussed the situation and feels that they don't want to lose the opportunity to acquire this land, but are not interested in making an offer at this time. Mr. Christensen does not feel that anyone else would be interested in this property, so it's not a decision that has to be made quickly.

A motion was made by Supervisor Wagner and seconded to have the Parks Director contact Wisconsin Central Railroad and ask that Winnebago County be given the "first right of purchase." CARRIED BY VOICE VOTE.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to R-3 for construction of one duplex. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-01-96. A request from George E. Mathwig for change from R-1 (Rural Residential District, single family, non-subdivided) to R-3 (Two-Family Residential District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to R-1 for construction of a single family dwelling. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-02-96. A request from William Drews for zoning change from A-2 (General Farming District) to R-1 (Rural Residential District, single family, non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to R-3 for an existing duplex. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-03-96. A request from Harrison Sturgis, Jr., for zoning change from B-2 (Community Business District) to R-3 (Two-Family Residential District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to R-1 for construction of two single-family dwellings. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-04-96. A request from Leonard L. 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 Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: rezoning to M-1 for construction of cold storage warehousing. Motion by Supervisor Schaidler and seconded to accept.

AMENDATORY ORDINANCE NO. 06-05-96. A request from Peter Brockman for zoning change from B-3 (General Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Vinland on behalf of Wisconsin Tissue Mills, Inc., for zoning change to M-3. Motion by Supervisor Hue and seconded to adopt. Motion by Supervisor Montgomery and seconded to refer to the Planning & Zoning Committee. Motion by Supervisor Montgomery and seconded to table for thirty days. Motion by Supervisor

Montgomery and seconded to lay over for thirty days. Motion by Supervisor Montgomery and seconded to table. Chairman Maehl ruled Supervisor Montgomery's motion out of order and called for a vote on the ordinance. Ayes: 24 - Rengstorf, Footit, Barker, Crowley, Lawson, Hue, Lauson, Kollath, Planalp, O'Brien, Egan, Griesbach, Putzer, Schaidler, Widener, Frassetto, Sundquist, Wagner, Troxell, Sievert, Arne, Koziczkowski, Albrecht and Maehl. Nays: 10 - Diakoff, Pech, Kramer, Klitzke, Montgomery, Robl, Savas, Schwartz, Rankin and Brennand. Excused: 4 - Finch, King, Metzsig and Watry. CARRIED.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Rushford on behalf of David Doberstein for zoning change to Commercial. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Wolf River on behalf of William Fischer for zoning change to R-1. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 9. A request from the Town of Vinland on behalf of Mary Nikodem for zoning change to B-3. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10. A request from the Town of Rushford on behalf of Milton Hannis for zoning change 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 Black Wolf for amendment to the Zoning Ordinance of the Town of Black Wolf. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 37-696 — Authorize Audit of Storage of Records by Winnebago County Auditor

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Auditor to perform an audit as to the following matters:

- A) The amount of storage space presently in use and available for Winnebago County's governmental units;
- B) The extent to which various departments are complying with

the County's Record Retention Ordinance with regard to storage of records and destruction of records; and

- C) To report as to the issue of whether there might be more efficient and cost productive methods of storing records by various Winnebago County Departments.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Finch, King, Metzger and Watry. CARRIED.

RESOLUTION NO. 38-696 — Authorize Finance Department to Lease Residential Properties Acquired in Connection With Road Construction Projects

WHEREAS, Section 59.07(1), Wisconsin Statutes, provides the Winnebago County Board of Supervisors with the power and authority to lease or rent real property; and

WHEREAS, during major road construction projects, such as the west-side arterial project, Winnebago County may acquire residential property well in advance of the time-table for demolition of said property in connection with the highway projects; and

WHEREAS, the undersigned committee believes that it is in the best interests of neighborhoods affected by highway projects that residential properties acquired by Winnebago County in connection with said highway projects be leased until said time when said home(s) are demolished in connection with the construction of the highway so as to minimize any negative effects to the surrounding neighborhood relating to vandalism and other forms of foul play; and

WHEREAS, your undersigned committee believes that it is in the best financial interests of Winnebago County that said residences be leased during the pendency of said highway project if the Winnebago County Finance Department, in conjunction with the Winnebago County Highway Department, believes that it is financially feasible to do so; and

WHEREAS, in that most potential lessees desire to occupy a residence within 30 days after agreeing to rent said residence, it is impractical for all residential leases entered into in connection with said highway projects to be approved by the Winnebago County

Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Finance Director to negotiate residential leases with regard to residential properties acquired by Winnebago County in connection with highway projects pending demolition of said residences, if deemed to be financially feasible by the Winnebago County Finance Director in consultation with the Winnebago County Highway Department.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that no approval of said leases shall be required by the Winnebago County Board of Supervisors, and that the Winnebago County Executive and Winnebago County Clerk shall be authorized to enter into said leases upon the presentation to, and approval of, said leases by the Winnebago County Corporation Counsel.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Finance Director is authorized, within his discretion, to retain a licensed realtor to market and maintain said properties and collect rentals therefrom if the Finance Director deems it to be financially and logistically prudent to do so.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Finch, King, Metzger and Watry. CARRIED.

RESOLUTION NO. 39-696 — Commendation to Theodore Nieman

WHEREAS, Theodore Nieman has been employed with Park View Health Center of Winnebago County, for the past thirty-two years and three months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Theodore Nieman 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 Theodore Nieman 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 Theodore Nieman.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 40-696 — Convert Two Temporary Full-time Positions of Case Manager to Regular Full-time Positions: Child Support Department

WHEREAS, in April of 1994, the Winnebago County Board of Supervisors created two temporary positions of Case Manager within the Child Support Department in order to eliminate a backlog of required periodic case reviews and to handle the ongoing case review process on a timely basis; and

WHEREAS, the volume of ongoing case review work of the Child Support Department requires the continuing efforts of all existing case management staff including the two temporary Case Managers; and

WHEREAS, in order to compensate all of its employees fairly and to enhance the retention of personnel who have been trained, it has been the practice of Winnebago County to convert temporary employment positions into regular positions once it has been clearly determined that the work of such positions is ongoing in nature; and

WHEREAS, since the time of the creation of the two temporary Case Manager positions in the Child Support Department, the Department has generated sufficient additional revenues to offset the full cost of providing wages and full fringe benefits for both of these positions.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the two positions of temporary Case Manager in the Child Support Department be, and they hereby are, converted to regular full-time positions within the Table of Organization of the Child Support Department.

BE IT FURTHER RESOLVED, that funds necessary to cover the full cost of this action be appropriated from within the budget of the Child Support Department.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Finch, King, Metzger and Watry. CARRIED.

**RESOLUTION NO. 41-696 — Authorize the Construction of a
New Sunnyview Complex**

WHEREAS, the Board authorized the hiring of construction managers for a new Sunnyview Complex by resolution #320 at its July 1995 Board meeting which included authorization to spend up to \$95,650 for said construction managers,

WHEREAS, the project is estimated to have a cost of \$2,970,000,

WHEREAS, through continued review of the project, it has been determined that the facility should include some additional departments,

WHEREAS, the facility will include the departments of Parks, University Extension, Land & Water Conservation, United States Department of Agriculture, Information Systems, Emergency Management and Emergency 911 Dispatch Center,

WHEREAS, funds will be needed during 1996 for planning, preliminary architectural and design and early construction costs in the amount of \$700,000,

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County board of Supervisors that it hereby appropriates an amount equal to \$700,000 for preliminary planning, architectural and design and early construction costs of a new Sunnyview Complex.

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 project.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Supervisor Wagner withdrew this resolution.

RESOLUTION NO. 42-696 — Disallow Claim of Katherine C. Krock

WHEREAS, your Personnel and Finance Committee has had the claim of Katherine C. Krock 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 Katherine C. Krock dated May 7, 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. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 43-696 — Disallow Claim of Lori Stumpf

WHEREAS, your Personnel and Finance Committee has had the claim of Lori Stumpf 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 Lori Stumpf dated May 3, 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. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 44-696 — Disallow Claim of Robert L. Ray

WHEREAS, your Personnel and Finance Committee has had the claim of Robert L. Ray 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 Robert L. Ray dated March 22, 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. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 45-696 — Authorize Acceptance of Division of Vocational Rehabilitation Grant by Department of Community Programs in Amount of \$46,500

WHEREAS, the Winnebago County Department of Community Programs has been selected by the State of Wisconsin, Division of Vocational Rehabilitation to receive a grant in the amount of \$46,500 for each of three years beginning July 1, 1996; and

WHEREAS, the purpose of this grant is to assist persons with severe and persistent mental illness to secure and retain employment; and

WHEREAS, those services provided by said grant monies would be provided through a contract agency and would discontinue when grant funding discontinues.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it approves of the acceptance of this Division of Vocational Rehabilitation grant funding in the amount of \$46,500 for each of three years beginning July 1, 1996 to assist persons with severe and persistent mental illness to secure and retain employment.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this service provided through a contract agency would discontinue when grant funding discontinues.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds from such grant shall be appropriated to those accounts indicated in the attached budget transfer document, which is incorporated herein as a part of this resolution.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Finch, King, Metzsig & Watry. CARRIED.

RESOLUTION NO. 46-696 — Approve Appraisals of Tax Deeded Properties

WHEREAS, Section 3.03(1)(a), General Code of Winnebago County, requires that all tax deeded lands have their appraisal prices determined by the Personnel and Finance Committee of the Winnebago County Board of Supervisors and approved by the County Board of Supervisors; and

WHEREAS, appraisals of tax deeded properties acquired as a result of delinquent real estate taxes as a consequence of an In Rem action wherein judgment was rendered during 1995 have been performed by an appraiser licensed by the State of Wisconsin; and

WHEREAS, the parcel number, legal description and appraised value of said tax deeded properties are as follows:

Parcel #0029-07-01
Drum Corp Drive, Menasha, Wi
\$80,600

Parcel #0029-07
Drum Corp Drive, Menasha, Wi
\$33,300

WHEREAS, the appraisal values of said properties as provided by the appraiser have been approved by the committee as is required by Section 3.03(1)(a) of the General Code of Winnebago County and is herewith submitted to the Winnebago County Board of Supervisors for approval.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appraisals of those parcels of property listed above, which were acquired by the Winnebago County Treasurer for tax delinquency pursuant to an In Rem judgment entered during 1995. The full appraisal reports for each parcel shall be incorporated as a part of this resolution. (A copy of these appraisal reports can be viewed in the Treasurer's Office).

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Finch, King, Metzsig & Watry. CARRIED.

RESOLUTION NO. 47-696 — Authorize the Remodeling of the Courthouse Facility

WHEREAS, early in 1996 several administrative offices were moved from the Courthouse to the newly remodeled Orrin King Administration Building; and

WHEREAS, additional space is needed in the Courthouse for the operations of the Court System, offices of Child Support and Register of Deeds; and

WHEREAS, remodeling is necessary to allow for use of the vacated space by the Court System, offices of Child Support and Register of Deeds; and

WHEREAS, it has also become apparent that old electrical and plumbing components need to be updated as evidenced by a recent break in a water pipe that caused significant damage to some offices; and

WHEREAS, during this remodeling process, it is necessary to update cabling and wiring, hubs and switches, to interconnect the department computer equipment to the network at a cost of \$130,000, similar to what was done during other recent building projects.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County board of Supervisors that it hereby appropriates the amount of \$430,000 from the General fund of Winnebago County for the purpose of paying for the remodeling costs and computer wiring costs to make the Courthouse more functional.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the General Fund of Winnebago County shall be reimbursed from subsequent bond issues during the remodeling period to pay for the costs of said remodeling.

Submitted by:
PROPERTY, MANAGEMENT & MAINTENANCE
COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Finch, King, Metzsig & Watry. CARRIED.

RESOLUTION NO. 48-696 — Authorize Budget Transfers - Winnebago County Sheriff's Department (Account Reimbursement - Weyauwega Train Derailment)

WHEREAS, the Winnebago County Sheriff's Department contributed manpower and equipment in March, 1996 for purposes of assisting the City of Weyauwega and Waupaca County in relationship to the train derailment emergency in that area; and

WHEREAS, the Winnebago County Sheriff's Department has received reimbursement in the amount of \$19,195 in relationship to time and equipment contributed in relationship to that emergency; and

WHEREAS, it is necessary that said funds be appropriated to various accounts within the Winnebago County Sheriff's Department to reimburse those accounts for monies spent from said accounts in relationship to that emergency.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of a total amount of \$19,195 from those police services funds indicated in the attached budget transfer document, which is incorporated and made a part of this resolution, to those accounts within the Winnebago County Sheriff's Department listed in said budget transfer document in those amounts indicated within that document for the purpose of reimbursing those accounts for monies spent in relationship to emergency services and supplies expended with regard to the Weyauwega train derailment emergency.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Finch, King, Metzsig & Watry. CARRIED.

RESOLUTION NO. 49-696 — Authorize Transfer of Jurisdiction of County Trunk "X" and State Highway 150

WHEREAS, subsequent to a review by the Winnebago County Highway Committee and the State of Wisconsin, it has been determined that the public would benefit a trade of jurisdictional responsibility between Winnebago County and the State of Wisconsin as to County Trunk Highway "X" and State Highway 150; and

WHEREAS, Section 84.02(8), Wisconsin Statutes, enables the State to enter into a jurisdictional transfer agreement with local units of government, thereby facilitating such alterations in jurisdictional highway systems.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Highway Commissioner, the Winnebago County Clerk and the Winnebago County Executive, upon the approval of the Winnebago County Executive of this resolution, to transfer jurisdictional responsibility of County Highway "X" in Winnebago County to the State of Wisconsin from its intersection with State Highway 116 to its intersection with State Highway 44.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to accept jurisdictional responsibility with regard to State Highway 150 from its junction with State Highway 110 to its junction with State Highway 41.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the jurisdictional transfer agreement which is incorporated as a part of this resolution by reference and is attached hereto.

BE IT FURTHER RESOLVED that the effective date of jurisdictional transfer of County Trunk Highway "X" to the State of Wisconsin shall be October 1, 1996 and that the effective date of jurisdictional transfer of State Highway 150 to Winnebago County shall be the fall of 1999 after completion of reconstruction for that portion of that highway between U.S. Highway 45 and U.S. Highway 41 and on or about the year 2005 for the transfer of that portion of S.T.H. 150 to the County between S.T.H. 110 and U.S. Highway 45.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Finch, King, Metzgi & Watry. CARRIED.

RESOLUTION NO. 50-696 — Authorize Airport Director to Approve Assignment of Airport Operator's Agreement and Ground Lease From Basler Flight Service, Inc. to Dale Trudell

WHEREAS, on September 22, 1993, Winnebago County entered

into a lease with Basler Flight Service, Inc., whereby Basler Flight Service, Inc. was leased certain property and provided certain rights by Winnebago County so as to allow Basler Flight Service to sell aviation fuels, oil and other lubricants, maintain and operate full aircraft servicing facilities, sell aircraft engines, accessories and parts and provide storage space for aircraft and a repair shop for the repair and servicing of aircraft engines, etc. upon property located at Wittman Regional Airport at an annual total rent for the base year of the agreement of \$40,193.40; and

WHEREAS, Basler Flight Service, Inc. has indicated a desire to transfer said lease agreement to Dale Trudell; and

WHEREAS, your undersigned Aviation Committee has had the opportunity to meet with the various parties involved in relationship to this matter and does not presently object to the assignment of said lease; and

WHEREAS, your undersigned Committee believes that it is in the best interest of Winnebago County that the fine points of any said assignment agreement be negotiated directly between the Airport Manager of Wittman Regional Airport, Basler Flight Service, Inc. and Dale Trudell.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Airport Manager of Wittman Regional Airport to approve the assignment of the Airport Operator's Agreement and Ground Lease between Basler Flight Service, Inc. and Wittman Regional Airport dated September 22, 1993 by Basler Flight Service, Inc. to Dale Trudell within the discretion of the Airport Manager and subject to said terms and conditions which the Airport Manager, upon the advice and consultation of the Winnebago County Corporation Counsel and the Winnebago County Executive, believes meets the best interest of Wittman Regional Airport and Winnebago County.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht asked that the Committee vote be corrected to read "3-1". Supervisor Kollath asked that once the lease has been settled, a report be given to the County Board on its outcome. Ayes: 34. Nays: 0. Excused: 4 - Finch, King, Metzsig & Watry. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn to Tuesday, July 16, 1996, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:55 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 18, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JULY 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 Crowley, Barker, Savas, King and Watry.

Supervisor Planalp moved and it was seconded to accept the minutes of June 18, 1996. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to approve the agenda with the change of acting on Amended Resolution No. 60-796 after Resolution No. 41-696. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

A petition received by Supervisor King from Mr. & Mrs. Guilford M. Wiley, Jr., and signed by 49 citizens opposing a sexual predator treatment facility in the Oshkosh area, was read.

A petition containing 17 signatures in opposition to Planning & Zoning Report No. 002 and Amendatory Ordinance No. 07-02-96 (Nina Cowan property) was read and referred to the Planning & Zoning with a copy going to the Industrial Development Board.

Notice of Claim from Mr. & Mrs. Raymond Gieringer regarding damages to lawn and sidewalk by wrecker service after drowning incident on Lake Butte des Morts was referred to the Personnel & Finance Committee. Notice of Claim from Michael J. Stevens regarding revocation of foster home license by Winnebago County Department of Social Services was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Joachim E. Weigel & Mary Alice Eisch for change from A-1 to R-1 for creation of one single-family lot was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Tom Rusch and Tim Rusch for change from A-1 to R-2 for development of a single-family sub-division was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Stuart Struensee for change from B-2 to R-1 for reconstruction of an existing single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Harold Toson for change from A-2 to P-1 for construction of a new church was referred to the Planning & Zoning Committee.

A thank-you note from Orrin King for the flowers, phone calls and cards that he received while he was recuperating was read.

An invitation to attend the July 29, 1996, WCA Educational Seminar, "Focus on County Finance: Revenue, Debt, Investments and Audits", was read.

COMMITTEE REPORTS

Supervisors Rankin and Brennand presented their "top ten" reasons to attend the Winnebago County Fair. They encouraged the Board to attend and see what a great event it is. The dates of the fair are August 14-18.

Supervisor Wagner requested a report on the "Shabang" and "Country America" music festivals held at the fairgrounds.

Supervisor Lauson stated that they had met with the promoters last week and was told that the "Country America" festival had been more successful than "Shabang". He told the Board that the Parks & Recreation Committee will be discussing a four-year contract with the promoters for "Country America"; but that because of the complaints about noise, they aren't sure about holding another "Shabang" festival.

Supervisor Montgomery asked that the Parks & Recreation Committee not rule out another "Shabang" festival. He told the Board that rock & roll fans from other parts of the state attended the event, which was an economic benefit to Winnebago County.

Supervisor Montgomery recommended that the Supervisors read the article, "Psychiatric Justice", that was distributed to them at a prior County Board meeting. He said that he had extra copies of the article available if they no longer had theirs.

Supervisor Schaidler commented about the revisions to the Town-County Zoning Ordinance that had been placed on their desks, specifically Page 17-176 (10), "Standard for Rezoning in A-1, Agri-Business District." He stated how the vagueness of these guidelines makes it very difficult for the Planning & Zoning Committee to come to decisions in these matters. He asked that the Supervisors that are involved with committees at the state level, do what they can to influence the clarification of these guidelines.

PUBLIC HEARING

Walter Chrapla, 721 Mitchell Street, Neenah, spoke in opposition of Resolution No. 55-796, "Authorize the Infrastructure Replacement at the West Wing Office Center - Wittman Regional Airport" and Resolution No. 41-796, "Authorize the Construction of a New Sunnyview Complex".

Kenneth Larie, 4081 County Road X, Oshkosh; Mark Cook, 4159 County Road X; and Marjorie Poublon, 4097 County Road X, Oshkosh; spoke in opposition of Zoning Report No. 002 and Amendatory Ordinance No. 07-02-96 regarding rezoning of Nina Cowan's property.

LaVerne Sturgis, 1120 West Larsen Road, Neenah, spoke in opposition to the Westside Arterial Roadway Project portion of Resolution No. 60-796, "Authorizing the Borrowing of Not to Exceed \$8,740,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor".

PRESENTATION BY REPRESENTATIVE GREGG UNDERHEIM

Rep. Underheim presented Linda Wolfe, County Clerk, and Sheriff Michael Brooks with pens used by Governor Thompson to sign Assembly Bill 608 allowing law enforcement officials access to confidential information on marriage license applications.

COUNTY EXECUTIVE'S REPORT

Executive Steinhilber told the Board that Resolution No. 41- 696, "Authorize the Construction of a New Sunnyview Complex", will have the cost amounts amended on the floor. He asked for their sup-

port of this resolution.

Executive Steinhilber urged the Board to support Resolution No. 55-796, "Authorize the Infrastructure Replacement at the West Wing Office Center - Wittman Regional Airport". He told the Board that the terminal building needs repair work done on the heating system, air-conditioning, exterior glass, gutters and down spouts; and the electrical wiring and plumbing needs to be brought up to code. Any further delay in having these repairs done, will cause further deterioration of the terminal.

Executive Steinhilber spoke in support of Ordinance No. 59- 796, "Create Section 3.10 of the General Code for Winnebago County— Establish Duties and Procedures for Recovery of Real Estate Taxes and Costs Against Persons". He asked the Board to support this Resolution.

COUNTY EXECUTIVE APPOINTMENT BOARD OF HEALTH

County Executive Steinhilber asked for confirmation of the reappointment of Tom LaFuze, Principal, Elementary Schools, Omro School District, to the Board of Health for terms beginning August 1, 1996, and expiring July 31, 1998. Motion by Supervisor Lauson and seconded to approve. Carried by voice vote.

WINNE-FOND LAKE PRIVATE INDUSTRY COUNCIL

Executive Steinhilber asked for confirmation of the following appointments to the Winne-Fond Lake Private Industry Council:

Private Sector:

Nancy Albright, Treasurer, R.J. Albright, Inc., Oshkosh
Robert A. Mathers, Manager, Clifton, Gunderson & Co.,
Oshkosh

Public Sector:

Nadine Sieber, Oshkosh Area United Fund
Dorothy Schwartz, Winnebago County Board Supervisor
David Webster, Assist. Director of Pupil Services, Oshkosh
Area School District

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

COUNTY BOARD CHAIRMAN REPORT

Chairman Maehl presented Linda Wolfe, County Clerk, with her

"Certificate of Professional Development" from the Wisconsin County Clerks Association. This award is received after the education requirement of 100 points are earned through experience, education and specifically designed courses.

Chairman Maehl extended happy birthday wishes to Supervisors Wagner, Kramer, Sievert and Widener, and the numerous department heads who celebrate birthdays in July. He invited the Supervisors to have a birthday treat brought by Supervisor Wagner.

Chairman Maehl congratulated Gerald Bougie, Planning Department, on the "Best of Class Award" they received for the advertisement on Winnebago County displayed at Wittman Field Airport. The award was presented by Mid-America Economic Development.

UPDATE ON SEXUAL PREDATOR FACILITY

Joseph Leean, Secretary of the Department of Health & Family Services (formerly Social Services) spoke to the Board on the possibility of locating a sexual predator facility in Winnebago County. He explained that Chapter 980 of the Wisconsin Statutes requires that a facility be built to house people who have served their prison terms, but are considered too dangerous to be released back into society.

Currently, about half of the people housed at the Wisconsin Resource Center on the Winnebago Mental Health Institute grounds are considered sexual predators.

Mr. Leean explained that a site for this facility needs to be selected soon, but that Oshkosh is not even on the Governor's list of possibilities. The reason for this is because so much of the area's public opinion seems to be against locating a sexual predator facility in Oshkosh. Senator Buettner and Representative Underheim have also gotten negative responses to locating this facility in Oshkosh.

Mr. Leean stated that he would like to have the facility in Oshkosh for several reasons. Primarily, because it would be easier and more economical to add on to an existing facility like the Wisconsin Resource Center. It is also advantageous to have an existing administration and infra-structure to work with.

Some of the positive aspects for the community that is selected for the facility are economic. At a 300 bed facility, they would employ over 400 people and the payroll would be around \$16,000,000, with the average salary being approximately \$35,000. Also, there is a high ratio of doctors and specialists employed at this type of facility making higher salaries.

Mr. Leraan introduced Phil Macht, Director of the Wisconsin Resource Center in Oshkosh. Mr. Macht told the Board that the Wisconsin taxpayers would be saved approximately \$12,000,000 if the sexual predator facility was built in connection with a facility like the Wisconsin Resource Center.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to A-2 (General Farming) for a kennel. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-01-96. A request from Donald & Susan Mongan for zoning change from A-1 (Agri-Business District, Farmland Preservation) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to M-2 (Heavy Industrial) for industrial development and A-2 (General Farming) for existing structures. Motion by Supervisor Schaidler and seconded to refer back to Committee. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to B-4 (Business Park District) for a printing shop. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-03-96. A request from David G. Hildebrand for zoning change from B-2 (Community Business District) and B-3 (General Business District) to B-4 (Business Park District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to R-1 (Rural Residential District) for creation of one single family lot. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-04-96. A request from Joachim Weigel & Mary Alice Eisch for zoning change from A-1 (Agri-Business District, Farmland Preservation) to R-1 (Rural Residential District, Single-Family, Non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to R-2 (Single Family) for a proposed single family subdivision. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-05-96. A request from Tom Hoffman for zoning change from A-2 (General Farming District) to R-2 (Suburban Residential District, Single Family, Sub-divided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Rushford on behalf of George Kafer for zoning change 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 Donald Coats for zoning change to A-3. 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 Milton J. Gruszynske for zoning change to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 41-796 — Authorize the Construction of A New Sunnyview Complex

WHEREAS, the Board authorized the hiring of construction managers for a new Sunnyview Complex by Resolution #320 at its July 1995 Board meeting which included authorization to spend up to \$95,650 for said construction managers,

WHEREAS, the project is estimated to have a cost of \$2,000,000,

WHEREAS, through continued review of the project, it has been determined that the facility should include some additional departments,

WHEREAS, the facility will include the department of Parks, University Extension, Land & Water Conservation, United States Department of Agriculture and include provisions for an addition for the Department of Natural Resources,

WHEREAS, funds will be needed during 1996 for planning, preliminary architectural and design and early construction costs in the amount of \$1,000,000,

NOW, THEREFORE, BE IT RESOLVED by the Winnebago

County Board of Supervisors that it hereby appropriates an amount equal to \$1,000,000 for preliminary planning, architectural and design and early construction costs of a new Sunnyview Complex.

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 project.

Submitted by:

PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend the amount on Line 8 to \$2,000,000, and the amount on Lines 15 and 17 to \$1,000,000. AMENDMENT CARRIED BY VOICE VOTE. Vote on Resolution as amended - Ayes: 32. Nays: 0. Excused: 6 - Savas, Crowley, Barker, King, Putzer and Watry. CARRIED.

RESOLUTION NO. 51-796 — Support Location of Correctional Facility in the City of Boscobel

WHEREAS, the Chairman of the Grant County Board of Supervisors has made a request to Winnebago County for support with regard to persuading the State of Wisconsin to locate a correctional facility in the City of Boscobel; and

WHEREAS, the State of Wisconsin has indicated that it would not place a correctional facility in an area unless the location of such a facility is supported by the local citizenry; and

WHEREAS, the City of Boscobel and Grant County both overwhelmingly support the location of a new correctional facility within that county.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the proposal of the City of Boscobel to locate a correctional facility within that city.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of this resolution to the office of Governor Tommy Thompson, to the Secretary of the Department of Corrections and to

the Secretary of the Department of Administration, and to those legislators representing Winnebago County constituents within the State Legislature.

Submitted by:

WINNEBAGO COUNTY LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Savas, Crowley, Barker, King and Watry. CARRIED.

RESOLUTION NO. 52-796 — Authorize Approval of Hangar Lease to Myers Aviation, Inc.

WHEREAS, the Airport Director has tentatively reached a lease agreement with Myers Aviation, Inc. for a hangar lease for a period of one (1) year for property located at Wittman Regional Airport with the rental for said property to be \$200.00 per month; and

WHEREAS, your undersigned Committee recommends approval of said lease agreement for said hangar building, which is approximately 100 ft. x 40 ft. in size.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a hangar lease at Wittman Regional Airport between Winnebago County and Myers Aviation, Inc. for an initial period of one (1) year at a rental rate of \$200.00 per month and upon such other terms as are contained within the proposed lease agreement which is incorporated by reference as part of this resolution. A copy of said proposed lease agreement may be obtained from the office of Corporation Counsel.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Savas, Crowley, Barker, King and Watry. CARRIED.

RESOLUTION NO. 53-796 — Authorize Assignment of Ground Lease, Wittman Regional Airport, by C.R. Meyer & Sons Company to Firstar Bank Oshkosh

WHEREAS, C.R. Meyer & Sons Company entered into a ground

lease with Winnebago County for property located at Wittman Regional Airport on April 29, 1988, said ground lease being subsequently amended on July 1, 1991, June 22, 1994, June 22, 1995 and September 26, 1995; and

WHEREAS, Firststar Bank Oshkosh, N.A., has made certain loans to C.R. Meyer & Sons Company and has granted C.R. Meyer & Sons Company a lease hold mortgage with regard to buildings constructed at Wittman Regional Airport; and

WHEREAS, Firststar Bank has requested that C.R. Meyer & Sons Company, as a condition of said mortgages and loans, assign Firststar Bank its leasehold interest in said properties at Wittman Regional Airport for purposes of securing said loans; and

WHEREAS, pursuant to Winnebago County's lease agreement with C.R. Meyer & Sons Company, any assignment of said leases must be approved by Winnebago County; and

WHEREAS, your undersigned Aviation Committee believes that approval of the assignment of said leasehold interest to Firststar Bank is appropriate and in the County's best interest in order to promote development at Wittman Regional Airport.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the assignment of the ground lease agreement between Winnebago County and C.R. Meyer & Sons Company dated April 29, 1988 and as subsequently amended by C.R. Meyer & Sons Company to Firststar Bank, Oshkosh, N.A. and authorizes the Winnebago County Executive and Winnebago County Clerk to execute said assignment, a copy of which is attached hereto and incorporated as part of this resolution.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33.
Nays: 0. Excused: 5 - Savas, Crowley, Barker, King and Watry. **CARRIED.**

RESOLUTION NO. 54-796 — Authorize Granting of Temporary Construction Easement to Joseph Belongia to Cross County - Owned Property at Grundman Park for Purposes of Installing a Sanitary Holding Tank

WHEREAS, Joseph Belongia, 1974 County Road G, Neenah,

Wisconsin 54956, has purchased the Grundman estate which is immediately adjacent to Grundman Park; and

WHEREAS, Mr. Belongia has plans to remodel the former home of Mr. John Grundman; and

WHEREAS, a determination has been made that in order for said remodeling to take place a new sanitary holding tank needs to be installed adjacent to the home on land now owned by Mr. Belongia; and

WHEREAS, the most direct access to the location for the new tank is across County-owned land and through the fence which defines the boundary line between the two properties.

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 a temporary construction easement to Joseph Belongia for the purpose of installing a sanitary holding tank on his property, according to the location map herewith attached and made a part of this resolution by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the easement shall be subject to the following conditions:

1. An opening no more than 10 feet in width shall be cut in the existing cyclone fence separating the properties.
2. That the temporary construction easement over County-owned land shall be 15 feet in width and 60 feet in length.
3. That all contractors performing work on the easement over County-owned land shall meet current Winnebago County insurance regulations and shall present certificates of liability insurance to the County Purchasing/Risk Management Department for approval prior to commencing work.
4. That Joseph Belongia, his agents or assigns shall provide restoration of land and fence to their former states upon completion of sanitary construction activities.
5. That said easement shall be granted for the period July 17, 1996 to and including November 1, 1996 or upon completion of sanitary construction and restoration, whichever occurs first.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend Lines 40 & 43 to "completion of sanitary construction". AMENDMENT CARRIED BY UNANIMOUS VOICE VOTE. Vote on Resolution as amended - Ayes: 33. Nays: 0. Excused: 5: Savas, Crowley, Barker, King, and Watry. CARRIED.

RESOLUTION NO. 55-796 — Authorize the infrastructure replacement at the west wing office center, Wittman Regional Airport

WHEREAS, the west wing of the Wittman Regional Airport terminal building has become unrentable due to deterioration and age,

WHEREAS, in order to allow the space to be revenue producing, a minimum level of basic repairs are needed,

WHEREAS, cash flow estimates indicate the project can return between \$20,000 and \$30,000 per year to the Airport when fully subleased,

WHEREAS, debt incurred to pay for the infrastructure replacement will be carried on the books of the airport enterprise fund and that such debt (principal and interest) will be repaid from net rental revenue (rental income minus rental expenses) received on the leased facilities to the largest extent possible.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby appropriates an amount not to exceed \$137,500 for infrastructure replacements to the west wing of the Wittman Regional Airport terminal building.

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.

Submitted by:

AVIATION COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Schaidler and seconded to amend Line 12 to read "fully leased" not "subleased". AMENDMENT CARRIED BY VOICE VOTE. Vote on amended resolution - Ayes: 31. Nays: 0. Excused: 7 - Crowley, Barker, King, Savas, Montgomery, Schwartz and Watry. CARRIED.

RESOLUTION NO. 56-796 — Commendation to Donald Sleik

WHEREAS, Donald Sleik has been employed with the Winnebago County Sheriff's Department for the past thirty years and five months, and during that time has been a most conscientious and devoted County employee;

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

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation be and is hereby extended to Donald Sleik for the fine services he has rendered to Winnebago County. BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk send a copy of this Resolution to Donald Sleik.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 57-796 — Authority to Execute 1995-1997 Labor Agreement with the Winnebago County Department of Social Services Employees Union Local 2228, 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 Department of Social Services Employees Union, Local 2228, 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 1-1-95
- 3.0% across-the-board effective 1-1-96
- 3.0% across-the-board effective 1-1-97

In addition to the across-the-board adjustment in 1995:

Effective October 1, 1995, increase all rates in the pay schedule for paraprofessional employees by \$0.25 per hour.

Effective October 1, 1995, increase all rates in the pay schedule for the positions of Volunteer Service Coordinator and Social Worker and Step A for the position of Social Work Specialist by \$41 per month.

Effective October 1, 1995, increase Step B through Step E of the pay schedule for the position of Social Work Specialist by \$17 per month.

In addition to the across-the-board adjustment in 1997:

Effective October 1, 1997 increase all rates for the following positions in the pay schedule for paraprofessional employees by \$0.25 per hour: Clerk I, Clerk Typist II, Word Processing Operator, Social Services Aide and Social Services Case Aide.

Effective April 1, 1997, move the position of Clerk II to the pay range for the position of Social Services Aide.

Effective April 1, 1997, add \$41 per month to all rates in the pay schedule for the positions of Volunteer Service Coordinator and Social Worker and to Step A of the pay schedule for the position of Social Work Specialist.

No retroactive wage adjustments are to be provided to individuals who terminated prior to the date of contract signing. This provision does not apply to any employees who retired.

2) WISCONSIN RETIREMENT

Effective January 1, 1996, increase the Employer's maximum contribution rate toward the Employee's share of Wisconsin Retirement by 0.3% (6.5%).

3) ARTICLE 5 - PROBATIONARY EMPLOYEES

Redefine the probationary period for newly hired employees as 975 paid hours but not less than 6 months.

4) ARTICLE 12 - VACATIONS

Allow for the use of vacation time in one hour increments.

In addition to the foregoing, the new Agreement includes minor revisions to the preamble and articles covering union bulletin boards, rules, regulations and policies, grievance procedure, holidays, sick leave with pay, non-discrimination, salary schedule - provisions for change, fair share agreement, retirement, and the pay schedules.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Diakoff corrected Page 1, Line 43 by changing "October" to "April". Ayes: 32. Nays: 0. Excused: 6 - Barker, Crowley, King, Savas, Schwartz and Watry. CARRIED.

RESOLUTION NO. 58-796 — Authorize corporation counsel to represent interests of public in juvenile guardianship proceedings.

WHEREAS, 1995 Wisconsin Act 275 was enacted on April 22, 1996, and takes effect on July 1, 1996; and

WHEREAS, 1995 Wisconsin Act 275 permits the appointment of a guardian for a child adjudged Child in Need of Protection or Services or Juvenile in Need of Protection or Services under certain circumstances; and

WHEREAS, 1995 Wisconsin Act 275 specifies the procedures for the appointment of a guardian under the provisions created by the Act; and

WHEREAS, 1995 Wisconsin Act 275 provides that the Corporation Counsel, if designated by the County Board of Supervisors, may represent the interests of the public in guardianship proceedings under the provisions created by the Act; and

WHEREAS, the use of guardianship proceedings under the provisions created by 1995 Wisconsin Act 275, and designation of the Corporation Counsel to represent the interest of the public in each proceedings, is consistent with the objectives of Chapter 48, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that:

1. The Corporation Counsel shall represent the interests of the public in guardianship proceedings under Sec. 48.977,

Wisconsin Stats., as created by 1995 Wisconsin Act 275;

2. This resolution shall apply to guardianship proceedings pending or commenced on, or subsequent to, August 1, 1996.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6 - Barker, Crowley, King, Savas, Schwartz and Watry. CARRIED.

ORDINANCE NO. 59-796 — Create section 3.10 of the general code for Winnebago County—establish duties and procedures for recovery of real estate taxes and costs against persons

WHEREAS, Section 74.53, Wisconsin Statutes, authorizes counties or cities to bring civil actions against a person to recover amounts that are included in the tax roll for collection of delinquent real estate property taxes, special charges, special assessments, and special taxes; the cost of razing and removing property and restoring the site to a dust-free and erosion-free condition or filling an excavation incurred if the person owned the property when the property was razed and removed and the site restored or the excavation was filled; and the cost of abating a public nuisance if the person owned the property when the nuisance was created; and

WHEREAS, said Statute also authorizes the Court to appoint a receiver to take charge of property included in the tax certificate if a county proceeds against the owner of the property, under said Statute, for the purpose of allowing that receiver to manage the property, collect rents and apply income to the payment of delinquent real property taxes; and

WHEREAS, pursuant to Section 74.53, Wisconsin Statutes, no action against a person to collect delinquent real estate taxes, etc., as described above, may be commenced unless it is approved by the county board with the exception that the county board may abrogate its duty to approve and notice each action to be commenced by adopting an ordinance waiving the duty and specifying procedures by which an action under Section 74.53(1), Wisconsin Statutes, may be commenced; and

WHEREAS, the Winnebago County Treasurer and your undersigned Committee recommends the adoption of an ordinance pursuant

to Section 74.53(5), Wisconsin Statutes, specifying procedures by which an action for personal liability for delinquent taxes and other costs may be commenced against persons and waiving the duty of the county board to authorize every specific action.

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

That Section 3.10 of the General Code of Winnebago County be created which shall read as follows:

3.10—PROCEDURES FOR RECOVERY OF REAL PROPERTY TAXES AND COSTS AGAINST PERSONS.

- (1) **Authority**—This ordinance is adopted pursuant to the authority provided under Section 74.53(5), Wisconsin Statutes.
- (2) The Corporation Counsel for Winnebago County, upon the request of the Winnebago County Treasurer, is hereby authorized and may commence an action to recover real property taxes and costs against persons pursuant to Section 74.53, Wisconsin Statutes, for any of the following amounts that are included in the tax rolls for collection and any of the amounts under subparagraphs (b) and (c) that are not included on the tax rolls for collection:
 - (a) Delinquent real property taxes, special charges, special assessments, and special taxes, not including amounts under subparagraphs (b) and (c), that were delinquent during the period that the person owned the property;
 - (b) The cost of razing and removing property and restoring the site to a dust-free and erosion-free condition incurred under Section 66.05(2),(5), (8), (bg), or (10), Wisconsin Statutes, or filling and excavation incurred under Section 66.05(6), Wisconsin Statutes, if the person owned the property when the property was razed and removed and the site restored or the excavation was filled;
 - (c) The cost of abating a public nuisance under Sections 254.595 or 823.04, Wisconsin Statutes, if the person owned the property when the public nuisance was abated;
- (3) Upon the commencement of an action as is described in (2), above, the Corporation Counsel is authorized to petition the Court to appoint a receiver to take charge of property included in a tax certificate under Section 74.557, Wisconsin Statutes, against the owner of the property. The receiver shall manage the property, collect rents, and apply income to the payment of

delinquent real property taxes;

- (4) No action shall be commenced against any person under this ordinance unless at least two years has elapsed after the date of the issuance of the tax certificate with regard to the real property, except that an action may be commenced after one year has elapsed after the date of issuance of the tax certificate if razing, removing, and restoring the site to a dust-free and erosion-free condition has resulted in costs incurred by any city or village which are included in the amount due for taxes;
- (5) The Winnebago County Treasurer shall report to the Winnebago County Board of Supervisors with regard to any actions commenced pursuant to this ordinance within 60 days after the filing of said actions with the Court;
- (6) Effective Date—This ordinance shall take effect on August 1, 1996.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6 - Barker, Crowley, King, Savas, Schwartz and Watry. CARRIED.

RESOLUTION NO. 60-796 — Authorizing the borrowing of not to exceed \$8,440,000; and providing for the issuance and sale of general obligation promissory notes therefore

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 the County to raise funds for the purpose of paying the cost of Courthouse remodeling, renovation, and improvement; acquiring rights of way and constructing a portion of the West Side arterial roadway; constructing additions to and remodeling and improving the County Exposition Building; constructing a new UW Fox Valley Science/Student Services Center; constructing a new County office facility at the Sunnyview site; constructing a landfill gas migration control system and pipeline; and acquiring equipment and furnishings (the "Project"), and there are insufficient funds on hand to pay said costs;

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;

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, issued in one or series, in the aggregate amount of not to exceed \$8,440,000.00 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 EIGHT MILLION FOUR HUNDRED FORTY THOUSAND DOLLARS (\$8,440,000.00) from a purchaser or purchasers 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, issued in one or more series, aggregating the principal amount of EIGHT MILLION FOUR HUNDRED FORTY THOUSAND DOLLARS (\$8,440,000.00) (the "Notes").

Section 3. Notice of Sale. The County Finance Director (in consultation with the county's financial advisor, Robert W. Baird & Co. Inc.) is hereby authorized and directed to cause a notice of sale to be published at least one time in either the Oshkosh Northwestern, the official newspaper of Winnebago 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 Finance Director (in consultation with the 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 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 County Board of Supervisors shall consider taking further action to provide the details of the Notes; to award the Notes to the

lowest possible bidder or bidders therefore; and to levy a direct annual irrepealable tax sufficient to pay the principal of the 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 County Board of Supervisors or any parts thereof in conflict with the provision 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. Ayes: 32. Nays: 0. Excused: 6 - Barker, Crowley, King, Savas, Schwartz and Watry. CARRIED.

Supervisor Wagner moved and it was seconded to adjourn until August 20, 1996. Meeting adjourned at 9:50 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 July 16, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, AUGUST 20, 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: All present except Supervisors O'Brien, Finch, Watry and Savas.

Supervisor King moved and it was seconded to accept the minutes of June 4 and July 16, 1996. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda with the change of order of the resolutions acting on Resolution No. 67-896 prior to Resolution No. 61-896. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from George Egner regarding damage to vehicle by Parks Department vehicle was referred to the Personnel & Finance Committee. Notice of claim from Melinda J. Clohessy regarding damage to clothing by the Huber Facility staff was referred to the Personnel & Finance Committee. Notice of Claim from Bloedel's, Inc., regarding damage to vehicle by a Winnebago County Highway

Department dump truck was referred to the Personnel & Finance Committee. Notice of Claim from Mary Tank regarding injuries suffered in an accident which took place while exiting a bookmobile at Green Meadow School in the City of Oshkosh, Winnebago County, Wisconsin, was referred to the Personnel & Finance Committee. A notice of claim from James R. Brownson for payment of medical expenses incurred at St. Elizabeth's Hospital, Appleton, Wisconsin, while an intensive sanctions prisoner of Winnebago County, was referred to the Personnel & Finance Committee. Notice of Claim from Andrew Wegner regarding damage to a tree by a Winnebago County Highway Department vehicle was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Di Renzo and Bomier for zoning change from R-2/R-3/M-1 to R-2 for a private high school was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Roger C. and Susan K. Mathwig for zoning change from A-2 (General Agriculture) to R-3 (Duplex) for duplex construction was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from William J. Degeneffe for zoning change from M-1 to R-4 for construction of 120 apartment units (12 units/acre) was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Larry Murphy, real estate agent, for zoning change from A-2 to P-1 for future expansion of an existing cemetery was referred to the Planning & Zoning Committee.

Letters from Senators Michael Ellis and Alan Lasee thanking the Board for sending them a copy of their resolution in support of locating a correctional facility in the City of Boscobel was read.

A letter from Bonnie Widmer of Oshkosh, Wisconsin, in opposition to building a sexual predator facility, in Oshkosh was read.

COMMITTEE REPORTS

Supervisor Barker reported on the NACo Convention she attended in Houston, Texas. The convention was centered around challenges that communities will be facing as we approach the year 2000. She found the convention to be very interesting and informative.

Supervisor Albrecht spoke to the Board about the 1996 EAA Convention. He reported that over 800,000 people attended the convention this year, making it the third best attended convention in its

history. Representatives from the FAA, U.S. Customs Bureau, NASA and the National Safety Transportation Board were in attendance. In addition, over 76 nations were represented. Supervisor Albrecht reported that there were no major accidents or incidents at this years convention. He also reported that at the convention, the FAA presented Winnebago County with a grant check for Wittman Regional Airport for \$1.5 Million.

Supervisor Sundquist reported that the Public Safety Building Board had received a Phase I preliminary report from HNTB Space Study Consultants identifying space problems at the Safety Building. The Board voted to proceed with Phase II of the space study, which will be a cost study.

Supervisor Planalp commented on Linda Wolfe's report on the National County Clerks' Convention she attended. She mentioned in the report that David Schmidt, Winnebago County Planner, was a guest speaker on "GIS - A Chance to Re-engineer Government" and that he gave an excellent presentation. Supervisor Planalp wanted to extend his thanks to Mr. Schmidt for all his efforts in implementing GIS in Winnebago County.

Supervisor Griesbach added a thirteenth item to his "Courthouse Renovation Plan" that had been distributed to the Board in their packets. The additional item comes under "Current Projects" and is the relocation of the Microfilm Department to the basement of the Courthouse, in what was formerly the Zoning Department.

Supervisor Robl invited the Board to attend an open house at the new Highway Department facilities on Saturday, September 28.

Supervisor Egan invited the Board to attend Waukau's 150th Anniversary Celebration to be held September 14 and 15 in Waukau.

PUBLIC HEARING

Joan Hanson of Wisconsin Manufacturers and Commerce spoke in support of mining in Wisconsin and in opposition to Resolution No. 71-896, "Authorize Support of Assembly Bill 758 - Regarding Issuance of Metallic Mining Permits for the Mining of Sulfide Ore Bodies".

Wade Norris, UW-Oshkosh student and member of their Environmental Action Committee, spoke in support of Resolution No. 71-896, "Authorize Support of Assembly Bill 758 - Regarding Issuance of Metallic Mining Permits for the Mining of Sulfide Ore Bodies".

Jerry Lang, Oshkosh, Wisconsin, spoke in support of Resolution No. 71-896, "Authorize Support of Assembly Bill 758 - Regarding Issuance of Metallic Mining Permits for the Mining of Sulfide Ore Bodies", and in opposition to Zoning Report No. 002 and Amendatory Ordinance No. 07-02-96, dated 7/16/96, pertaining to Nina Cowan's property.

Ken Larie, 4081 County Road X, Oshkosh, Wisconsin, spoke in opposition of Zoning Report No. 002 and Amendatory Ordinance No. 07-02-96, dated 7/16/96, pertaining to Nina Cowan's property.

Doug Buettner, 1531 West New York Avenue, Oshkosh, Wisconsin, spoke in support of Resolution No. 78-896, "Authorize Extinguishment of Tax Certificates Upon Tax Key Number 902-0302, 208 Bowen Street, City of Oshkosh".

William Manske, attorney for Nina Cowan, spoke in support of Zoning Report No. 002 and Amendatory Ordinance No. 07-02-96, dated 7/16/96, pertaining to Nina Cowan's property.

Ronald Miller, Chairman, Town of Nekimi, 834 Clairville Road, Oshkosh, Wisconsin, spoke in opposition of Resolution No. 66-896, "Authorize the Winnebago County Executive to Initiate Procedures for the Annexation of Wittman Regional Airport Property to the City of Oshkosh".

Ron Grable, 1940 Iowa Street, Oshkosh, Wisconsin, spoke in opposition of Resolution No. 66-896, "Authorize the Winnebago County Executive to Initiate Procedures for the Annexation of Wittman Regional Airport Property to the City of Oshkosh".

COUNTY EXECUTIVE'S REPORT

Executive Steinhilber thanked Supervisor Albrecht for his report on the EAA Convention and told the Board that he had been there for a number of the events. He stated that he appreciates all that the EAA does for the City of Oshkosh, Winnebago County and the State of Wisconsin. Executive Steinhilber recognized and commended Chairman Maehl for his moving performance of "Taps" after the air show battle reenactment in tribute to the Korean and Vietnam war veterans.

Executive Steinhilber spoke in support of Resolution No. 66-896, "Authorize the Winnebago County Executive to Initiate Procedures for the Annexation of Wittman Regional Airport Property to the City of Oshkosh". He stated that this annexation is necessary to continue sewer and water service to this part of the airport. When the City of

Oshkosh provided sewer and water to the two existing buildings in this area, the County assured the city that annexation procedures would begin to insure that these services would continue and be extended to future development in this area. Property taxes will continue to be paid to all entities except the Town of Nekimi.

Executive Steinhilber told the Board that at the EAA, the FAA presented Winnebago County with a check for \$1.5 Million dollars for the airport master plan.

Executive Steinhilber reported that they had received an excellent bid of 4.72% from First of America Securities, Inc., Kalamazoo, Michigan, for the general obligation promissory notes. He asked for the Boards approval of Resolution No. 67-896, "Awarding the Sale of \$8,740,000 General Obligation Promissory Notes; Providing the Form of the Notes; and Levying a Tax in Connection Therewith".

Executive Steinhilber spoke in support of Resolution No. 68-896, "Authorize Winnebago County Department of Social Services to Apply to the State of Wisconsin to Administer the W-2 Program". He told the Board that our Social Services Department has been very involved in the W-2 program and that AFDC has gone down dramatically with the development of work source programs.

Executive Steinhilber reported that the 1996 Budget book was awarded the Governmental Finance Office Association's distinguished budget award. He congratulated Chuck Orenstein, Finance Director, for his work on the budget book and for receiving the award.

Executive Steinhilber mentioned that the "Courthouse Renovation Plan", submitted by Supervisor Griesbach, shows that we are making changes that will maximize the efficient use of space. The plan also shows that they are repairing and updating the wiring and plumbing at the Courthouse.

Executive Steinhilber reported that the County Mutual Insurance Company has informed Winnebago County that we will receive a \$139,011.00 refund for the years 1993, 1994 and 1995.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl announced that the Register of Deeds Office had received a \$3,410 rebate from the Department of Revenue on state transfer fees, as well as, a letter commending them for their collection efforts.

Chairman Maehl extended "happy birthday" wishes to Supervisors Hue, Planalp, Montgomery and Robl, and department heads Larry

Smerling, Bob Braun, Leonard Leverage and Julie Pagel.

Chairman Maehl spoke to the Board regarding the public hearing portion of these County Board meetings. He stated that out of 72 counties in Wisconsin, only three have public hearings at their monthly county board meetings. The other 69 counties only have a public hearing at their budget session, which is required by state statute. He commended the people who attend our meetings and those that participate in the public hearing portion. He encouraged them to continue to do so.

ZONING REPORTS & ORDINANCES

REPORT NO. 002 (dated July 16, 1996). A report from Planning & Zoning Committee re: zoning change to M-2 (Heavy Industrial) for industrial development and A-2 (General Farming) for existing structures. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE. SUPERVISOR RENGSTORF VOTING "NAY"**.

AMENDATORY ORDINANCE NO. 07-02-96. A request from Nina Cowan for zoning change from M-2 (Heavy Industrial) and A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE. SUPERVISOR RENGSTORF VOTING "NAY"**.

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to R-1 (Single Family) for creation of a single family lot. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 08-01-96. A request from Greg Wisnefske for zoning change from A-1 (Agri-Business District, Farmland Preservation). Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-1 (Single Family) for reconstruction of an existing single family residence. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 08-02-96. A request from Stuart Struensee for zoning change from B-2 (Community Business District). Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to P-1 (Institutional & Recreational) for construc-

tion of a new church. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-03-96. A request from St. Paul United Church of Christ for zoning change from R-2 (Suburban Residential District, Single Family, Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4. A request from the Town of Utica on behalf of Clark and Betty Messerschmidt for zoning change to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

**RESOLUTION NO. 61-896 — Provide County Share (\$1,500.00):
County Aid Culvert Project: Town of Oshkosh**

WHEREAS, a letter was referred to your Highway Committee from the Town of Oshkosh requesting County aid for the replacement of a culvert on Vinland Road between Snell Road and the railroad, in the Town of Oshkosh; 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 Oshkosh meets the guidelines and restrictions set forth in the Resolution hereinabove referred to.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the request from the Town of Oshkosh for the replacement of a culvert on Vinland Road, between Snell Road and the railroad be approved for aid in the amount set forth as follows:

Town of Oshkosh	\$ 1,500.00
County's Share	\$ 1,500.00
Total Project Cost	\$ 3,000.00

BE IT FURTHER RESOLVED that the County's share in the amount of \$1,500.00 be made available from the Highway Department Bridge Maintenance Account.

Submitted by:
HIGHWAY COMMITTEE

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

RESOLUTION NO. 62-896 — Commendation to Jeffrey Christensen

WHEREAS, Jeffrey Christensen has been employed with the Parks 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, Jeffrey Christensen 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 Jeffrey Christensen 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 Jeffrey Christensen.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 63-896 — Replace one full-time position of Clerk I with a full-time position of Social Services Case Aide: Department of Social Services

WHEREAS, the changing demands of the W-2 program upon the Financial Assistance Division of the Department of Social Services has necessitated the substitution of a position of Social Service Case Aide in place of an existing vacant position of Clerk I in order to meet the needs of an expanded child care program component.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one position of Social Services Case Aide be, and hereby is created within the Table of Organization of the Winnebago County Department of Social Services; and

BE IT FURTHER RESOLVED, that one position of Clerk I be, and hereby is deleted from the Table of Organization of the Winnebago County Department of Social Services; and

BE IT FURTHER RESOLVED, that funds necessary to cover the full cost of this action be appropriated from within the budget of the Social Services Department.

Submitted by:
SOCIAL SERVICES BOARD AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Crowley and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 64-896 — Adopting the Overall Economic Development Program, 1996 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 Winnebago 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, Winnebago 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 1996 Annual Report prepared by the East Central Wisconsin Regional Planning Commission.

Submitted by:
INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Lauson and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 65-896 — Disallow Claim of Michael J. Stevens

WHEREAS, your Personnel and Finance Committee has had the claim of Michael J. Stevens 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 J. Stevens dated July 2, 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. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 66-896 — Authorize The Winnebago County Executive to Initiate Procedures for The Annexation of Wittman Regional Airport Property to the City of Oshkosh

WHEREAS, in 1995, Winnebago County acquired Parcel Number 2-81 in the Town of Nekimi, legal description of which is contained herein below, in connection with the operation of Wittman Regional Airport; and

WHEREAS, Wittman Regional Airport has a growing need for a steady and reliable water source as well as a need for a sewage system to service all of its property; and

WHEREAS, it is unlikely that the Town of Nekimi will be able to meet the water and sewage needs of Wittman Regional Airport in the future with regard to the Parcel of property; and

WHEREAS, Officials of the City of Oshkosh have indicated to Wittman Regional Airport that the City of Oshkosh would be willing to annex said Parcel, as described below, to the City of Oshkosh; and

WHEREAS, your undersigned Committee believes that said annexation will serve the best interests of Wittman Regional Airport.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago

County Executive to initiate procedures with the City of Oshkosh so as to effectuate the annexation of property described as Parcel Number 2-81 at Wittman Regional Airport into the City of Oshkosh, a legal description of which is contained herein below, and to take whatever subsequent action is necessary, including the signing of any documents, so as to promote said annexation procedure to occur. The present legal description of said property is as follows:

A parcel of land being part of the Northeast one-quarter of the Northeast one-quarter and the Southeast one-quarter of the Northeast one-quarter of Section 3, Township 17 North, Range 16 East, Town of Nekimi, Winnebago County, Wisconsin, more fully described as follows:

1. Beginning at the Northeast corner of said Section 3, thence N 89°—28'—14" W, along the north line of said Section 3, 1335.74 feet.
2. Thence S 00°—10'—20" W, along the west line of said Northeast one-quarter of the Northeast one-quarter, 1392.16 feet.
3. Thence S 89°—06'—59" E, along the south line of said Northeast one-quarter of the Northeast one-quarter, 122.92 feet.
4. Thence S 00°—41'—41" W, 490.27 feet.
5. Thence S 88°—45'—18" E, 900.00 feet.
6. Thence N 00°—41'—59" E, 109.51 feet.
7. Thence S 88°—45'—18" E, 300.00 feet.
8. Thence N 00°—41'—59" E, along the east line of said Section 3, 1788.65 feet to the Northeast corner of said Section 3 and the Point of Beginning.

Parcel contains 2,416,012 square feet or 55.464 acres more or less.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend Line 26 by adding "as recorded in the Plat of Survey, Document #936082," after "...Parcel Number 2-81". CARRIED BY VOICE VOTE. Motion by Supervisor Brennand and seconded to table. Ayes: 11 - Rengstorf, Crowley, Diakoff, Kramer, Klitzke, Egan, Metzsig, Putzer, Widener, Sievert and

Brennand. Nays: 23 - Footit, Barker, Pech, Lawson, Hue, King, Lauson, Kollath, Montgomery, Planalp, Griesbach, Schaidler, Robl, Schwartz, Frassetto, Sundquist, Rankin, Wagner, Troxell, Arne, Koziczkowski, Albrecht and Maehl. Excused: 4 - Finch, O'Brien, Savas and Watry. LOST. Motion by Supervisor Sundquist and seconded for closure. Ayes: 21 - Rengstorf, Footit, Barker, Crowley, Diakoff, Pech, Lawson, Hue, Lauson, Kollath, Montgomery, Planalp, Egan, Griesbach, Schwartz, Frassetto, Sundquist, Troxell, Koziczkowski, Albrecht and Maehl. Nays: 13 - Kramer, King, Klitzke, Metzsig, Putzer, Schaidler, Robl, Widener, Rankin, Wagner, Sievert, Arne and Brennand. Excused: 4 - Finch, O'Brien, Savas and Watry. LOST - 2/3RD VOTE NEEDED. Motion by Supervisor Sievert and seconded to postpone for 30 days. Ayes: 16 - Rengstorf, Crowley, Diakoff, Kramer, Lauson, Klitzke, Egan, Metzsig, Putzer, Schaidler, Robl, Widener, Wagner, Sievert, Koziczkowski and Brennand. Nays: 18 - Footit, Barker, Pech, Lawson, Hue, King, Kollath, Montgomery, Planalp, Griesbach, Schwartz, Frassetto, Sundquist, Rankin, Troxell, Arne, Albrecht and Maehl. Excused: 4 - Finch, O'Brien, Savas and Watry. LOST. Motion by Supervisor Rankin to postpone. No second to the motion. Vote on Resolution as amended - Ayes: 29. Nays: 5 - Rengstorf, Egan, Putzer, Sievert and Brennand. CARRIED.

RESOLUTION NO. 67-896 — Awarding the Sale of \$8,740,000 General Obligation Promissory Notes; Providing the Form of the Notes; and levying a Tax In Connection Therewith

WHEREAS, on July 16, 1996, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted a resolution entitled: "Resolution Authorizing the Borrowing of Not to Exceed \$8,740,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor" (the "Authorizing Resolution") authorizing the issuance and sale of general obligation promissory notes in an amount not to exceed \$8,740,000 for the purpose of paying the cost of Courthouse remodeling, renovation and improvement; acquiring rights of way and constructing a portion of the West Side arterial roadway; constructing additions to and remodeling and improving the County Exposition Building; constructing a new U.W. Fox Valley Science/Student Services Center; constructing a new County office facility at the Sunnyview site; constructing an addition to the County's Recycling Center; constructing a landfill gas

migration control system and pipeline; and acquiring equipment and furnishings (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 \$8,740,000 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 published in The Bond Buyer offering the aforesaid general obligation promissory notes for public sale on August 20, 1996;

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:

<u>BIDDER</u>	<u>NET INTEREST COST</u>	<u>TRUE INTEREST RATE</u>
First of America Securities, Inc.	\$2,275,968.57	4.7213%
Piper Jaffray, Inc.	2,292,437.68	4.7416
Robert W. Baird & Co., Inc.	2,309,573.99	4.7813
Nike Securities, L.P.	2,307,149.88	4.7931
Harris Trust and Savings Bank	2,308,842.14	4.7940
Griffin, Kubik, Stephens & Thompson, Inc.	2,310,117.47	4.7921
ABN AMRO Securities (USA) Inc.	2,316,177.21	4.8112
Firststar Bank, Milwaukee, N.A.	2,332,572.04	4.8290
EVEREN Securities, Inc.	—Passed—	
Merrill Lynch & Company	—Passed—	
Sterne, Agee & Leach, Inc.	—Passed—	

WHEREAS, it has been determined that the bid proposal submitted by First of America Securities, Inc., Kalamazoo, Michigan, 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 & Co. Incorporated are hereby ratified and approved.

Section 2. Award of the Notes. The bid proposal of First of America Securities, Inc., Kalamazoo, Michigan (the "Purchaser") is hereby accepted, said proposal offering to purchase the \$8,740,000 Winnebago County General Obligation Promissory Notes (the "Notes") for the sum of EIGHT MILLION SIX HUNDRED SEVENTY-FOUR THOUSAND ONE HUNDRED SIXTY-FOUR DOLLARS AND 40/100 (\$8,674,164.40), plus accrued interest to the date of delivery. The Notes bear interest as follows:

<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
1997	\$ 665,000	4.00%
1998	745,000	4.20
1999	775,000	4.20
2000	810,000	4.30
2001	850,000	4.40
2002	885,000	4.50
2003	935,000	4.50
2004	975,000	4.60
2005	1,025,000	4.70
2006	1,075,000	4.80

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall be dated August 15, 1996; 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, 1997.

Section 4. Redemption Provisions. At the option of the County, the Notes maturing on April 1, 2004 and thereafter shall be subject to redemption prior to maturity on April 1, 2003 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 ref-

erence.

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:

<u>Levy Year</u>	<u>Amount</u>
1996	\$1,090,625.47
1997	1,091,950.00
1998	1,090,030.00
1999	1,091,340.00
2000	1,095,225.00
2001	1,091,612.50
2002	1,100,662.50
2003	1,097,200.00
2004	1,100,687.50
2005	1,100,800.00

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 \$8,740,000 Winnebago County General Obligation Promissory Notes dated August 15, 1996", 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

and 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 Resolution 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 of 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 construction 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 purposes 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 in 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 day 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 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 previously executed on behalf of the County and on file in the County Clerk's office.

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 and timely notices of the occurrence of certain events in accordance with the Rule. The 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 thereunder and any failure by the County to comply with the provisions of the 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 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.

Adopted and recorded this 20th day of August, 1996.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 68-896 — Authorize Winnebago County Department of Social Services to Apply to the State of Wisconsin to Administer the W-2 Program

WHEREAS, the W-2 (Wisconsin Works) Program is slated to replace the AFDC Program beginning in September 1997; and

WHEREAS, should the Winnebago County Department of Social Services intend to administer the W-2 Program, it must indicate its intent to do so on or before August 26, 1996; and

WHEREAS, the Winnebago County Social Services Board and the Winnebago County Personnel and Finance Committee believe that it would be economically advantageous to Winnebago County for its Department of Social Services to administer said Program as opposed to having said Program administered by private contractors;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the director of the Winnebago County Department of Social Services to submit a Letter of Intent to the State of Wisconsin to administer the W-2 Program within Winnebago County upon the implementation of that Program.

Submitted by:

SOCIAL SERVICES BOARD AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Crowley and seconded to adopt. Ayes: 33.
Nays: 0. Excused: 5 - Putzer, Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 69-896 — Authorize Transfer of \$5,000 From Donations Funds to Maintenance/Grounds Fund of Park View Health Center Budget

WHEREAS, Park View Health Center received donated funds for the construction of the Steven F. Courtois Courtyard at Park View Health Center for the use of residents and their families; and

WHEREAS, the John J. and Ethel D. Keller Fund of the Community Foundation for the Fox Valley Region recently provided a \$5,000 grant to Park View Health Center for the continued maintenance of the Steven F. Courtois Courtyard at Park View Health Center with the stipulation that said funds be specifically designated and utilized for that purpose; and

WHEREAS, said grant donation was originally credited to the Donations Fund at Park View Health Center, and that it is necessary to transfer said grant donation to the Maintenance/Grounds Fund at Park View Health Center to comply with the stipulation contained in said grant;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5,000 from the Donations Fund to the Maintenance/Grounds Fund of the Park View Health Center budget for the specific purpose of utilizing said funds for the purpose of maintaining the Steven F. Courtois Courtyard at Park View Health Center.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 70-896 — Authorize Transfer of \$40,000 From Land Records Modernization Fund Balance to Capital/Imaging Fund of Land Records Modernization Budget

WHEREAS, a certain percentage of recording fees paid to the Winnebago County Register of Deeds Office are designated to be placed into a Land Records Modernization Fund, pursuant to State Statute, for the purpose of modernizing the keeping and recording of land records within Winnebago County; and

WHEREAS, upon the advice of the Information Systems Director, the Register of Deeds, desires to utilize monies from the Land Records Modernization Fund for the purpose of purchasing a large

bed scanner and a disc storage juke box, in that both items are accessories to the computerization and modernization of land records within Winnebago County; and

WHEREAS, your undersigned Committee believes that the purchase of said items would be in the best interests of Winnebago County;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$40,000 from the Land Records Modernization Fund balance to the Capital/Imaging Fund of the Land Records Modernization budget for the purpose of purchasing a large bed scanner and a larger capacity juke box for additional optical disc storage space.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 71-896 — Authorize Support of Assembly Bill 758

WHEREAS, State Representative Spencer Black has introduced the Mining Moratorium Bill, Assembly Bill 758, in the State Legislature; and

WHEREAS, the purpose of this Bill is to prevent the Wisconsin Department of Natural Resources from approving a Mining Permit for a mine in a sulfide ore body until the mining industry has demonstrated that a similar mine has operated and has been reclaimed safely without causing acid mine drainage and heavy metal contamination of nearby water supplies; and

WHEREAS, it is the intent of the Exxon Corporation to open a mine in the Crandon area, at the head waters of the Wolf River, which geologists believe will result in the release of waste sulfide minerals into the Wolf River, causing pollution within the Wolf River, which runs through Winnebago County; and

WHEREAS, your undersigned Committee believes that passage of Assembly Bill 758 will place a moratorium on the opening of said mines and thus prohibit such pollution;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago

County's support of Assembly Bill 758.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of this Resolution to State Representative Spencer Black, to all State Representatives and Senators representing constituents within Winnebago County, and to the Office of Governor Tommy Thompson.

Submitted by:
LEGISLATIVE COMMITTEE

Supervisor Lawson withdrew this resolution.

ORDINANCE NO. 72-896 — Amend Chapter 7 (Winnebago County General Code)

WHEREAS, the Winnebago County Highway Committee has recommended that various permit fees be increased to offset administrative and labor costs with regard to setting culverts and repairing roads within Winnebago County; and

WHEREAS, an increase in such fee structure would bring Winnebago County's fees in line with that of Outagamie County;

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

That the following portions of Chapter 7 of the General Code of Winnebago County be amended to read as follows:

7.04 COUNTY TRUNK HIGHWAY CONTROLLED ACCESS...

(16) FEES. (a) The applicant shall pay to Winnebago County a fee for each permit application as determined by the type of access:

1. Public Street or Highway Access \$ 500.00
2. All Other Accesses, Including Private, Agricultural, and Recreational:
 - No culvert required 50.00
 - Culvert required 175.00

7.05 DRIVEWAY PERMITS UPON COUNTY TRUNK HIGHWAYS...

(6) Permit Required to Construct or Reconstruct Driveway...

(c) A charge shall be assessed by the Highway Commission to those making application for the issuance of a permit

for the construction or reconstruction of an entrance or departure upon a Winnebago County Trunk Highway. Said fee shall be \$25.00 where no culvert is required or for miscellaneous work on existing driveway entrances, and shall be \$150.00 where the installation of a culvert is required. This Ordinance shall not take precedence over those fees assessed pursuant to Section 7.04, Winnebago County General Code (County Trunk Highway Controlled Access Ordinance).

7.10 UTILITY PERMITS UPON WINNEBAGO COUNTY TRUNK HIGHWAYS...

(7) Permit Required to Install, or Reinstall or Reconstruct Utility...

(c) Fees for utility permits shall be as follows:

Application Fee	\$ 50.00
In addition to Application Fee:	
Boring Fee	\$ 75.00
Open Cut Fee	\$ 400.00
Permit to Close Road (per day)	\$ 50.00
Trenching Parallel to Right of Way (per lineal foot)	\$.10
Suspension of Lines from Poles, Towers, or Plowing of Lines (per lineal foot)	\$.05

1. Definitions:

- a) **Boring**—Where a circular hole is drilled under the road without disturbing the road surface.
- b) **Open Cut**—The cutting of a trench or an opening across a road surface.
- c) **Plowing**—The threading of an electrical or telecommunications line into the soil by the use of a mechanical device specifically designed for that purpose with minimal disturbance to the soil surface.

7.11 PERMIT FOR OPERATION OF OVERSIZED VEHICLES UPON COUNTY TRUNK HIGHWAYS...

(7) Permit Required to Operate Oversized Vehicles...

- (c) The charge of \$100.00 shall be assessed by the Highway Commission to those making application for the issuance

of a permit for the operation of an overweight vehicle upon Winnebago County highways. A charge of \$10.00 shall be assessed by the Highway Commission to those persons making application for the issuance of a permit for the operation of an over-high, over-wide, or over-long vehicle upon Winnebago County trunk highways.

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

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Motion by Supervisor Pech and seconded to delete the word "and" on Line 8 and all of Lines 9 and 10. CARRIED BY VOICE VOTE. Vote on amended Resolution - Ayes: 34. Nays: 0. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 73-896 — Create County Board Rule 8.11: Procedure Governing Vetoed Resolutions and Ordinances

WHEREAS, your undersigned Committee believes that it would be in the best interests of Winnebago County that the procedure which shall be followed by the Winnebago County Board of Supervisors subsequent to the County Executive vetoing a Resolution or Ordinance be reduced to writing and placed in the Rules of the Winnebago County Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Section 8.11 of the Rules of the Winnebago County Board of Supervisors be created to read as follows:

8.11 PROCEDURE GOVERNING VETOED RESOLUTIONS AND ORDINANCES

Section 59.031(6), Wisconsin Statutes provides as follows:

- (6) COUNTY EXECUTIVE TO APPROVE OR VETO RESOLUTIONS OR ORDINANCES, PROCEEDINGS ON VETO. Every resolution or ordinance passed by the county board shall, before it becomes effective, be presented to the county executive. If the county executive approves, the

county executive shall sign it, if not, the county executive shall return it with his or her objections, which objections shall be entered at large upon the journal and the board shall proceed to reconsider the matter. Appropriations may be approved in whole or in part by the county executive and the part returned in the same manner as provided for in other resolutions or ordinances. If, after such reconsideration, two-thirds of the members-elect of the county board agree to pass the resolution or ordinance or the part of the resolution or ordinance objected to, it shall become effective on the date prescribed but not earlier than the date of passage following reconsideration. In all such cases, the votes of the members of the county board shall be determined by ayes and nays and the names of the members voting for or against the resolution or ordinance or the part thereof objected to shall be entered on the journal. If any resolution or ordinance, is not returned by the county executive to the county board at its first meeting occurring not less than 6 days, Sundays excepted, after it has been presented to the county executive, it shall become effective unless the county board has recessed or adjourned for a period in excess of 60 days, in which case it shall not be effective without the county executive's approval.

Any vetoed resolution or ordinance shall be placed on the next County Board Meeting's Agenda. The vetoed resolution shall be brought onto the floor pursuant to a motion to reconsider the resolution or ordinance. Said motion may be made by any member of the Board, regardless of their vote on the original resolution or ordinance. The motion for reconsideration shall not be debatable. If the majority of those present vote in favor of the motion for reconsideration, the vetoed resolution or ordinance shall be reconsidered by the Board. A motion may then be entertained to override the County Executive's veto of the resolution or ordinance. No motion shall be entertained to amend the vetoed ordinance or resolution. Voting upon the motion to override the County Executive's veto shall be by roll call. Should two-thirds of the members-elect of the Board vote to override the veto, the vetoed ordinance or resolution shall become effective as of the date contained therein, but no earlier than the date of passage or, in the case of an ordinance, no earlier than the date of publication.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Motion by Supervisor Rengstorf and seconded to refer back to Committee. CARRIED BY VOICE VOTE. SUPERVISOR KOLLATH VOTING NAY.

ORDINANCE NO. 74-896 — Create Section 9.24, Winnebago County General Code: Obscenity Ordinance

WHEREAS, your undersigned Committee believes that it is necessary and in the best interests of Winnebago County to combat the obscenity industry within Winnebago County through the passage of an Ordinance prohibiting obscene material and performances;

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain that Section 9.24 of the General Code of Winnebago County shall be created to read as follows:

9.24 OBSCENITY ORDINANCE

- (1) **AUTHORITY.** This Section of the Code is adopted under the authority granted by Sections 59.07(64) and 944.21, Wisconsin Statutes.
- (2) **INTENT.** The County Board intends that authority to prosecute violations of this Section shall be used primarily to combat the obscenity industry and shall never be used for harassment or censorship purposes against materials or performances having serious artistic, literary, political, educational, or scientific value. The County Board further intends that the enforcement of this Ordinance shall be consistent with the First Amendment to the United States Constitution; Article 1, Section 3, of the Wisconsin Constitution; and the compelling State interest in protecting the free flow of ideas.
- (3) **DEFINITIONS.** In this Section:
 - (a) "Community" means the State of Wisconsin.
 - (b) "Internal Revenue Code" has the meaning specified in Section 71.01(6), Wisconsin Statutes.
 - (c) "Obscene material" means a writing, picture, sound recording, or film which:
 1. The average person, applying contemporary community standards, would find appeals to the prurient interest

- if taken as a whole;
 - 2. Under contemporary community standards, describes or shows sexual conduct in a patently offensive way; and
 - 3. Lacks serious literary, artistic, political, educational, or scientific value if taken as a whole.
- (d) "Obscene performance" means a live exhibition before an audience which:
- 1. The average person, applying contemporary community standards, would find appeals to the prurient interest if taken as a whole;
 - 2. Under contemporary community standards, describes or shows sexual conduct in a patently offensive way; and
 - 3. Lacks serious literary, artistic, political, educational, or scientific value if taken as a whole.
- (e) "Sexual conduct" means the commission of any of the following: sexual intercourse, sodomy, bestiality, necrophilia, human excretion, masturbation, sadism, masochism, fellatio, cunnilingus, or lewd exhibition of human genitals.
- (f) "Wholesale transfer or distribution of obscene material" means any transfer, for valuable consideration, of obscene material for purposes of resale or commercial distribution; or any distribution of obscene material for commercial exhibition. "Wholesale transfer or distribution of obscene material" does not require transfer of title to the obscene material to the purchaser, distributee, or exhibitor.
- (4) Whoever does any of the following with knowledge of the character and content of the material or performance and for commercial purposes is subject to the penalties under Subsection (6):
- (a) Imports, prints, sells, has in his or her possession for sale, publishes, exhibits, or transfers any obscene material.
 - (b) Produces or performs in any obscene performance.
 - (c) Requires, as a condition to the purchase of periodicals, that a retailer accept obscene material.
- (5) Whoever does any of the following with knowledge of the character and content of the material is subject to the penalties under Subsection (6):
- (a) Transfers or exhibits any obscene material to a person under the age of 18 years.
 - (b) Has in his or her possession, with intent to transfer or

exhibit to a person under the age of 18 years, any obscene material.

(6) PENALTIES. Any person violating Subsection (4) or (5) shall forfeit not less than \$500 nor more than \$10,000. Each day a violation under Subsection (4) or (5) continues constitutes a separate violation under this Section.

(7) A contract printer or employee or agent of a contract printer is not subject to prosecution for a violation of Subsection (4) regarding the printing of material that is not subject to the contract printer's editorial review or control.

(8) (a) The County Board finds that the libraries and educational institutions under Paragraph (b) carry out the essential purpose of making available to all citizens a current, balanced collection of books, reference materials, periodicals, sound recordings, and audiovisual materials that reflect the cultural diversity and pluralistic nature of American society. The County Board further finds that it is in the interest of the County to protect the financial resources of libraries and educational institutions from being expended in litigation and to permit these resources to be used to the greatest extent possible for fulfilling the essential purpose of libraries and educational institutions.

(b) No person who is an employee, a member of the Board of Directors, or a trustee of any of the following is liable to prosecution for violation of this Section for acts or omissions while in his or her capacity as an employee, a member of the Board of Directors, or a trustee:

1. A public elementary or secondary school
2. A private school, as defined in Section 115.001(3r), Wisconsin Statutes.
3. Any school offering vocational, technical, or adult education that:
 - a. Is a vocational, technical, and adult education district school, is a school approved by the educational approval board under Section 38.51, Wisconsin Statutes, or is a school described in Section 38.51(9)(f), (g), or (h), Wisconsin Statutes; and
 - b. Is exempt from taxation under Section 501(c)(3), Internal Revenue Code.
4. Any institution of higher education that is accredited, as

described in Section 39.30(1)(d), Wisconsin Statutes, and is exempt from taxation under Section 501(c)(3), Internal Revenue Code.

5. A library that receives funding from any unit of government.
- (9) In determining whether material is obscene under Subsections (3)(c)1 and 3, a judge or jury shall examine individual pictures or passages in the context of the work in which they appear.
- (10) SEVERABILITY AND NON-LIABILITY. The provisions of this Section, including the provisions of Subsection (8), are severable, and if any Section, clause, provision, or portion of this Section is adjudged unconstitutional or invalid by a Court of competent jurisdiction, the remainder of this Section shall not be affected thereby.
- (11) JURISDICTION. This Section of the Code shall apply in all unincorporated areas of Winnebago County.
- (12) EFFECTIVE DATE. This Ordinance shall be in full force and effect as of October 1, 1996.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 19 - Montgomery, Planalp, Egan, Griesbach, Metzsig, Putzer, Schaidler, Robl, Frassetto, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Koziczkowski, Brennand, Albrecht and Maehl. Nays: 15 - Rengstorf, Footit, Barker, Crowley, Diakoff, Pech, Kramer, Lawson, Hue, King, Lauson, Kollath, Klitzke, Schwartz and Widener. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

ORDINANCE NO. 75-896 — Create Section 9.25, General Code of Winnebago County: Coin-Operated Moving Picture Houses

WHEREAS, your undersigned Committee believes that it is necessary and in the best interests of Winnebago County to regulate coin-operated moving picture houses within Winnebago County for the purpose of preventing the spread of communicable diseases in Winnebago County;

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain that Section 9.25 of the General Code of Winnebago County be created to read as follows:

9.25 COIN-OPERATED MOVING PICTURE HOUSES ORDINANCE

- (1) **AUTHORITY.** This Section of the Code is adopted under the authority granted by Section 59.07(54), and Chapter 251, Wisconsin Statutes.
- (2) **INTENT.** The intent of this Ordinance is to control the transmission of communicable diseases which may, or could, occur in establishments which show videotapes, coin-operated movies, or pictures to individuals in viewing booths in these establishments. This Ordinance establishes standards for booth construction and regulations for customers as well as managers of these establishments to prevent the spread of communicable diseases.
- (3) **PRIVATE VISUAL PRESENTATIONS IN COMMERCIAL ESTABLISHMENTS.** Commercial establishments which offer private viewing of movies, tapes, slides, pictures of live performances of any kind must comply with the following requirements:
 - (a) Booth Access. Each booth shall be totally accessible to and from aisles and public areas of the establishment. Access to a booth shall be unobstructed by doors, locks, or other control-type devices and open to an unobstructed view by the individual manager, supervisor, clerk, owner, or employee responsible for the operation of the establishment.
 - (b) Booth Construction.
 1. Any booth used to view a movie, tape, slide, picture, or live performance of any kind must be so constructed as to discourage sexual activity and the spread of communicable diseases by including, but not being limited to, the following requirements:
 - a. Every booth shall be separated from adjacent booths and any nonpublic areas by a wall.
 - b. Every booth shall have at least one side totally open to a public and a lighted aisle so that there is an unobstructed view at all times of anyone occupying the booth.
 - c. All walls shall:
 - 1) Be solid without any openings.
 - 2) Extend from the floor to a height of not less

than six (6) feet.

- 3) Be light-colored, non-absorbent, smooth-textured, and easily cleanable.
 2. The floor must be light-colored, non-absorbent, smooth-textured, and easily cleanable.
 3. The lighting level of each booth when not in use shall be a minimum of 10 foot candles at all times.
- (c) Booth Occupants. Only one individual shall occupy a booth at any time. No individual occupying a booth shall, at any time, engage in any type of sexual activity, cause any bodily discharge, or litter while in the booth. No individuals shall damage or deface any portion of the booth.
- (d) Operator Responsibility. It shall be the responsibility of the owner, lessee, operator, licensee, and employees of the establishment to:
1. Maintain the premises in a clean and sanitary manner at all times.
 2. Maintain at least 10 foot candles of light in the public portions of the establishment, including aisles, at all times.
 3. Insure compliance of the establishment and its patrons with the provisions of this Section.
 4. Post the regulations concerning booth occupancy on signs, with lettering at least one inch high, that are placed in conspicuous areas of the establishment and in each of the viewing booths.
- (4) ENFORCEMENT. Both the Health Department and the Sheriff's Department shall have the authority to inspect the premises during operating hours and to enforce the provisions of this Section.
- (5) PENALTY.
- (a) Conviction. Upon conviction of a violation of this Section, violators shall be fined not less than \$50 nor more than \$1,000. Each and every act of violation shall constitute a separate offense. Each day of violation, disobedience, omission, neglect, or refusal shall constitute a separate offense. Upon default of payment, the violator shall be imprisoned no less than three (3) days nor more than thirty (30) days.
 - (b) Public Nuisance. Violation of any provision of this Section

constitutes a public nuisance.

- (6) SEVERABILITY AND NON-LIABILITY. If any Section, clause, provision, or portion of this Ordinance is adjudged unconstitutional or invalid by a Court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.
- (7) JURISDICTION. This Section of the Code shall apply in all unincorporated areas of Winnebago County.
- (8) EFFECTIVE DATE. This Ordinance shall be in full force and effect as of October 1, 1996.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 27. Nays: 6 - Rengstorf, Hue, King, Klitzke, Schwartz and Widener. Abstain: 1 - Crowley. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 76-896 — Authorize Execution of Agreement Between Winnebago County and Winnefox Library System

WHEREAS, in accordance with Section 43.15(4)(b), Wisconsin Statutes, Winnebago County participates in a federated public library system; and

WHEREAS, pursuant to Section 43.11(3)(c), Wisconsin Statutes, Winnebago County is mandated to provide library services to residents of those municipalities in the County not maintaining a library; and

WHEREAS, Winnebago County has annually contracted with the Winnefox Library System to provide for the extension and development of library services described in the long-range plan of library services for the purpose of providing library services to residents of Winnebago County who reside in communities without a public library;

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 enter into the attached Agreement authorizing the Winnefox Library System to provide library services to residents of Winnebago County for the calen-

dar year of 1997 and to provide funding to Winnefox Library System to fulfill this purpose in an amount not to exceed \$1,330,279.00.

Submitted by:

UW EXTENSION AND AGRICULTURE

Supervisor Maehl withdrew this resolution.

RESOLUTION NO. 77-896 — Proclaim September 1996 as “Waukau Month” in Winnebago County

WHEREAS, the community of Waukau in the Town of Rushford is presently celebrating its 150th Anniversary; and

WHEREAS, the Winnebago County Board of Supervisors deems it appropriate to honor the community of Waukau and its residents with regard to this achievement;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby commends the community of Waukau on the 150th Anniversary of its settlement.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby proclaims September 1996 to be Waukau Month in Winnebago County.

Submitted by:

BERNARD EGAN (SUPERVISOR—DISTRICT 35)

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

At approximately 10:20 p.m., a motion was made by Supervisor Rengstorf and seconded, to convene in Closed Session for the purpose of conferring with legal counsel for the governmental body who is rendering oral advice concerning strategy to be adopted by the body with respect to litigation in which it is involved. Ayes: 34 - Rengstorf, Footit, Barker, Crowley, Diakoff, Pech, Kramer, Lawson, Hue, King, Lauson, Kollath, Klitzke, Montgomery, Planalp, Egan, Griesbach, Metzsig, Putzer, Schaidler, Robl, Schwartz, Widener, Frassetto, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Koziczowski, Brennand, Albrecht and Maehl. Nays: 0. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

At approximately 10:50 p.m., a motion was made by Supervisor

Albrecht and seconded, to reconvene in Open Session. Ayes: 34 - Rengstorf, Footit, Barker, Crowley, Diakoff, Pech, Kramer, Lawson, Hue, King, Lauson, Kollath, Klitzke, Montgomery, Planalp, Egan, Griesbach, Metzger, Putzer, Schaidler, Robl, Schwartz, Widener, Frassetto, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Koziczkowski, Brennand, Albrecht and Maehl. Nays: 0. Excused: 4 - Finch, O'Brien, Savas and Watry. CARRIED.

RESOLUTION NO. 78-896 — Authorize Extinguishment of Tax Certificates Upon Tax Key Number 902- 0302, 208 Bowen Street, City of Oshkosh

WHEREAS, as of March 1, 1996, tax certificates for unpaid real estate taxes upon property located at 208 Bowen Street, City of Oshkosh, Wisconsin, Tax Key Number 902-0302, exist in the amount of \$22,310.88; and

WHEREAS, the former use of said property was as a gasoline filling station and automobile repair facility; and

WHEREAS, given the age of the facility, it is believed that underground gasoline storage tanks located at said site have leaked, or are leaking, gasoline into the ground underneath said site, thus causing environmental contamination to said site; and

WHEREAS, the main owner of said property, Robert Rasmussen, has effectively abandoned said property, and his whereabouts are unknown and have been unable to be established despite a diligent search on the part of the Winnebago County Treasurer and other Winnebago County agencies; and

WHEREAS, on March 1, 1996, Winnebago County's Treasurer, Burton C. Schmidt, as an interested party, petitioned the Court to appoint a receiver for said property based upon Winnebago County's tax interest in the property, and based upon the fact that said property was likely contaminated and posed a nuisance to those in the surrounding area; and

WHEREAS, on April 1, 1996, the Circuit Court for Winnebago County appointing Attorney Paul W. Swanson as the receiver for said property based upon the Petition of Winnebago County; and

WHEREAS, Winnebago County petitioned for the appointment of a receiver in this matter in lieu of tax foreclosure so as to avoid Winnebago County's being placed in the chain of Title with regard to said property and consequently opening itself to unlimited potential liability as the result of the likely environmental contamination upon

said property; and

WHEREAS, the appointed receiver has located a potential buyer for said property, Lang Oil Incorporated, who has offered to purchase the property for a minimal sum from the receiver, to remedy the pollution upon said property, and to return the property to a useful state which would no longer provide a blight to the neighborhood surrounding the property; and

WHEREAS, the potential buyer of said property has indicated that he will not complete the purchase of the parcel unless Winnebago County extinguishes its tax certificates thereupon; and

WHEREAS, Winnebago County will receive valuable consideration as a result of the deeding of the property by the receiver to Lang Oil Incorporated in that it will eliminate any potential environmental liability to Winnebago County, place the property upon the tax roles at an increased value, and eliminate a blighted area within Winnebago County; and

WHEREAS, your undersigned Committee believes that no greater compensation would be received by Winnebago County should Winnebago County foreclose upon the above-referenced property pursuant to a tax foreclosure action and subsequently sell the property to the highest bidder.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Treasurer to extinguish all tax certificates and interest upon said certificates relating to a parcel of property located at 208 Bowen Street, City of Oshkosh, Tax Parcel Key Number 902-0302, up to the date upon which conveyance of said property is made by the receiver of said property to Lang Oil Incorporated.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Rengstorf and seconded to amend Line 55 following, "James H. Lang Properties, Inc.," by adding, "subsequent to the contingency that said taxes will not be extinguished until Lang Oil, Inc., or its successors in title, obtain a closure notice from the proper governmental agencies." CARRIED BY VOICE VOTE.

Motion by Supervisor Schaidler to add that this property is to be used for a gas station and convenience store and that we will reim-

burse Lang Oil, Inc., up to \$22,000 rather than extinguish the taxes. No second to this motion.

Motion by Supervisor Diakoff and seconded to add another "Be It Resolved" paragraph to included:

- A. The payment of all delinquent real estate taxes and interest thereupon to Winnebago County, which must occur no later than 90 days subsequent to conveyance of title to the parcel to James H. Lang Properties Inc., by the receiver.
- B. Presentation to the County Treasurer of a Certificate of Closure from the Wisconsin Department of Natural Resources as to remediation of contamination relating to leakage from underground storage tanks upon the parcel.
- C. The opening for business to the public of a gas station and/or convenience store upon the parcel.

CARRIED BY UNANIMOUS VOICE VOTE.

Supervisor King moved and it was seconded to adjourn until September 3, 1996 at 6:00 p.m. CARRIED BY VOICE VOTE.

Meeting adjourned at approximately 11:00 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 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, SEPTEMBER 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: 35 present. Excused: 2 - O'Brien and Lauson.
Supervisor Planalp moved and it was seconded to adopt the agenda.
CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Scott A. Zak regarding damage to car while supervising client in Juvenile Restitution Program was referred to the Personnel & Finance Committee. Letter from Department of Revenue notifying Winnebago County that \$17,714.50 will be remitted from 35,429 lottery credit claims. Chapter 12 of the Winnebago County Code on records retention is available in the County Clerk's Office.

COMMITTEE REPORTS

Supervisor Wagner asked supervisors to speak into their microphones so the TV audience can hear them. Supervisor Putzer questioned the TIF districts in the City of Oshkosh and Mr. Orenstein stat-

ed he would look into them. Supervisor Sundquist announced the final report on Public Safety Building space needs will be completed by the next meeting.

PUBLIC HEARING

Circuit Court Judge Bruce Schmidt spoke on behalf of Teen Court and stated he has been working on this for the past 2 years. A Coordinator was hired 3 months ago. It is not totally County funded, but funds are needed to start it up. It is an early intervention program for first-time teen offenders and they are judged by a court of their peers. The budget of \$3,000 per court for Teen Court was deleted by the County Executive. The Chinn Report also recommends a Teen Court. They will request the \$3,000 be reinstated at the budget hearings. Supervisor Robl reminded Supervisors that an Open House will be held at the new Highway Department Office on Saturday, September 28th at 9 A.M. The public is also invited.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported Iris Ost will be a presenter at the Wisconsin Counties Association Convention. He announced Wisconsin Health Care Insurance Company has refunded \$55,000 for Park View Health Center and \$7,000 for Community Programs Department. He expressed his regret upon receiving Orrin King's resignation from the County Board and noted that he was named "Mr. Winnebago County" a year ago, and the Administration Building was named after him last May for his many years of distinguished service. He read a letter to Mr. King from County Executive Steinhilber, and displayed the plaque that will be presented to him. Mr. King will also be honored on Friday by the Wisconsin County Mutual Insurance Company, an organization that he helped start.

APPOINTMENT OF PARKS DIRECTOR

Supervisor Troxell moved and it was seconded to confirm the appointment of Robert A. Way as Parks Director/Exposition Site Manager effective September 23, 1996. CARRIED BY UNANIMOUS VOICE VOTE.

AUDIT REPORT - ADDENDUM TO VEHICLE INVENTORY

County Auditor Gary Mayer presented his addendum to the Vehicle Inventory, dated August, 1996. Supervisor Footit stated there

are more questions to be answered and policies to be set, such as who drives a county car home, what determines "on call", what determines "frequently" needing a county car, and how are the employees treated for tax purposes if driving a county car. He would like to know if there is any policy that requires departments to have a County logo on the cars to show which department they represent, or who determines if a county employee can drive a county car out of the county to their home each night. He questioned why some county cars have municipal plates and some Wisconsin plates.

Supervisor Finch questioned the liability of the county for persons using county cars on week-ends and nights and possibly after having a few alcoholic drinks. Corporation Counsel Bodnar stated that it was very possible the County would be involved in a lawsuit if a county employee driving a county car was in an accident.

Supervisor Footit stated the Chief Maintenance Engineer does not take a county vehicle home, and he probably should be allowed to do so since he makes many trips back to the Courthouse and Safety Building after hours and on week-ends.

AUDIT REPORT - STORAGE OF RECORDS

County Auditor Mayer presented his report on the storage of records. Space available for storage is at the old Highway Department at 1221 Knapp Street, Oshkosh (74,223 cubic feet) and at the Neenah Human Services building (49,505 cubic feet). Other areas for storage include the Sunnyview building, Airport West Terminal, and a house at 229 Northwestern Ave., Oshkosh.

The report recommends the County Executive issue a memo requesting that records retention guidelines be adhered to. He also recommended the County adopt a policy regarding secure retention of highly sensitive documents and photos. Representative Carol Owens has been asked to determine if retention guidelines could be made less restrictive by the state.

COUNTY EXECUTIVE'S VETO MESSAGE OF ORDINANCE #74-896

Pursuant to Section 59.031(6), Wisconsin Statutes, I am hereby vetoing Ordinance #74-896 (Winnebago County's Obscenity Ordinance), and returning it to the County Board with my objections. The County Board of Supervisors, in passing this Ordinance, obviously expressed a well-meaning intent to prevent the sale of obscene

material and the exhibition of obscene performances within Winnebago County. The County Board's actions, no matter how well intended, however, may result in negative consequences to Winnebago County taxpayers without any appreciable benefit to them. Moreover, the passage of this Ordinance may have the opposite effect of what has been intended by the County Board of Supervisors.

The Ordinance, which the County Board passed, copies almost word for word the Wisconsin Criminal Statute, Section 944.21, prohibiting obscene material or performances. That statute makes the first conviction pursuant to it a Class A forfeiture, the second conviction a Class A misdemeanor, and any subsequent convictions a Class D felony.

Obviously, the purpose of the criminal statute is to target those who habitually sell, distribute, or exhibit obscene material with a tough penalty, with possible incarceration.

On the other hand, the County Ordinance is only a forfeiture action. It provides no criminal penalty for violating the Ordinance. While the court may levy a heftier fine each time the person is convicted of the offense, repeated convictions result in no criminal record for the offending party.

If a person is charged with an obscenity violation under the criminal statute, and if that person is acquitted, the defendant has no recourse against the State of Wisconsin for his costs or attorneys fees in defending himself. On the other hand, if the defendant is convicted, he may be assessed with costs of prosecution as a part of the restitution which the defendant may be ordered to pay.

On the other hand, prosecution under a County Ordinance is a forfeiture proceeding. If the judgment is for a defendant in a forfeiture proceeding, the defendant is entitled to all costs allowable under civil law with regard to his or her defense of the matter. The County would be assessed these costs. These costs include service fees, photocopying costs, postage, telephone bills, deposition costs, witness fees, expert witness fees, and mileage for witnesses and attorney's fees of up to \$100.00. Moreover, if the defendant appeals the conviction and prevails, the County would be assessed with any costs related to the appeal. Given the present costs of litigation, it is obvious that it would not take very long for costs involved in such a proceeding to easily exceed \$1,000.

Obviously, there are some advantages to charging obscenity violations under an Ordinance. One is that the District Attorney need not

obtain permission from the Attorney General to charge the case. (It is my understanding that such permission has never been denied to the Winnebago County District Attorney's Office by the Attorney General. Moreover, Senator Carol Buettner has indicated her intent to introduce a Bill during the next legislative session to revoke this statutory requirement.) A 5/6th verdict is required to convict in a forfeiture case. The standard of proof in such a case is that of "clear and convincing evidence" as opposed to that of "beyond a reasonable doubt". Given the nature of the cases involved, however, in my opinion these advantages provided to the prosecutor are slight when compared to the obvious disadvantage of county taxpayers being required to reimburse pornographers for their costs of defense. Such advantages also pale when one realizes that persons in the business of distributing obscenity who are prosecuted pursuant to the Ordinance will have no criminal record. As a result, prior convictions under the Ordinance will not allow a prosecutor to charge the defendant with a misdemeanor or felony for subsequent violations.

If citizens or police officials within the County believe that the obscenity statute is being violated, complaints may be forwarded to the District Attorney's Office, and the District Attorney's Office may prosecute these complaints. Obviously, the imposition or criminal sanctions against these offenders will have a greater impact upon them in deterring their activity not only in Winnebago County but throughout the State of Wisconsin as opposed to simply levying a forfeiture against them. Moreover, the taxpayers of Winnebago County will never contribute to the costs of the defense of these offenders if all of these cases are prosecuted criminally.

For all of the above reasons, I am returning this Ordinance to you for reconsideration, and I hope you will agree with me and sustain this veto.

Respectfully submitted this 29th day of August, 1996.

By: Jack D. Steinhilber
County Executive
Winnebago County

RECONSIDERATION OF ORDINANCE NO. 74-896 — Create Section 9.24, Winnebago County General Code: Obscenity Ordinance

WHEREAS, your undersigned Committee believes that it is nec-

essary and in the best interests of Winnebago County to combat the obscenity industry within Winnebago County through the passage of an Ordinance prohibiting obscene material and performances;

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain that Section 9.24 of the General Code of Winnebago County shall be created to read as follows:

9.24 OBSCENITY ORDINANCE

- (1) **AUTHORITY.** This Section of the Code is adopted under the authority granted by Sections 59.07(64) and 944.21, Wisconsin Statutes.
- (2) **INTENT.** The County Board intends that authority to prosecute violations of this Section shall be used primarily to combat the obscenity industry and shall never be used for harassment or censorship purposes against materials or performances having serious artistic, literary, political, educational, or scientific value. The County Board further intends that the enforcement of this Ordinance shall be consistent with the First Amendment to the United States Constitution; Article 1, Section 3, of the Wisconsin Constitution; and the compelling State interest in protecting the free flow of ideas.
- (3) **DEFINITIONS.** In this Section:
 - (a) "Community" means the State of Wisconsin.
 - (b) "Internal Revenue Code" has the meaning specified in Section 71.01(6), Wisconsin Statutes.
 - (c) "Obscene material" means a writing, picture, sound recording, or film which:
 1. The average person, applying contemporary community standards, would find appeals to the prurient interest if taken as a whole;
 2. Under contemporary community standards, describes or shows sexual conduct in a patently offensive way; and
 3. Lacks serious literary, artistic, political, educational, or scientific value if taken as a whole.
 - (d) "Obscene performance" means a live exhibition before an audience which:
 1. The average person, applying contemporary community standards, would find appeals to the prurient interest if taken as a whole;
 2. Under contemporary community standards, describes or

- shows sexual conduct in a patently offensive way; and
3. Lacks serious literary, artistic, political, educational, or scientific value if taken as a whole.
- (e) "Sexual conduct" means the commission of any of the following: sexual intercourse, sodomy, bestiality, necrophilia, human excretion, masturbation, sadism, masochism, fellatio, cunnilingus, or lewd exhibition of human genitals.
 - (f) "Wholesale transfer or distribution of obscene material" means any transfer, for valuable consideration, of obscene material for purposes of resale or commercial distribution; or any distribution of obscene material for commercial exhibition. "Wholesale transfer or distribution of obscene material" does not require transfer of title to the obscene material to the purchaser, distributee, or exhibitor.
- (4) Whoever does any of the following with knowledge of the character and content of the material or performance and for commercial purposes is subject to the penalties under Subsection (6):
 - (a) Imports, prints, sells, has in his or her possession for sale, publishes, exhibits, or transfers any obscene material.
 - (b) Produces or performs in any obscene performance.
 - (c) Requires, as a condition to the purchase of periodicals, that a retailer accept obscene material.
 - (5) Whoever does any of the following with knowledge of the character and content of the material is subject to the penalties under Subsection (6):
 - (a) Transfers or exhibits any obscene material to a person under the age of 18 years.
 - (b) Has in his or her possession, with intent to transfer or exhibit to a person under the age of 18 years, any obscene material.
 - (6) PENALTIES. Any person violating Subsection (4) or (5) shall forfeit not less than \$500 nor more than \$10,000. Each day a violation under Subsection (4) or (5) continues constitutes a separate violation under this Section.
 - (7) A contract printer or employee or agent of a contract printer is not subject to prosecution for a violation of Subsection (4) regarding the printing of material that is not subject to the contract printer's editorial review or control.
 - (8) (a) The County Board finds that the libraries and educational

institutions under Paragraph (b) carry out the essential purpose of making available to all citizens a current, balanced collection of books, reference materials, periodicals, sound recordings, and audiovisual materials that reflect the cultural diversity and pluralistic nature of American society. The County Board further finds that it is in the interest of the County to protect the financial resources of libraries and educational institutions from being expended in litigation and to permit these resources to be used to the greatest extent possible for fulfilling the essential purpose of libraries and educational institutions.

- (b) No person who is an employee, a member of the Board of Directors, or a trustee of any of the following is liable to prosecution for violation of this Section for acts or omissions while in his or her capacity as an employee, a member of the Board of Directors, or a trustee:
1. A public elementary or secondary school
 2. A private school, as defined in Section 115.001(3r), Wisconsin Statutes.
 3. Any school offering vocational, technical, or adult education that:
 - a. Is a vocational, technical, and adult education district school, is a school approved by the educational approval board under Section 38.51, Wisconsin Statutes, or is a school described in Section 38.51(9)(f), (g), or (h), Wisconsin Statutes; and
 - b. Is exempt from taxation under Section 501(c)(3), Internal Revenue Code.
 4. Any institution of higher education that is accredited, as described in Section 39.30(1)(d), Wisconsin Statutes, and is exempt from taxation under Section 501(c)(3), Internal Revenue Code.
 5. A library that receives funding from any unit of government.
- (9) In determining whether material is obscene under Subsections (3)(c)1 and 3, a judge or jury shall examine individual pictures or passages in the context of the work in which they appear.
- (10) **SEVERABILITY AND NON-LIABILITY.** The provisions of this Section, including the provisions of Subsection (8), are severable, and if any Section, clause, provision, or portion of

this Section is adjudged unconstitutional or invalid by a Court of competent jurisdiction, the remainder of this Section shall not be affected thereby.

(11) **JURISDICTION.** This Section of the Code shall apply in all unincorporated areas of Winnebago County.

(12) **EFFECTIVE DATE.** This Ordinance shall be in full force and effect as of October 1, 1996.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. District Attorney Joe Paulus spoke in favor of the ordinance. Pre-approval to prosecute from the Attorney General's Office is currently required under State Statutes. This is the only law that the Attorney General's office must give approval to prosecute. The County Ordinance, which would be a forfeiture action, would allow quicker and more frequent prosecution. He felt it would send a message to these types of businesses that they are not welcome in Winnebago County. This ordinance does not affect the Cities or incorporated areas. He said child pornography is covered under federal and state laws and has much stricter penalties.

Vote to adopt ordinance: Ayes: 30. Nays: 5 - Klitzke, Pech, Footit, Lawson, Hue. Excused: 2 - Lauson and O'Brien. **CARRIED. VETO OVERRIDDEN.**

CHINN STUDY ON JUVENILE JUSTICE SYSTEM

Sparty Hammett of Chinn & Associates gave a review of the Final Report on Organizational Study of Services for Youth Offenders. He said the Second Chance Program is one of the best programs he has seen. He said the Early Intervention Program was another good program. He also praised the Teen Court Program, Volunteer Programs and Mediation Program.

He said Winnebago County juveniles detained in Outagamie County is a good deal, but we cannot rely on them for long-term detention needs. Construction costs for a 16-bed secure detention facility (with expansion capability) would be \$95,000 per bed or \$1,520,000. The County could consider renovation of an existing facility. Operating costs would range from \$120 to \$150 per day, or annual costs of \$700,800 to \$876,000.

He gave some recommendations for system improvements, including:

- 1) Juvenile offender supervision caseloads are too high to provide quality services. Caseloads should be at a maximum of 40 to 1, instead of the current 50-65 to 1. A base probation sentence of 6 months instead of one year would reduce the caseload.
- 2) Implement staff hours that are more conducive to client needs so that evening hours are available.
- 3) Merge the Substitute Care Unit with the Child and Family Teams to stop duplication of services and confusion.
- 4) Split the North and South Child and Family Teams into CPS and Juvenile Offender units.
- 5) Intake should be consolidated into one unit to enhance consistency of decision-making.
- 6) Consideration should be given to converting the counseling contract to 2 full-time counselors to work nights and weekends.
- 7) Expand the restitution program and hire a permanent social worker specialist.
- 8) Consider dedicated juvenile judges.
- 9) Data should be maintained on a consistent basis in order to analyze trends. The Court should make system enhancements to track dispositions and to split out CHIPS versus delinquency cases.
- 10) School districts should consider implementing truant programs similar to Oshkosh.
- 11) The Early Intervention Program should be utilized more by Court intake.
- 12) Most staff advocated a detention center to deal with problems in gang activity, weapons cases and assaults.
- 13) Many staff noted there is no accountability in the juvenile offender system for offenders or parents.

The Implementation Strategy was given as follows:

- 1) Establish Juvenile Justice Coordinating Council
- 2) Institute Organizational and Management Changes within the Youth Offender System
- 3) Begin Development of Risk/Needs Assessment Criteria
- 4) Establish Office of Youth Offender Services

- 5) Expand the Continuum of Youth Offender Services Offered by the County
- 6) Develop and Expand the Data and Information System of the County
- 7) Develop a Secure Detention Facility
- 8) Develop additional Shelter Care Capacity
- 9) Establish Performance Measures and Monitor Program Success and Organizational Changes

MASTER PLAN UPDATE

Vice-Chairman Albrecht stated the EAA Fly-In drew a crowd of 800,000 people and 11,000 planes. It had an estimated \$85 million dollar impact on the city, county and state. EAA and the EAA Foundation spent more than \$9.9 million dollars to design, build and develop the convention site. Another \$1.5 million will be spent to construct 2 indoor exhibit hangars. There were 148,387 admissions to the museum in 1995. The museum brought more than \$8.4 million dollars to Winnebago County in one year. The museum provides complimentary admissions to county residents during the annual Christmas In the Air Open House and the annual Winnebago County Airport Days in March and April.

The EAA paid \$185,000 in 1995 for airport property leased, and \$105,000 for part of EAA's pledge of \$625,000 in support of airport improvement programs under the Master Plan. When the lease was renegotiated in 1993, the County's \$20,000 allocation was eliminated. The total payroll in 1995 was \$383,425. City and township taxes paid were \$216,766. \$101,000 state and sale taxes were paid on items sold. Under the 1993 lease, the net value to the county is \$3,130,000 from EAA payments.

Ninety acres of land was added to the airport under the Master Plan. The major things left to be done are land acquisition with a trade of one parcel for another, a taxiway P2 which is under construction, and taxiway P1 to be started in the spring. Knapp Street Road was closed to Waukau.

Senator Feingold came to the convention and was so impressed. He gave a 15-minute speech on the Congressional Record in Washington, DC. Copies will be obtained. Winnebago County received \$1.2 million from the FAA for airport improvements.

They have been working on Wittman Field becoming a cargo airport for several years.

TOUR OF INFORMATION SYSTEMS DEPARTMENT

The County Board took a short break and toured the facilities of the Information Systems Department given by staff members.

**ACQUISITION OF NEW FINANCE, PURCHASING,
PAYROLL, HUMAN RESOURCES SOFTWARE**

Finance Director Chuck Orenstein explained they can't get replacement parts for upgrades to the present system. They organized 3 teams to look at new software. The Data General mainframe is being phased out by 1998. The total projected costs for customization, implementation, data conversion and training is estimated at \$750,000, which is included in the Capital Improvements Program as a line item. Annual maintenance would be approximately \$75,000. It would pay for itself in reduction in storage space and personnel time. The present system was purchased in 1989 for \$80,000 and it wasn't designed for government. Purchasing is done manually now. The current system doesn't have a good budget package. They have studied new systems and narrowed them down to four vendors. Information Systems Director John Main explained we currently have a connected network of computer servers. We have 9 servers now and will have 15 next year. That will be adequate to run the new financial software. Mr. Main felt this could slow the growth of new employees. They will come back in January, 1997 with the best plan. Chairman Maehl asked to be advised of Team Meeting dates.

WISCONSIN COUNTIES ASSOCIATION RESOLUTIONS

Chairman Maehl reviewed the resolutions to be considered at the Wisconsin Counties Association convention this month and discussion was held on some of them. Winnebago County did not submit any resolutions to WCA.

Supervisor Wagner moved and it was seconded to adjourn. Meeting adjourned at 10 P.M. Next meeting will be Tuesday, September 24, 1996 at 6 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 3, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, SEPTEMBER 24, 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 Putzer, Finch, Schaidler, Koziczkowski and Rankin.

Supervisor Lauson moved and it was seconded to accept the minutes of August 15, 1996. **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 Gary L. Bezella re: wheel damage sustained in bike accident on chained park entrance was referred to Personnel and Finance Committee. Notice of advanced training in parliamentary procedure, open meetings and open records for local governments to be held on five Wednesdays in October was read. County Clerk Wolfe explained the County Board Proceedings are now to be kept in binders and an index will be inserted at the end of the County Board year in March. This will save printing costs and was suggested by Supervisor

Frank Frassetto. The recount for Clerk of Courts took four days and changed slightly from a 54 vote difference to a 49 vote difference between the candidates. The voting machines worked fine, but some voters did not fill in the oval properly. The Highway Department is hosting an Open House on September 28, 1996 from 9 A.M. to Noon. The public is invited.

Petition for Zoning Amendment from Eugene A. Radloff for change from A-1 to A-1 for agriculture was referred to Planning & Zoning Committee. Petition for Zoning Amendment from William G. Baldauf for change from A-1 to R-1 for single family residence was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Peter Vander Wielen for change from M-1 to M-2 for mixed businesses was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Margaret A. Berger for change from A-1 to A-2 for residential/agricultural was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Patrick Metcalf for change from R-2 to R-3 was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Leslie Powell for change from A-2 to R-1 for a single family dwelling was referred to Planning & Zoning Committee. Petition for Zoning Amendment for change from A-2/R-1 to M-1 was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Arne, as Commander of the American Legion Post, asked that when the Pledge of Allegiance is given, the words "one nation under God" be said with no pause. Supervisor Crowley urged supervisors to read the Chinn Study Summary Report and minutes of the Social Services Board and Judiciary & Public Safety Committee of August 20, 1996. Supervisor Sundquist stated the Public Safety Building Board and Property Management and Maintenance Committee met to discuss the Phase 1 Facility Evaluation and Needs Assessment report for the Public Safety Building prepared by Kimme & Associates and HNTB. Dave Bostwick of Kimme and Associates explained the report. They recommended the space be doubled for the non-jail departments in the Public Safety Building. One of the options for the future would be two separate facilities for the Sheriff's Department and Oshkosh Police Department. Increased space is recommended for the Court Commissioner to meet state standards. It is anticipated that over the next 10-15 years, another Court

Commissioner will be needed. They did not do a comparison between the Sheriff's Department and Oshkosh Police Department's parking use. The Sheriff's Road Patrol is temporarily located at the Work Release Facility. The Jail is being studied separately since it has different needs. The Jail has a functional capacity of 85 beds, but the average daily population for 1996 is 109, with peaks in the 120's. The County should start to board inmates in other facilities after we reach the 85 functional capacity. With the present facility, the inmates are running the Jail with intermittent staff surveillance. Nearly 95-100 inmates are of medium to maximum security risks.

Supervisor Lauson stated that according to page 2 of the July 24, 1996 preliminary report, the Oshkosh Police Department uses 36% of the space in the Public Safety Building, but have been paying on the basis of 17% of the costs since it was built in 1980. For this Public Safety Building study, the City of Oshkosh paid 17% of the \$25,000 cost. Supervisors Sundquist and Pech stated that the September, 1996 report states the City of Oshkosh uses 8,000 square feet of the 81,000 square foot building, which would be around 15.4% of the building.

Supervisor Barker commended Sheriff Brooks on his assistance with a land problem she had recently.

PUBLIC HEARING

There were no comments from the public.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber reminded supervisors of the Open House at the Highway Department on Saturday. He supports Resolutions 90-996, 91-996 and 92-996. The 1997 Executive Budget will be distributed at the next meeting. For the fourth year, he has projected a decrease in the tax rate. For the first time since 1990, the tax rate will be below \$5.00 per \$1,000.

COUNTY EXECUTIVE'S APPOINTMENT

WINNE-FOND LAKE PRIVATE INDUSTRY COUNCIL

County Executive Steinhilber appointed Cindy Earl Coughlin, Earl Litho Printing Co., Inc., P.O. Box 450, Menasha, WI 54952 to the above council for a term beginning immediately and expiring June 30, 1998. Motion by Kramer and seconded to confirm. **CARRIED BY VOICE VOTE.**

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl asked supervisors to read the letter on their desks from John Main, Director of Information Systems, regarding meetings with vendors on financial software packages to be held in October and November. He read a letter from the Leach Company to Leonard Leverage, Solid Waste Manager, regarding a visit by guests from the United Kingdom and thanking him for the tour. He announced that Chris Kniep, Office Chairman at the University of Wisconsin Extension Office, received a Distinguished Service Award from the National Extension - Association of Consumer Sciences for her leadership, outstanding programs and unique and personal growth. Supervisor Hue added that Jim Barthel was appointed full Professor in the UW-Extension system and commended him. Wisconsin Counties Magazine, September issue, had an article on the County Clerk's 6th National Association of Counties Achievement Award.

Appointments to NACo Steering Committees are:

Nancy Barker - Community & Economic Development
Jim Lauson & Pat O'Brien - Environment, Energy & Land Use
Steve Rankin - Agriculture & Rural Affairs
Joe Maehl & Ron Montgomery - Intergovernmental Relations
Gene Troxell - Employment
John Planalp - Justice & Public Safety

September birthdays were celebrated by Supervisors Lawson, Savas, Schwartz, Sundquist and Executive Steinhilber. Chairman Maehl gave a report on the historical happenings of the county. He presented former Supervisor Orrin King with a plaque for his many years of service with the County and a plaque from the Wisconsin Counties Association honoring Mr. King for his years of service.

Bob Wurtz, Wisconsin Counties Mutual Association, presented County Executive Steinhilber with a check in the amount of \$48,475.00 as a dividend to the county. This is the second installment on the capital returned to Winnebago County and is the largest check issued to any county to date. He commended former Supervisor Orrin King for his assistance in getting the Wisconsin Counties Mutual started and chairing the committee. Winnebago County received \$130,000 last year because of its outstanding loss control efforts. The county is paying less than two-thirds in premiums of what was paid in 1988 when it started. Iris Ost announced the replacement for Mr. King on the Board of Directors of WCMA is Supervisor Patrick Brennand.

ZONING REPORT & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to place entire parcel within one zoning district. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 09-01-96. A request from St. Mary High School, Town of Menasha for change from R-3 (Two-family Residential District), R-2 (Suburban Residential District (single-family, subdivided) and M-1 (Light Industrial and Office District) 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: zoning change to R-3 (duplex) for construction of duplexes. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 09-02-96. A request from Roger and Susan Mathwig for zoning change from A-2 (General Farming District) to R-3 (Two-family Residential District). 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 R-2 (Single-family, Subdivided) for development of a single family subdivision. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 09-03-96. A request from Tom & Tim Rusch 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. 4. A request from the Town of Vinland on behalf of Joseph and Carol Campbell for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Hue and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 5. A request from the Town of Winneconne on behalf of Breeze View Estates for zoning change from A-2 to R-1/A-1. Motion by Supervisor Rengstorf and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 79-996 — Authorize the Winnebago County Executive to Initiate Procedures for the Annexation of the Snell Road Landfill to the City of Oshkosh**

WHEREAS, the Snell Road Landfill is presently located in the Town of Oshkosh, legal description of which is attached hereto and incorporated herein by reference; and

WHEREAS, the Snell Road Landfill has benefitted from sanitary sewer services provided by the City of Oshkosh since 1977; and

WHEREAS, the Snell Road Landfill Gas Electric Generation Facility has a growing need for a reliable water supply to meet both current and future operational needs; and

WHEREAS, annexation of the Snell Road Landfill will reduce the County's risk liability related to groundwater and private water supply concerns; and

WHEREAS, your undersigned Committee believes that said annexation will serve the best interests of the Snell Road Landfill and Gas Electrical Generation Facility.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to initiate procedures with the City of Oshkosh so as to effectuate the annexation of the Snell Road Landfill property into the City of Oshkosh, and to take whatever subsequent action is necessary, including the signing of any documents, so as to promote said annexation procedure to occur. The present legal description of said property is attached and incorporated as part of this resolution.

Submitted by:

SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 30. Nays: 0. Excused: 7 - Finch, Rankin, Koziczkowski, Putzer, Lauson, Wagner, Schaidler. CARRIED.

RESOLUTION NO. 80-996 — Commendation to Gerald Boushele

WHEREAS, Gerald Boushele has been employed with Park View Health Center of Winnebago County, for the past thirty-three years and six months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Gerald Boushele 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 Gerald Boushele 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 Gerald Boushele.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 81-996 — Disallow Claim of St. Elizabeth Hospital

WHEREAS, your Personnel and Finance Committee has had the claim of St. Elizabeth Hospital 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 dated August 8, 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. CARRIED BY VOICE VOTE.

RESOLUTION NO. 82-996 — Disallow Claim of Bloedel's, Inc.

WHEREAS, your Personnel and Finance Committee has had the claim of Bloedel's, 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 Bloedel's, Inc. dated July 8, 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. CARRIED BY VOICE VOTE.

RESOLUTION NO. 83-996 — Disallow Claim of Melinda J. Clohessy

WHEREAS, your Personnel and Finance Committee has had the claim of Melinda J. Clohessy 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 Melinda J. Clohessy dated August 19, 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. CARRIED BY VOICE VOTE.

RESOLUTION NO. 84-996 — Disallow Claim of Mary and Jerrold Tank

WHEREAS, your Personnel and Finance Committee has had the claim of Mary and Jerrold Tank 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 Mary and Jerrold Tank dated August 5, 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. **CARRIED BY VOICE VOTE.** Supervisor Montgomery abstained.

RESOLUTION NO. 85-996 — Disallow Claim of Andy Wegner

WHEREAS, your Personnel and Finance Committee has had the claim of Andy Wegner 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 Andy Wegner dated August 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. **CARRIED BY VOICE VOTE.**

RESOLUTION NO. 86-996 — Disallow Claim of Scott Zak

WHEREAS, your Personnel and Finance Committee has had the claim of Scott Zak 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 Scott Zak dated August 5, 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. **CARRIED BY VOICE VOTE.** Supervisor Montgomery abstained.

RESOLUTION NO. 87-996 — Eliminate One Full-Time Position of Clerk Typist II and Convert One Part-Time Position of Bilingual Aide to a Full-Time Position: WIC Program: Public

Health Department

WHEREAS, changing Federal funding levels of the Women's Infant's and Children's (WIC) Program have required staffing adjustments within the Winnebago County WIC Program; and

WHEREAS, the recent vacancy in one Clerk Typist II position in the Public Health Department has made possible the elimination of this position in response to WIC funding cutbacks without requiring a layoff of staff or a reduction in the regular hours of the remaining positions; and

WHEREAS, in order to maintain adequate program staffing for the WIC program it is necessary that some of the hours of the eliminated position be transferred to another position within the Department that is currently staffed on a part-time basis.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Clerk Typist II in the Winnebago County Health Department be eliminated and one part-time position of Bilingual Aide be converted to a full-time position in that department.

BE IT FURTHER RESOLVED, that continuation of all remaining positions in the WIC program be contingent upon the continuing availability of grant funding to cover the full cost of such positions.

Submitted by:

BOARD OF HEALTH AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 30. Nays: 0. Excused: 7 - Koziczkowski, Lauson, Wagner, Putzer, Schaidler, Finch and Rankin. CARRIED.

ORDINANCE NO. 88-996 — Amend Sec. 7.02(1)(a), General Code of Winnebago County - Speed Limit Regulations - Towns of Neenah, Oshkosh and Vinland

WHEREAS, the Vinland Town Board has requested that the speed limit on County Trunk Highway "G", in the Town of Vinland, be reduced from 55 mph to 45 mph for one mile, west from the intersection of County Road G and U.S. Highway 45. This has been requested due to the anticipated increase in truck traffic to be generated by the Wisconsin Tissue Mills north landfill site; and

WHEREAS, upon the basis of an engineering and traffic investi-

gation of the highway (or part thereof) described below the Winnebago County Highway Committee is of the opinion that the existing statutory speed limit is greater than is reasonable and prudent under the conditions found to exist pursuant to Section 349.11, Wisconsin Statutes; and

WHEREAS, the Winnebago County Highway Committee is of the opinion that the speed which is herewith proposed is reasonable and safe under the conditions found to exist, pursuant to Sec. 349.11, Wisconsin Statutes; and

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. The maximum, reasonable, and safe speed limit pursuant to Section 349.11, Wisconsin Statutes, on the highway (or part thereof) described below shall be as set forth herein. Such speed limit shall be effective when appropriate signs giving notice of such maximum speed limit have been erected and are in place.

(6) COUNTY TRUNK HIGHWAY "G."

(a) Towns of Neenah and Vinland.

1. 45 miles per hour for all vehicles from its intersection with Woodenshoe Road easterly to its intersection with County Trunk Highway "A".
2. 45 Miles per hour for all vehicles from its intersection with Woodenshoe Road easterly for a distance of 0.3 of a mile.

(b) Town of Vinland.

1. 45 miles per hour for all vehicles from a point 450 feet northeast of its intersection with Hilltop Road, westerly for a distance of 0.52 of a mile.
2. 45 miles per hour for all vehicles from its intersection with U.S. Highway 45 westerly for a distance of one mile.

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: 32. Nays:

0. Excused: 5 - Koziczkowski, Putzer, Schaidler, Finch and Rankin.
CARRIED.

**RESOLUTION NO. 89-996 — Provide County Share (\$3,100.00):
County Aid Culvert Project: Town of Vinland**

WHEREAS, a letter was referred to your Highway Committee from the Town of Vinland requesting County aid for the replacement of a culvert on Angell Road, in the Town of Vinland; 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 Vinland meets the guidelines and restrictions set forth in the Resolution hereinabove referred to.

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

Town of Vinland	\$ 3,100.00
County's Share	\$ 3,100.00
Total Project Cost	\$ 6,200.00

BE IT FURTHER RESOLVED that the County's share in the amount of \$3,100.00 be made available from the Highway Department Bridge Maintenance Account.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 32. Nays:
0. Excused: 5 - Koziczkowski, Schaidler, Finch, Rankin, Putzer.
CARRIED.

**RESOLUTION NO. 90-996 — Authorize Execution of Agreement
Between Winnebago County and the Town of Oshkosh to
Reconstruct CTH "Y" from USH 45 to CTH "A"**

WHEREAS, the Town of Oshkosh has endorsed Winnebago County's plan to reconstruct CTH "Y" from USH 45 to CTH "A" as

an urban section of highway; and

WHEREAS, Winnebago County desires to commence design engineering to reconstruct CTH "Y" from USH 45 to CTH "A" as an urban section highway; and

WHEREAS, Winnebago County has requested the Town of Oshkosh to make available its positive Federal Surface Transportation Program (STP-Urban) funding balance with which to compete for federal funds allocated to the Oshkosh urbanized area; and

WHEREAS, the Town of Oshkosh desires commitment on the part of Winnebago County to complete the urban project on CTH "Y" between USH 45 and CTH "A" within a reasonable period of time without cost to the Town of Oshkosh as consideration for the availability of its STP-Urban funding balance; and

WHEREAS, Winnebago County and the Town of Oshkosh hereby agree as follows:

Section 1. That the Town of Oshkosh shall make available to Winnebago County its Federal STP-Urban positive funding balance for the purpose of allowing Winnebago County to compete for available STP-Urban funds, provided that Winnebago County shall apply said funds to the CTH "Y" project.

Section 2. That upon receipt of STP-Urban funds on behalf of the Town of Oshkosh, Winnebago County shall reconstruct as an urban section highway that segment of CTH "Y" between USH 45 and CTH "A". It is understood and agreed between the parties that reconstruction of said highway shall not commence prior to the calendar year 2000.

Section 3. That this agreement may be terminated by either party upon prior written notice to the opposite party without liability to the terminating party should federal or state funding for this project fail to be forthcoming or should Winnebago County fail to appropriate sufficient funds for completion of this project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and Winnebago County Clerk execute the agreement between Winnebago County and the Town of Oshkosh for the above-described project.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 32. Nays: 0. Excused: 5 - Koziczkowski, Putzer, Schaidler, Finch, Rankin. CARRIED.

RESOLUTION NO. 91-996 — Authorize Quit Claim Deed For Tri-County Expressway Remnant Parcel to Mark Gaffner

WHEREAS, the parcel of real estate (described below) is a remnant parcel of real estate from the construction of the Tri-County Expressway and is located in the Town of Menasha, Winnebago County, Wisconsin; and

WHEREAS, the parcel of real estate is described as west 7.00 feet, of the east 22.00 feet, Fractional Lot 1, Section 10, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin; and

WHEREAS, the Winnebago County Highway Department has received an offer from Mark Gaffner, an adjacent property owner, to purchase said remnant parcel from Winnebago County for the price of \$500.00; and

WHEREAS, continued maintenance of the parcel of real estate by Winnebago County will result in ongoing costs to the County for weed and brush control; and

WHEREAS, your undersigned Committee believes that the offer of Mark Gaffner for said parcel of property is fair and reasonable under the circumstances and should be accepted by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves acceptance of an offer from Mark Gaffner for the purchase of the following described parcel of real estate in the Town of Menasha, Winnebago County, Wisconsin, for the price of \$500.00, and further authorizes the Winnebago County Executive and Winnebago County Clerk to convey said parcel of real estate to Mark Gaffner by Quit Claim Deed upon the payment of said amount, said parcel being described as follows:

The west 7.00 feet, of the East 22.00 feet, Fractional Lot 1, Section 10, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin, subject to ease-

ments, covenants and restrictions of record.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 32. Nays: 0. Excused: 5 - Koziczkowski, Finch, Putzer, Schaidler, Rankin. CARRIED.

RESOLUTION NO. 92-996 — Adopt the Winnebago County Personnel Policy Manual (September, 1996)

WHEREAS, the Winnebago County Personnel Policy Manual has been updated to reflect current policy and to accommodate changes that have occurred in Federal and State Laws governing the administration of personnel programs since the last update of the Manual; and

WHEREAS, the Personnel and Finance Committee of the Winnebago County Board of Supervisors and the County Executive have reviewed the contents of the revised Manual (copy attached) and have found the Manual to be reflective of the current policies and practices of Winnebago County; and

WHEREAS, the Committee and the County Executive have endorsed adoption of the revised Manual.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Winnebago County Personnel Policy Manual (September, 1996) be and hereby is adopted; and

BE IT FURTHER RESOLVED, that the Winnebago County Personnel Policy Manual (September, 1996) replaces any and all previously published and adopted personnel policy manuals governing the employees of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Griesbach asked if there were any major changes from the present policies. Personnel Director Wagner stated they added some new sections and some were addressed in different ways. They split out those policies that pertain to administrative employees only. The drug-free work place policy is new. Other items changed are ethical standards, time card rules, sexual harassment and discrimination. Supervisor

Diakoff questioned page 31, Section F - "Filling Vacancies - The County Executive may authorize or deny the filling of positions as they become vacant". Discussion was held on adding a time frame upon which positions should be filled. Personnel Director Wagner stated there are 25 positions at Park View Health Center that are temporarily vacated. Supervisor Montgomery moved and it was seconded to insert: "Any authorized position which remains vacant for six months must be reported to the County Board. At such time, the County Board may require the filling of that vacancy." Supervisor Lauson requested it be changed to "90 days" and Supervisor Montgomery amended his motion. Supervisor Wagner questioned page 25 - "3. COUNTY EXECUTIVE. To the extent permitted by Wisconsin Statute, the County Executive shall: a. Appoint department heads subject to confirmation of the County Board. b. Remove appointed department heads." She asked if the County Board should also confirm the removal of department heads. Corporation Counsel Bodnar stated that is covered under State Statutes and should remain as printed.

Supervisor O'Brien moved and it was seconded to refer this resolution back to the Personnel and Finance Committee. Ayes: 23. Nays: 9 - Barker, Griesbach, Lauson, Frassetto, Montgomery, Watry, Sundquist, Footit, Diakoff. Excused: 5 - Koziczkowski, Putzer, Schaidler, Finch, Rankin. REFERRED TO PERSONNEL AND FINANCE COMMITTEE.

RESOLUTION NO. 93-996 — Adopt the Winnebago County Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County (September, 1996)

WHEREAS, in the past, the employment policies governing appointed non-represented employees of Winnebago County were included within the contents of the Winnebago County Personnel Policy Manual, and, as such, led to some confusion and misinterpretations regarding the scope of coverage and the application of policies; and

WHEREAS, the creation of a separate document containing policies and practices governing non-represented employees was seen to be desirable; and

WHEREAS, a need also existed for updating the documentation of personnel policies and practices covering non-represented employees in order to reflect changes in Federal and State laws and in order to

consolidate all current policies and practices within a single document; and

WHEREAS, the Personnel and Finance Committee of the Winnebago County Board of Supervisors and the County Executive have reviewed the contents of this Handbook (copy attached) and have found it to be reflective of the current policies and practices of Winnebago County regarding non-represented employees; and

WHEREAS, the Committee and the County Executive have endorsed adoption of this Handbook.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County (September, 1996) be and hereby is adopted; and

BE IT FURTHER RESOLVED, that the Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County (September, 1996) be and hereby is adopted; and

BE IT FURTHER RESOLVED, that this Handbook replaces any and all previously published and adopted personnel policies governing appointed non-represented employees of Winnebago County.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 0. Excused: 5 - Koziczkowski, Finch, Putzer, Rankin, Schaidler. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn until October 8, 1996 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:35 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 September 24, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, OCTOBER 8, 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 Barker, Koziczkowski and Widener. Supervisor Planalp moved and it was seconded to adopt the agenda with the change of the order of the resolutions and to act on Resolution No. 95-1096 first. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

A note from Supervisor Putzer was read thanking the Board for the flowers sent when he was in the hospital. A note from Mrs. Barbara Breister was sent thanking the Board for its expression of sympathy upon her husband, Bill's, death. A letter was read and filed from Thuy Morzenti, Policy Assistant to the Governor, regarding the Board's resolution supporting the siting of a prison in Boscobel. The Wisconsin County Mutual Insurance Corporation has openings on four technical committees for elected and appointed officials. The nomination form is available in the Clerk's office. Notice of Claim from Jerry Schmoker regarding a tractor tire damaged by a Sheriff's Department

squad car was referred to the Personnel and Finance Committee. A notice of claim from Aaron W. Allen regarding alleged medical negligence and malpractice while incarcerated in the Winnebago County Jail was referred to the Personnel and Finance Committee. A notice of a seminar on open meetings and public records laws to be held October 29th in Appleton by the Attorney General's Office was read and filed. A notice of a meeting on Employee Benefits and Workers' Compensation Options to be held on October 21, 1996 from 10 A.M. to 3 P.M. at The Pioneer Inn was read and filed. A notice of a meeting on "Current Personnel Policy Issues" to be held on October 28, 1996 from 10 A.M. to 3 P.M. in Stevens Point was read and filed.

Petition for Zoning Amendment from Gary Lerch for change from B-3 to B-2 for a real estate sales office and possible retail stores was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Randy Poublon for change from B-2 to R-1 for a residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Walter D. Ament for change from A-2 to B-3 for a commercial building was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Glenn A. McCann for change from A-1 to B-3 for commercial development along Highway 45 was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Gregory R. Kargus for change from A-2 to R-2 for single family dwellings was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Darlene Jackson for change from B-3 to R-1 for single family homes was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Wayne R. Volkman for change from A-2 to B-2 for highway commercial and retail business was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Gordon Gallinger, Jeanette Gallinger and Robert Gallinger for zoning change from A-1 & A-2 to P-1 for agricultural, campground and aviation strip was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisors Wagner told the Board that the Property Management & Maintenance and Judiciary & Public Safety Committees and the Public Safety Building Board toured the Fond du Lac County jail facilities. She said it was very interesting and informative. Supervisor Wagner also inquired about the letter the Supervisors had received

from L & J Warehouse, Inc., offering storage space for weapons. Sheriff Brooks explained that at this time, they are not in need of additional storage space for confiscated or seized weapons.

Supervisor Crowley reported that Supervisors Koziczkowski, Savas and herself have been appointed to Wisconsin Counties Association Health & Social Services Steering Committee.

Supervisor Frassetto reported that the League of Women Voters is sponsoring the re-broadcast of the "Impact of the Sexual Predator Facility on the Community" on the Public Access Channel. It will be shown on October 15 at 8:00 p.m., and October 28 and 31 at 2:00 p.m.

Supervisor Sundquist spoke about the tour of the Fond du Lac County jail facility and how it helped to envision possible changes for Winnebago County.

Supervisor Pech encouraged everyone to get out and vote on November 5.

PUBLIC HEARING

Mayor Joseph Laux, City of Menasha, spoke in opposition of Resolution No. 95-1096, "Support Concept of Competition in the Electric Utility Industry". Roy Thille, General Manager, Wisconsin Public Power, spoke in opposition of Resolution No. 95-1096, "Support Concept of Competition in the Electric Utility Industry". Susan Fronz of Wisconsin Environmental Decade, Madison, Wisconsin, spoke in opposition of Resolution No. 95-1096, "Support Concept of Competition in the Electric Utility Industry".

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber presented the 1997 Budget books to the Board. He recognized and thanked Art Merry and Mike Lukowicz for their photographs of the Oshkosh and Neenah Human Services Buildings that are on the cover of the budget books.

Executive Steinhilber told the Board that Winnebago County received the "Distinguished Budget Presentation Award" from the Government Finance Officers Association of the United States and Canada for its 1996 Annual Budget.

Executive Steinhilber briefly went through the budget book and pointed out various sections. He explained that the total tax levy for 1997 is \$29,920,700, which is a 3.1% increase over 1996. He also explained that for the fourth year in a row, there is a reduction in the

property tax rate. This year it is a 8 cent rate reduction.

Executive Steinhilber reported that, according to the State of Wisconsin's Department of Administration report, Winnebago County's final population estimate of January 1, 1996, is 149,894. This shows an increase of 9,574, or 6.823%, over the 1990 census.

Executive Steinhilber reported that the Register of Deeds Office will begin to move back into their newly remodeled offices on Friday, October 11. He also reported that the jury rooms are being reconstructed to accommodate a new jury pool program that will be instituted by the end of the year.

Executive Steinhilber told the Board that part of the Child Support Agency will be moving to the first floor after those offices have been remodeled. They hope to have this completed by the end of 1996.

Executive Steinhilber stated that plans are being drafted for the Sunnyview Complex. David Schmidt, County Planner, and Executive Steinhilber will be meeting with the DNR tomorrow to see if they want space in the new complex.

Executive Steinhilber spoke in support of Resolution No. 96-1096, "Appropriate a Sum not to Exceed \$813,800 for Phase 2 of the Computer Systems Infrastructure Improvement Project".

Executive Steinhilber stated that with the completion of the studies by Kimme and Associates, Inc., and Chinn Associates, plans for the Safety Building renovation can be started.

Executive Steinhilber spoke on Resolution No. 97-1096, "Establish Compensation Plan for County Executive to be Elected in Spring, 1997". He feels that the County Executive's salary should be the highest salary paid by the County. The proposed salaries in this resolution still leaves some of the department heads making more than the County Executive.

Executive Steinhilber stated that Winnebago County will help the DNR dispose of their building on Bayshore Drive. Supervisor Albrecht questioned why Winnebago County trucks were at the DNR property today black topping the parking lot. Executive Steinhilber didn't know why they were there, but he will contact the Highway Department and find out.

APPOINTMENT TO THE VETERANS' SERVICES COMMISSION

Executive Steinhilber asked for the Board's confirmation of his appointment of Dale Witzke, 221 North 9th Avenue, Winneconne,

Wisconsin, to the Veterans' Services Commission. He would fill the unexpired term of Vernon Anderson who passed away recently. This term would end on December 31, 1996. Because this is normally a three-year term, Mr. Witzke's appointment would continue after December 31, 1996, for a full term ending on December 31, 1999.

Motion by Supervisor Hue and seconded to approve. CARRIED BY VOICE VOTE. Supervisor Crowley voting no.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl extended "happy birthday" wishes to Supervisors Rengstorf, Troxell, Egan and Arne.

Chairman Maehl commented on the official opening of the new Highway Department on September 28. He stated that this is a wonderful facility and urged the Supervisors to stop and see it for themselves.

Chairman Maehl told the Board that he had received a letter from Governor Tommy Thompson advising him that Winnebago County had met the caseload performance criteria and has "earned the right of first selection to be a Wisconsin Works (W-2) administrative agency." The Governor thanked Winnebago County for their efforts in implementing this program.

Chairman Maehl told the Board that Mayor Marigen Carpenter, City of Neenah, had written him supporting Resolution No. 96-1096, "Appropriate a Sum not to exceed \$813,800 for Phase 2 of the Computer Systems Infrastructure Improvement Project".

Chairman Maehl recognized Barbara Hart Key, County Court Commissioner, for her actions in a recent vandalism case in Winnebago County that involved juveniles from Brown and Dane Counties. The Chairman was impressed that she made the decision to place the youths in secure detention, when Dane and Brown Counties would not.

COUNTY BOARD CHAIRMAN'S APPOINTMENT SUPERVISORY DISTRICT 24 - DENNIS PAYNE

Chairman Maehl appointed Dennis Payne to Supervisory District 24. Mr. Payne will fill the vacancy in that district's seat created by the resignation of Orrin King. His term of office will begin immediately and end April 21, 1998. Motion by Supervisor Kollath and seconded to confirm. CARRIED BY VOICE VOTE.

Mr. Payne was sworn into office by Chairman Maehl.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee for zoning change to R-4 (multiple family) for construction of apartments. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO.10-01-96. A request from Albert H. & Lee A. Jesse for zoning change from M-1 (Light Industrial & Office District) to R-4 (Multiple Family Residential District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee for zoning change to P-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-02-96. A request from Winnebago County for zoning change from A-2 (General Farming District) to P-1 (Institution and Recreational Park District) for future development of a cemetery. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-03-96. A request from Radloff Rev. Trust and Eugene Radloff for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District) to correct a previous mapping error. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-04-96. A request from William G. Baldauf for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential District - single-family, non-subdivided) for expansion of existing residence and to remove an existing non-confirming setback. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-05-96. A request from Margaret Berger for zoning change from A-1 (Agri-Business District)

to A-2 (General Farming District) for construction of a single family residence. Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 006. A report from Planning & Zoning Committee for zoning change to R-3. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10-06-96. A request from Patrick and Marjorie Metcalf for zoning change from R-2 (Suburban Residential District - single-family, non subdivided) to R-3 (Two-Family Residential District) for construction of a duplex. Motion by Supervisor Schaidler and seconded to deny. **DENIAL - CARRIED BY VOICE VOTE.**

REPORT NO. 007. A report from Planning & Zoning Committee for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10-07-96. A request from Leslie Powell for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential District - single-family, non-subdivided) for creation of a one-acre lot and construction of a single-family dwelling. Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 008. A report from Planning & Zoning Committee for zoning change to M-1. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10-08-96. A request from Ridgeway Enterprises for zoning change from A-2 (General Farming District) and R-1 (Rural Residential District - single-family, non-subdivided) to M-1 (Light Industrial and Office District) for future construction of a warehouse. Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 9. A request from Town of Vinland on behalf of Reinke Farms for zoning change from A-1 to A-2. Motion by Supervisor Hue and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 10. A request from Town of Vinland on behalf of Judith Pahlow for zoning change from A-1 to A-2. Motion by Supervisor Hue and seconded to adopt. Motion by Supervisor Schaidler and seconded to refer to the Planning & Zoning Committee. **CARRIED BY VOICE VOTE.** Supervisor Rengstorf voted Nay.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 92-996 — Adopt the Winnebago County Personnel Policy Manual (September, 1996)**

WHEREAS, the Winnebago County Personnel Policy Manual has been updated to reflect current policy and to accommodate changes that have occurred in Federal and State Laws governing the administration of personnel programs since the last update of the Manual; and

WHEREAS, the Personnel and Finance Committee of the Winnebago County Board of Supervisors and the County Executive have reviewed the contents of the revised Manual (copy attached) and have found the Manual to be reflective of the current policies and practices of Winnebago County; and

WHEREAS, the Committee and the County Executive have endorsed adoption of the revised Manual.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Winnebago County Personnel Policy Manual (September, 1996) be and hereby is adopted; and

BE IT FURTHER RESOLVED, that the Winnebago County Personnel Policy Manual (September, 1996) replaces any and all previously published and adopted personnel policy manuals governing the employees of Winnebago County.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Frassetto and seconded to amend resolution on Page 31, Section F, Filling Vacancies, by deleting, "however, all newly created positions must be filled within ninety days of their creation unless a delay in filling such positions is authorized by the County Board of Supervisors." Ayes: 15 - Savas, Albrecht, Pech, Frassetto, Watry, Sundquist, Putzer, Footit, Troxell, Robl, Lawson, Kramer, Finch, Hue and Rankin. Nays: 20 - Kollath, Griesbach, O'Brien, Maehl, Klitzke, Lauson, Schwartz, Montgomery, Planalp, Wagner, Payne, Crowley, Schaidler, Sievert, Arne, Diakoff, Brennand, Egan, Rengstorf and Metzig. Excused: 3 - Barker, Koziczkowski and Widener. LOST.

Vote on Resolution—Ayes: 28 - Kollath, Griesbach, O'Brien, Savas, Maehl, Klitzke, Lauson, Albrecht, Schwartz, Montgomery, Watry, Planalp, Wagner, Putzer, Footit, Troxell, Payne, Crowley, Schaidler, Finch, Sievert, Arne, Diakoff, Brennand, Egan, Rankin,

Rengstorf and Metzgi. Nays: 7 - Pech, Frassetto, Sundquist, Robl, Lawson, Kramer and Hue. Excused: 3 - Barker, Koziczowski and Widener. CARRIED.

ORDINANCE NO. 94-1096 — Establish Section 5.04 General Code of Winnebago County: Coroner's Fees

WHEREAS, Section 59.37, Wisconsin Statutes, authorizes the Winnebago County Board of Supervisors to set fees for all services rendered by the Coroner. Such fees may not exceed an amount reasonably related to the actual necessary costs of providing the service; and

WHEREAS, prior to a deceased person being cremated within the State of Wisconsin, the Coroner must issue a cremation permit; and

WHEREAS, pursuant to Section 979.10, Wisconsin Statutes, a Coroner may not issue a cremation permit unless the Coroner signs a statement that he or she has viewed the corpse which is the subject of the permit and made personal inquiry into the cause and manner of death and is of the opinion that no further examination or judicial inquiry is necessary; and

WHEREAS, the bodies of most deceased persons who die within Winnebago County are shipped to Appleton for cremation; and

WHEREAS, the average time spent by the Coroner for travel and for viewing of the body of a deceased person whose next of kin desire to cremate them is approximately 1 3/4 hours; and

WHEREAS, the Coroner's salary and fringe benefits, when billed at an hourly rate, is the equivalent of \$26.00 per hour; and

WHEREAS, the cost of transportation from Oshkosh to Appleton, photography of the deceased person's body and development of said photographs add an approximate cost of \$15.00 to the cremation permit process; and

WHEREAS, your undersigned Committee believes that the actual average cost of the Coroner viewing a deceased person's body and issuing a cremation permit equals approximately \$60.00.

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

The creation of Section 5.04 of the General Code of Winnebago County which shall read as follows:

5.04 CORONER'S FEES. (1) AUTHORITY. This Ordinance is adopted pursuant to the authority provided under Section 59.37, Wisconsin Statutes.

(2) **CREMATION PERMIT FEE.** A fee of \$60.00 is hereby established for the viewing of a body by a coroner and the issuance of a permit as a precedence to cremation, pursuant to that procedure outlined by Section 973.10, Wisconsin Statutes. The estate of the deceased shall be liable for payment of said fee, unless another party agrees in advance, in writing, to be responsible for the payment of said fee.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this Ordinance shall take effect on November 1, 1996.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 1 - Troxell. Excused: 3 - Barker, Koziczkowski and Widener. CARRIED.

RESOLUTION NO. 95-1096 — Support Concept of Competition in the Electric Utility Industry

WHEREAS, the electric utility industry, state governments and other relevant entities throughout the United States are exploring the future effects of competition within that industry; and

WHEREAS, that process has begun in Wisconsin and is likely to result in new legislation and regulations on the issues; and

WHEREAS, it is an established economic fact that consumers usually reap greater benefits from competition than from monopoly environmental; and

WHEREAS, the Public Service Commission of Wisconsin is proposing a 32-step "learning process" intended to mitigate any negative impact of competition on consumers; and

WHEREAS, given that Winnebago County's legislative delegation includes members of the leadership of both houses, it is appropriate for the Winnebago County Board of Supervisors to state its position on this issue.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors supports competition in the utility industry.

BE IT FURTHER RESOLVED that the Winnebago County Board of Supervisors urges that any legislation and regulations which permit

utility competition include the PSCW 32-step process as well as the following stipulations:

- A. — That electric service must be reliable.
- B. — That transmission systems must be open.
- C. — That market power is limited.
- D. — That metering and billing technology is available.
- E. — That all customers must have access to service.

BE IT FURTHER RESOLVED that the County Clerk transmit copies of this resolution to members of Wisconsin's Legislative delegation and to the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Motion by Supervisor O'Brien and seconded to refer back to Committee. CARRIED BY VOICE VOTE. Supervisor Montgomery voted Nay.

RESOLUTION NO. 96-1096 — Appropriate a Sum not to Exceed \$813,800 for Phase 2 of the Computer Systems Infrastructure Improvement Project

WHEREAS, the County's current mainframe computer system is being phased out, due to insufficient capacity, inability to run current software, and inability to continue processing past 1999; and

WHEREAS, the Computer Systems Infrastructure Improvement Project will provide the underlying technology required to connect facilities within the County via fiber optic cable and will replace mainframe terminals with network workstations (PC's), allowing information to be stored, processed and shared throughout the County; and

WHEREAS, the work scheduled to be completed as part of the Computer Systems Infrastructure Improvement Project, Phase 1, is in progress and will be completed as part of the Courthouse Renovation Project; and

WHEREAS, it is in the County's best interest that funding for Phase 2 of the project be appropriated so that Phase 2 work can begin this winter;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates a sum not to

exceed \$813,800 to the Computer Systems Infrastructure Improvement Project for the purpose of completing Phase 2 of the project.

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 subsequent bond issues during the implementation period to pay for said costs of the Computer Systems Infrastructure Improvement Project.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 34. Nays: 1 - Klitzke. Excused: 3 - Barker, Koziczkowski and Widener. CARRIED.

RESOLUTION NO. 97-1096: — Establish Compensation Plan For County Executive to be Elected in Spring, 1997

WHEREAS, the compensation for the position of County Executive shall be set by the County Board prior to the first date for the circulation of nomination papers for election to fill the position for the upcoming term; and

WHEREAS, the first date for the circulation of nomination papers for election to the position of County Executive for the term of office commencing in April of 1997 is December 1, 1996.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the salary established for the position of County Executive for term commencing the 3rd Tuesday in April, 1997 shall be as follows:

ANNUAL SALARY

First Full Year of Term (4/97-4/98)	\$ 55,000
Second Full Year of Term (4/98-4/99)	\$ 56,650
Third Full Year of Term (4/99-4/00)	\$ 58,300
Fourth Full Year of Term (4/00-4/01)	\$ 59,950

BE IT FURTHER RESOLVED, that fringe benefits be provided to the position in accordance with County policy for Winnebago County Department Heads.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Hue and seconded to amend the Resolution by increasing the yearly salaries of 1997 to 2001 to: \$56,650, \$58,350, \$60,100 and \$61,900 consecutively. Ayes: 21 - Kollath, Griesbach, O'Brien, Savas, Maehl, Klitzke, Lauson, Albrecht, Frassetto, Schwartz, Montgomery, Sundquist, Putzer, Footit, Robl, Payne, Schaidler, Hue, Egan, Rankin and Metzig. Nays: 13 - Pech, Watry, Planalp, Wagner, Troxell, Crowley, Kramer, Finch, Sievert, Arne, Diakoff, Brennand and Rengstorf. Excused: 4 - Lawson, Barker, Koziczkowski and Widener. CARRIED. Vote on Resolution—Ayes: 26. Nays: 8 - Pech, Wagner, Crowley, Kramer, Finch, Arne, Brennand and Rengstorf. Excused: 4 - Lawson, Barker, Koziczkowski and Widener. CARRIED.

RESOLUTION NO. 98-1096 — Authorize the Preparation of the 1997 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 8th day of October, 1996 authorizes the Winnebago County Department of Community Programs to prepare and submit to the Wisconsin Department of Transportation an application for assistance during 1997 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 1997 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 - Lawson, Barker, Koziczkowski and Widener.

ORDINANCE NO. 99-1096 — Create Section 5.05 General Code of Winnebago County: Sheriff's Fees - Service of Civil Process

WHEREAS, Section 814.70, Wisconsin Statutes, establishes fees relating to the service of civil process by Sheriffs within the State of Wisconsin; and

WHEREAS, Section 814.705(1) allows for the County Board to establish a higher fee for collection by the Sheriff than those fees established by Section 814.70, Wisconsin Statutes; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County to establish a higher fee schedule for service of civil process than established under Section 814.70, Wisconsin Statutes, in that said statutory fees do not accurately reflect the true administrative costs of service of civil process.

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

That Section 5.05 of the General Code of Winnebago County be created to read as follows:

5.05 FEES OF SHERIFF. (1) AUTHORITY. This Ordinance is enacted pursuant to the authority provided by Section 814.705(1), Wisconsin Statutes.

(2) TRAVEL; CIVIL PROCESS. For the serving of any summons, writ or other process, except criminal warrants and for travel in serving said process, the following fees shall be charged by the Winnebago County Sheriff's Department:

- A. Service of civil process or each attempt of
service of process\$18.00
plus \$.31 per mile
- B. Service of civil process on each additional person ..\$ 9.00

- C. Service of civil process accomplished at Winnebago County Sheriff's Department\$18.00
- D. Sheriff's Foreclosure Sale:
 - (1) Posting of Notice\$25.00
 - (2) Holding of Sale\$25.00
- E. Notice of Sheriff's Sale:
 - (1) Posting of Notice\$25.00
 - (2) Occurrence of Sale\$25.00
- F. Executions-Tax Warrants:
 - 10% of 1st \$300
 - 5% of 2nd \$300
 - 3% of Remaining Balance, with a maximum charge of \$60.00
- G. Presence of Sheriff's Deputy during execution of Writ\$26.00/per hour

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this Ordinance shall become effective on December 1, 1996.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Lawson, Barker, Koziczkowski and Widener. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn to October 21, 1996 at 6 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, 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 8, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ANNUAL SESSION
COUNTY BOARD MEETING
MONDAY, OCTOBER 21, 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 O'Brien, Pech, Koziczkowski, Schaidler and Sievert.

Supervisor Lauson moved and it was seconded to approve the minutes of September 3 and September 24, 1996. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda, with the consideration of Resolution 100-1096 last. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Theodore J. Eckstein regarding alleged negligence on the part of Winnebago County Social Services Department was referred to Personnel and Finance Committee. Invitation to attend the WCA Educational Seminar entitled, "Open Government Openly Arrived At" was read and placed on file. Chairman Maehl's letter and sign up sheet for a Winnebago County Speakers Bureau was distrib-

uted. Wisconsin Counties Magazine, October, 1996 issue, featured a picture of Chairman Maehl at the annual convention.

COMMITTEE REPORTS

Supervisor Wagner stated she viewed the Second Chance Program in the basement of Park View Health Center, and requested carpeting be installed there. She apologized for any problems resulting from this. Supervisor Montgomery assured the Board that Park View's Director, Charlene Lowe and the Maintenance Director are working with Second Chances on this. Supervisor Wagner urged supervisors to watch Channel 10's program on the Sexual Predator Facility to be broadcast again on October 29. Supervisor Schwartz reported the transportation funds referred to in Resolution 98-1096 passed on October 8, 1996 are \$158,569. Supervisor Widener attended the Hunger Coalition in Madison. She stated Winnebago County can be proud of the job being done to alleviate hunger, but there needs to be more assistance on week-ends. The University is working with the community to develop a partnership with faculty and students assisting to alleviate hunger. Chris Kniep, UW-Extension Director, is part of this group.

PUBLIC HEARING

Connie Owens Schulz, President of the Oshkosh Concerned Taxpayers Alliance and member of the Board of Directors of the Federation of Wisconsin Taxpayers Association, thanked the County Board for considering and working on the problem of unfunded liability. She stated other counties and municipalities are working to pay off their unfunded liability. Tom Lloyd, Basler Turbo Conversions, asked that Resolution 101-1096, Authorize Approval of Ground Lease Between Winnebago County and Wisconsin Venture Group, Inc., d/b/a Transtar Aviation, be reviewed further for three reasons: 1) Alternative use proposed for this facility seems to be more advantageous economically to the county; 2) There is an option granted in the Transtar lease that has no charge attached to it; and 3) Property layout is in a series of dislocated areas of the airport.

Judge Bruce Schmidt spoke in support of Amendment (2) - Add \$18,000 to Clerk of Courts Budget: Contractual Services - Legal Services (Teen Court). He introduced Katie Lacey of Lutheran Social Services and Alonzo Kelly, Coordinator of the Teen Court Program. They have received 120 applications from volunteers in the schools to

participate in Teen Court. The program is for early intervention for juveniles 12-16 years of age who have admitted to a specific offense and is a first-time offender. They would be assessed by a jury of their peers that would impose a sentence (except for jail time). The offender would also have to serve 3 additional times on the teen jury. Thirty states have instituted programs like this with great success. The 1997 budget is \$60,000, funded by Lutheran Social Services, Oshkosh Foundation, Chamber of Commerce, School Boards, donations and other sources. Supervisor Griesbach saw an article in the Sunday Post-Crescent on Teen Court and will see that copies are sent to the County Board. Authority for Teen Court comes from the Juvenile Code which was revised in July and does not require any resolution from the county. It requires authorization from the Chief Judge, which they received. Teen Court will be held one night a week, hearing 4 cases per night.

Joe Schiebinger, N9126 Lakeshore Drive, Van Dyne, WI sent a letter to the County Board expressing an interest in purchasing Hangar #3 at Wittman Field. He spoke in opposition to Resolution 101-1096 and asked that it be referred back to the Aviation Committee for more discussion.

Rick Sokol, Wisconsin Venture Group, 631 Bowen Street, Oshkosh, WI spoke in support of Resolution 101-1096. Supervisor Albrecht stated that Hangar #3 was never advertised for sale and is not for sale. He said it is the hottest property at the airport but there are reasons others want it and that is to thwart a particular business from going in. The last tenant owes back rent, took out a heating system, left the gas line uncapped, cut the electrical wires and left hot wires exposed, etc. Improvements made were supposed to stay with the building.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl encouraged supervisors to attend the American Legion luncheon on Tuesday. He asked supervisors to sign up on the Speakers Bureau sign-up sheet.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 101-1096 — Authorize Approval of Ground Lease Between Winnebago County and Wisconsin Venture Group, Inc. d/b/a Transtar Aviation

WHEREAS, the Airport Director has tentatively reached a lease

agreement with Wisconsin Venture Group, Inc. d/b/a Transtar Aviation for a ground lease for the period of two (2) years commencing November 1, 1996 and ending October 31, 1998, for property located at Wittman Regional Airport, with the square footage of said property being as follows:

PREMISES A: (Hangar Buildings and Office)

- (1) Hangar Building #3approximately 3,550 square feet
- (2) Hangar Building #F-2approximately 1,933 square feet

PREMISES B: (Apron and Land Rental)

- (1) Auto Parking south of Hangar #33,360 s.f.
- (2) Ramp west of Hangar #3 - 45 x 602,200 s.f.
- (3) Ramp west of Hangar #53,350 s.f.
- (4) Ramp southwest of Taxiway E5,600 s.f.
- (5) Fuel Tank Pad800 s.f.

and;

WHEREAS, Wisconsin Venture Group, Inc. d/b/a Transtar Aviation will have an additional option, pursuant to the lease, to rent an additional 1500 square foot of office space in the west end of the terminal building, 50,000 square feet of ramp space west of the terminal building, at a rate of \$6.00 per square foot per year for office space and \$.11 per square foot per year for ramp space, or as prescribed by County ordinance, Said option shall be in existence for six (6) months from the commencement of the term of the lease with the rental term of said space to be for a period of five (5) years, should said option be exercised; and

WHEREAS, rent for the property specified above shall be as follows:

- (1) Hangar Building #3 \$325.00 per month plus tax;
- (2) Hangar Building #F2 \$250.00 per month plus tax;
- (3) Auto Parking south of Hangar #3 \$369.60 per year
- (4) Ramp west of Hangar #3 \$242.00 per year
- (5) Ramp west of Hangar #5
 - 1675 sq. feet (paved): \$184.25 per year
 - 1675 sq. feet (grass): \$128.87 per year
- (6) Ramp (Tiedowns) southwest of Taxiway E: \$616.00 per year
- (7) Fuel Tank Pad: \$88.00 per year

Said rental rates are calculated on the basis of \$.11 per square foot per year for improved land and \$.077 per square foot per year for

unimproved land; and

WHEREAS, your undersigned Committee recommends approval of said lease agreement for a total area of approximately 21,800 square feet, options notwithstanding.

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 Wisconsin Venture Group, Inc. d/b/a Transtar Aviation for an initial term of two (2) years upon such terms as are described above and upon such other terms as are contained within the lease agreement, which is incorporated by reference as part of this resolution. A copy of the complete lease agreement may be obtained from the office of Corporation Counsel.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the Winnebago County Clerk and the Winnebago County Executive are authorized to execute said lease contingent upon the Director of Wittman Regional Airport providing the County Clerk and the County Executive with sufficient documentation so as to indicate that Wisconsin Venture Group, Inc. d/b/a Transtar Aviation has supplied sufficient data to the Airport Director so as to verify that Wisconsin Venture Group, Inc. d/b/a Transtar Aviation meets or exceeds all those financial requirements established for commercial lessees at Wittman Regional Airport pursuant to that policy adopted by the Winnebago County Board of Supervisors Aviation Committee.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Footit asked if Transtar has provided financial information yet. Airport Director Duncan Henderson stated the lease would not be executed until that information is satisfactorily presented. Vote on resolution: Ayes: 24. Nays: 5 - Putzer, Footit, Kramer, Finch and Rengstorf. Abstention: 1 - Sundquist. Excused: 8 - Barker, O'Brien, Koziczkowski, Pech, Montgomery, Watry, Schaidler, Sievert. CARRIED.

RESOLUTION NO. 102-1096 — Cancel Tax Certificate - Town of Algoma, Winnebago County, Wisconsin

WHEREAS, the parcel described below was conveyed to

Winnebago County, Wisconsin on September 30, 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 certificates for the years 1995 and 1996 for the following parcel of real estate:

Parcel No. 002-0508-03, Town of Algoma
S35, T18, R16
S 100 Ft of N 300 Ft of W 275 Ft of W 3/4 of W 1/2 of
SW 1/4 exc N 20 A

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 30.
Nays: 0. Excused: 8 - Barker, O'Brien, Koziczkowski, Pech,
Montgomery, Watry, Schaidler, Sievert. CARRIED.

RESOLUTION NO. 103-1096 — Cancel Tax Certificates - Town of Algoma, Winnebago County, Wisconsin

WHEREAS, the parcels described below were conveyed to Winnebago County, Wisconsin on May 11, 1994, and should have been tax exempt for the tax years 1995 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 certificates for the year 1996 for the following parcels of real estate.

Parcel No. 002-0505-2, Town of Algoma
S35, T18, R16
S 58 Ft of W 200 Ft of N 26.66 RDS of W 60 RDS of NW SW
and

Parcel No. 002-0507-01, Town of Algoma
S35, T18, R16
PT NW SW Desc as S 80 Ft of W 272.25 Ft of N 20 Acres of W
60 Acres of SW 1/4

and
Parcel No. 002-0508-01, Town of Algoma
S35, T18, R16
N 100 Ft of W 275 Ft of W 3/4 of W 1/2 of SW 1/4 exc N 20 A

and

Parcel No. 002-0508-04, Town of Algoma
S35, T18, R16
S 100 Ft of N 400 Ft of W 275 Ft of W 3/4 of W 1/2 of Sw 1/4
exc N 20 A

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 30.
Nays: 0. Excused: 8 - Barker, O'Brien, Koziczkowski, Pech,
Montgomery, Watry, Schaidler, Sievert. CARRIED.

**RESOLUTION NO 104-1096 — Cancel Tax Certificates - Town of
Wolf River, Winnebago County, Wisconsin**

WHEREAS, the parcel described below was used as a cellular
telephone tower, exempt from real estate taxes pursuant to Section
76.38(8), Wisconsin Statutes, and should have been tax exempt for the
tax year 1995 and all subsequent years.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago
County Board of Supervisors that it hereby cancels the tax certificate
for the year 1996 for the following parcel of real estate:

Parcel No. 031-0125-02, Town of Wolf River
S6, T20N, R14E
Pt N1/2 NW1/4 Desc As Lot 1 of CSM-3003

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 30.
Nays: 0. Excused: 8 - Barker, O'Brien, Koziczkowski, Pech,
Montgomery, Watry, Schaidler, Sievert. CARRIED.

**RESOLUTION NO. 105-1096 — Name New Sunnyview Complex
James P. Coughlin Center**

WHEREAS, Winnebago County, within the next year, shall com-
plete construction of a new office building complex on Sunnyview
Road (County Trunk Highway Y) for the purpose of housing the Parks

Department, Land and Water Conservation Department and a number of other departments of Winnebago County's government; and

WHEREAS, James P. Coughlin diligently and faithfully served the residents of Winnebago County and the Village of Winneconne over a long and illustrious governmental career in the capacity of County Board Supervisor, County Executive and Village Board President among other capacities; and

WHEREAS, it is due and fitting that the new Sunnyview Building Office Complex be named in honor of James P. Coughlin in recognition of his many years of service to the citizens of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the new Sunnyview Office Building Complex on County Trunk Y in the City of Oshkosh, which shall be completed in 1997, shall be hereafter named the "James P. Coughlin Center".

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 James P. Coughlin and to the Clerk of the Village of Winneconne.

Submitted by:
PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 30. Nays: 0. Excused: 8 - Barker, O'Brien, Koziczkowski, Pech, Montgomery, Watry, Schaidler, Sievert. CARRIED.

RESOLUTION NO. 106-1096 — Transfer Committee Jurisdiction of Old Winnebago County Highway Building to Property Management and Maintenance Committee

WHEREAS, the old Winnebago County Highway Building on Knapp Street in the City of Oshkosh has been fully abandoned by the Winnebago County Highway Department at the present time; and

WHEREAS, while the old Winnebago County Highway Building was occupied by the Winnebago County Highway Department, committee oversight of the maintenance and operation of said facility was within the jurisdiction of the Winnebago County Highway Committee; and

WHEREAS, in that said facility is no longer occupied by the

Winnebago County Highway Department, it would appear to be procedurally proper that committee jurisdiction of said facility be transferred to the Property Management and Maintenance Committee of the Winnebago County Board of Supervisors in that said committee has committee jurisdiction as to other county buildings which are not the jurisdictional concern of a specified committee.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that committee jurisdiction of the old highway building on Knapp Street in the City of Oshkosh is hereby transferred from the Winnebago County Highway Committee to the Property Management and Maintenance Committee.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Supervisor Wagner moved to amend line 8, line 11 and line 23 to add "buildings and property". Vote on Wagner amendment: CARRIED BY VOICE VOTE. Vote on resolution as amended: Ayes: 30. Nays: 0. Excused: 8 - Barker, O'Brien, Koziczkowski, Pech, Montgomery, Watry, Schaidler, Sievert. CARRIED.

COUNTY EXECUTIVE'S PRESENTATION OF THE 1997 WINNEBAGO COUNTY BUDGET

County Executive Steinhilber presented a "Distinguished Budget Presentation Award for the year 1996" from the Governmental Finance Officers Association to Finance Director Chuck Orenstein. He reported the Highway Department contracted with the DNR to blacktop their parking lot.

County Executive Jack Steinhilber began his presentation of the 1997 Budget at 7:45 P.M. Corrections to the budget were noted as follows: Page 11 - 2-year college should be "2-year university", page 24 - Industrial Development Committee should be "Industrial Development Board", page 100 - #3 - County treasures should be "County Treasurer's". Page 256 - should be "fines" instead of "finds".

Supervisor Schwartz moved and it was seconded to adjourn until 8:30 a.m. on Tuesday, October 22, 1996. CARRIED BY VOICE VOTE. Meeting adjourned at 8:55 P.M.

**TUESDAY, OCTOBER 22, 1996
SECOND DAY**

The meeting convened at 8:30 A.M. with the Pledge of Allegiance and an invocation by Supervisor Wagner. Roll Call: All present except Supervisors Pech, Finch, Koziczkowski and Schaidler.

PUBLIC HEARING

Mr. Walt Chrapla, 721 Mitchell Street, Neenah, WI questioned fund reserves being used to offset the tax levy. He asked the County Board to request a detailed report regarding the Minergy sludge disposal agreement with the Solid Waste Management Board. He expressed concern about the unfunded liability through the Wisconsin Retirement System. He asked what constitutes "complete costs" and stated they should include interest costs. He suggested 12 copies of a short analysis of the budget be provided to all county libraries.

**COUNTY EXECUTIVE'S PRESENTATION
OF THE 1997 WINNEBAGO COUNTY BUDGET**

County Executive Steinhilber stated that Teen Court was deleted from the budget because it was never approved by the County Board. Sheriff Brooks stated he will study the cost-effectiveness of the one-on-one squad car program. Supervisor Footit questioned the Emergency Management Command Vehicle for which over \$100,000 has been spent by transferring funds from the Siren Account. He felt the County Board should have been advised that the Command Vehicle funds were used up and approved additional funding. County Executive Steinhilber gave a recap of the events leading to the final purchase of a command vehicle. He stated they thought they could stay within the \$100,000 but it turned out they could not because wiring and other work needed to be done. The total cost will be approximately \$140,000. Cabinetry will be done in-house. \$6,000 has been donated, and they expect approximately \$9,000 in donations. Mr. Bodnar stated donations must be approved by the County Board before being accepted.

County Executive Steinhilber stated they are procuring a design consultant for the Veterans Service Office space at Wittman Field. There is some interest in renting part of it. On page 575, there is \$100,000 for the east side service road at Wittman Field. Discussion will be held with the City of Oshkosh since it is used by the public

more than the airport.

Highway Commissioner Ray Grigar stated there are plans to upgrade County Trunk A as funds become available and eventually make it a 4-lane facility. \$60,000 was budgeted for engineering work.

Supervisor Albrecht moved and it was seconded to adjourn until 1:30 P.M.

AFTERNOON SESSION

Students from area schools participating in the American Legion Government Day attended the session. They discussed and voted on whether Teen Court should be placed into law and the vote was 33 ayes, 4 nays and 1 abstention. Discussion held on whether the curfew for young adults should be abolished. A motion was made and seconded to abolish the curfew for anyone 16 and under and the vote was 21 ayes, 16 nays and 1 abstention.

County Executive Steinhilber continued his presentation of the 1997 Budget. He noted a correction should be made on page 330 - the Sanitarian should have an effective date of 7/2/97. Page 541 - the Department Head should be Paul Sundquist, not Orrin King.

Supervisor Footit asked who enforces the resolution that all county vehicles have the County logo displayed on them. Mr. Bodnar stated the County Executive enforces all resolutions.

Supervisor Sievert asked if each town could get a list of library card holders in their township. Mr. Steinhilber stated he would look into it. Supervisor Diakoff stated the library cannot give out the names of card holders. Finance Director Orenstein stated the County Auditor could do an audit of the library levy to townships. Supervisor Sievert asked if the towns would have an insurable interest in the library building since they are helping to pay for it.

Motion by Supervisor Wagner and seconded to adjourn until 8:30 A.M. on Wednesday, October 23. CARRIED BY VOICE VOTE. Meeting adjourned at 4:30 P.M.

WEDNESDAY, OCTOBER 23, 1996

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 and an invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Koziczkowski, Finch and Metzsig.

PUBLIC HEARING

There were no comments from the public.

RESOLUTION NO. 100-1096 — Adopt 1997 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1997 Annual County Budget, a copy of which is incorporated herein by reference, be and the same is hereby adopted.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to approve.

AMENDMENTS TO RESOLUTION NO. 100-1096

AMENDMENT (1) — Delete \$60,000 from Capital Outlays Budget and Add \$5500 to Operating Expense, Maintenance-Building line of Airport Budget

WHEREAS, your undersigned Committee believes that a complete roof replacement of the Basler Office Building at Wittman Regional Airport is not necessary at the present time and that repairing the roof of said building is more financially feasible.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to delete the amount of \$60,000 from the Capital Outlay Budget of the Airport Budget Account #510-478, Roof Repair - Basler Office Building as is shown on Page 305 of the Winnebago County Budget Book and adds the amount of \$5500 to Operating Expenses, Maintenance-Building as is shown on Page 302 of the Winnebago County Budget Book.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6 - Savas, Koziczkowski, Watry, Sundquist, Finch, Metzsig. CARRIED.

AMENDMENT (2) — Add \$18,000 to Clerk of Courts Budget: Contractual Services-Legal Services (Teen Court)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to add the amount of \$18,000, Account #134, Clerk of Courts Contractual Services-Legal Services, as shown on Page 224 of the Winnebago County Budget Book.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Supervisor Pech requested a copy of the Teen Court budget. Vote on Amendment: Ayes: 31. Nays: 1 - Crowley. Excused: 6 - Savas, Koziczkowski, Watry, Sundquist, Finch, Metzig. CARRIED.

AMENDMENT (3) — Add \$77,000 to Winnebago County Sheriff's Budget: Wages and Fringe Benefits

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to add the amount of \$60,000 to Account #138, Winnebago County Sheriff's Department, Wages-Permanent Employees; and to add the amount of \$17,000 to the Winnebago County Sheriff's Budget, Account #138, Fringe Benefits-Employer Contribution, as shown on Page 249 of the Winnebago County Budget Book. Said amendment is for the purpose of paying for unbudgeted contractual obligations resulting from the Collective Bargaining Agreement between the Winnebago County Sheriff's Department and its deputies' union.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 30. Nays: 0. Excused: 8 - Savas, Koziczkowski, Montgomery, Watry, Sundquist, Finch, Metzig and Arne. CARRIED.

AMENDMENT (4) — Add \$400,000 to Capital Outlays - Park View Health Center

WHEREAS, your undersigned believes that it is extremely neces-

sary to replace the boiler system at Park View Health Center; and

WHEREAS, the system has become unreliable as well as inefficient due to its age; and

WHEREAS, a new system would result in an annual maintenance savings between \$25,000 and \$50,000.

NOW, THEREFORE, BE IT RESOLVED that in 1996 budgeted Capital item of \$100,000 for a boiler replacement be carried over to 1997 and \$400,000 be added to the 1997 Capital Outlay for Park View Health Center for a new boiler replacement.

BE IT FURTHER RESOLVED that the \$1,100,000 of Park View's Cash Reserves as noted on Page 404 of the Winnebago County Budget Book be reduced to \$700,000 and that the \$400,000 in reserves be applied to the Capital Outlay for a boiler replacement.

Submitted by:

JEANETTE DIAKOFF, DIST. #33
PATRICK J. BRENNAND, DIST. #34
MURIEL CROWLEY, DIST. #26
JAMES LAUSON, DIST. #10
JEROLD FINCH, DIST. #29
JOHN PLANALP, DIST. #18
DON GRIESBACH, DIST. #3
JACQUELYN WAGNER, DIST. #19
JILL WATRY, DIST. #16
DAVID KOLLATH, DIST. #1
HELEN SAVAS, DIST. #5
RON MONTGOMERY, DIST. #15
COUNTY BOARD SUPERVISORS

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 27. Nays: 5 - Pech, Frassetto, Troxell, Schaidler, Rankin. Excused: 6 - Savas, Koziczkowski, Watry, Sundquist, Finch and Metzig. CARRIED.

Motion by Supervisor Diakoff and seconded to reconsider. Supervisor Diakoff moved and it was seconded to amend line 19 from \$1.1 million to \$700,000. CARRIED BY VOICE VOTE.

AMENDMENT (5) — Add \$52,000 to Intergovernmental Services - Revenues: Winnebago County Sheriff's Department

BE IT RESOLVED by the Winnebago County Board of

Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to add \$52,000 to Account #138, as shown on Page 248, of the Winnebago County Budget Book.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6 - Savas, Koziczowski, Watry, Sundquist, Finch and Metzsig. CARRIED.

AMENDMENT (6) — Add \$28,231 to Maintenance Department Budget - Additional Maintenance Worker

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to add \$20,670 to wages for Permanent Employees and \$7,561 to Fringe Benefits - Employer Contribution, Account #166 - Maintenance, as shown on Page 158 of the Winnebago County Budget Book.

BE IT FURTHER RESOLVED that the Table of Organization as is shown in the Budget Book be amended to add one full-time maintenance worker therein.

Submitted by:

JACQUELYN WAGNER, DISTRICT #19
COUNTY BOARD SUPERVISOR

Motion by Supervisor Wagner and seconded to adopt. Ayes: 28. Nays: 4 - Pech, Frassetto, Montgomery, Kollath. Excused: 6 - Savas, Koziczowski, Watry, Sundquist, Finch and Metzsig. CARRIED.

AMENDMENT (7) — Add \$32,750 to Maintenance Department Budget - New Supervisor

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to add \$23,979 to Wages-Permanent Employees and \$8,771 to Fringe Benefits-Employer Contributions, Account #166-Maintenance, as shown on Page 158 of the Winnebago County Budget Book.

BE IT FURTHER RESOLVED by the Winnebago County Board

of Supervisors that the Table of Organization contained in the 1997 Winnebago County Budget be amended so as to add a full-time position of Supervisor in the Maintenance Department.

Submitted by:

JACQUELYN WAGNER, DISTRICT #19
COUNTY BOARD SUPERVISOR

Motion by Supervisor Wagner and seconded to adopt. Ayes: 12 - Griesbach, O'Brien, Maehl, Planalp, Wagner, Putzer, Robl, Crowley, Diakoff, Brennand, Egan and Rankin. Nays: 21. Excused: 5 - Savas, Koziczkowski, Watry, Finch, Metzsig. LOST.

AMENDMENT (8) — Delete \$20,000 from Information Systems Budget - Professional Services

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to delete \$20,000 from Account #128 - Professional Services - Information Systems, as shown on Page 148 of the Winnebago County Budget Book.

Submitted by:

JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISOR

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 1 - O'Brien. Excused: 5 - Savas, Koziczkowski, Watry, Finch, Metzsig. CARRIED.

AMENDMENT (9) — Delete \$1900 from General Services Budget - Capital Outlay (Paper Folder)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to delete \$1900 from Account #620, General Services Budget - Capital Outlay, as shown on Page 191 of the Winnebago County Budget Book.

Submitted by:

JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISOR

Withdrawn by Supervisor Diakoff.

AMENDMENT (10) — Delete \$9,000 from Park View Health Center Budget - Household Supplies

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to delete \$9,000 from Park View Health Center Budget - Household Supplies, Account #53*-***, as shown on Page 411 of the Winnebago County Budget Book.

Submitted by:

RON MONTGOMERY, DISTRICT #15
COUNTY BOARD SUPERVISOR

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Savas, Koziczkowski, Finch and Metzig. CARRIED.

AMENDMENT (11) — Reduce Capital Outlay-Airport-Utility Vehicle to \$20,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to reduce the Capital Outlay for Airport-Utility Vehicle from \$28,000 to \$20,000, Account #510, as shown on Page 305 of the Winnebago County Budget Book.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Savas, Koziczkowski, Finch and Metzig. CARRIED.

AMENDMENT (12) — Add \$120,000 to Highway Department - Capital Outlay - County Road Maintenance-County Road "A"

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to add \$120,000 to Account #148, as shown on Page 326 of the Winnebago County Budget Book so as to increase the Capital Outlay for Maintenance of County Road "A" from \$60,000 to

\$180,000.

Submitted by:

BERNARD EGAN, DISTRICT #35

DONALD GRIESBACH, DIST. #3

KENNETH ROBL, DIST. #23

TERRY FOOTIT, DIST. #21

ROBERT PUTZER, DIST. #20

PAUL SUNDQUIST, DIST. #17

STEPHEN RANKIN, DIST. #36

HERB KRAMER, DIST. #27

PATRICK O'BRIEN, DIST. #4

COUNTY BOARD SUPERVISORS

Motion by Supervisor Egan and seconded to adopt. Motion by Supervisor Albrecht and seconded to amend by adding on line 12: "\$120,000 be applied to the 1997 Capital Improvements Program for the capital outlays for this project". Vote on Albrecht amendment: Ayes: 15 - Kollath, Widener, Lauson, Albrecht, Frassetto, Schwartz, Montgomery, Troxell, Lawson, Schaidler, Payne, Hue, Sievert, Arne, Rankin. Nays: 19 - Barker, Griesbach, O'Brien, Maehl, Pech, Watry, Sundquist, Planalp, Wagner, Putzer, Footit, Robl, Crowley, Kramer, Klitzke, Diakoff, Brennand, Egan, Rengstorf. Excused: 4 - Savas, Koziczkowski, Finch and Metzsig. **ALBRECHT AMENDMENT LOST.** Vote on Amendment: Ayes: 32. Nays: 2 - Schwartz and Sievert. Excused: 4 - Savas, Finch, Metzsig, Koziczkowski. **CARRIED.**

AMENDMENT (13) — Delete \$8,000 from Land and Water Conservation Department - Capital Outlay - Hewlett Packard Printer

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to delete \$8,000 from the Land and Water Conservation Department-Capital Outlay, Account #164 85050, as shown on Page 467 of the Winnebago County Budget Book for a Hewlett Packard Printer.

Submitted by:

PATRICK J. BRENNAND, DISTRICT #34

JOSEPH N. MAEHL, DISTRICT #6
COUNTY BOARD SUPERVISOR

Motion by Supervisor Brennand and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4 - Savas, Finch, Metzsig, Koziczkowski. CARRIED.

AMENDMENT (14) — DELETE \$20,000 FROM THE PARK VIEW HEALTH CENTER BUDGET - CAPITAL OUTLAY (4WD TRUCK WITH PLOW)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1997 Winnebago County General Budget so as to delete \$20,000.00 from the Park View Health Center Budget—Capital Outlay, as shown on Page 415 of the Winnebago County Budget Book.

Submitted by:
EUGENE TROXELL, DISTRICT #22
DONALD ARNE, DISTRICT #32
JAMES LAUSON, DISTRICT #10
HERB KRAMER, DISTRICT #27
PATRICK O'BRIEN, DISTRICT #4
KENNETH ROBL, DISTRICT #23
COUNTY BOARD SUPERVISORS

Motion by Supervisor Troxell and seconded to adopt. Ayes: 3 - Albrecht, Frassetto, Putzer. Nays: 32. Excused: 3 - Koziczkowski, Finch and Metzsig. LOST.

Chairman Maehl presented an "Eye on the Budget" award to Supervisor Diakoff. Supervisor Wagner announced the old Highway Department will be used for Maintenance and the Sheriff's Department to store items.

Finance Director Orenstein reported the County Board added 1.6% to the budget presented by the County Executive, making the tax rate \$5.05 per \$1,000, which is the same as in 1996. The final levy of \$30,412,431 was approved. The Budget Summary will be published in the November 19, 1996 minutes.

Supervisor Crowley asked if Winnebago County's philosophy is to go as low as possible with the tax rate or to provide for the needs of

its citizens.

VOTE ON RESOLUTION 100-1096 AS AMENDED: Ayes: 35.
Nays: 0. Excused: 3 - Koziczkowski, Finch, Metzig. CARRIED.

Motion by Supervisor Schwartz and seconded to adjourn until Tuesday, November 19, 1996, at 6:00 p.m. CARRIED BY VOICE VOTE.

Meeting adjourned at 10:30 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 October 21, 22 & 23, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, NOVEMBER 19, 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 Supervisor Lawson.

Supervisor Planalp moved and it was seconded to accept the minutes of October 8 and 21, 1996. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda but to add the County Auditor's Report to it. Corporation Counsel Bodnar ruled that the Auditor's Report cannot be discussed since it was not on the printed agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Petition for Zoning Amendment from L. G. Kienast for change from M-1 to M-3 for concrete recycling was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from James Tellock for zoning change from A-2 to R-1 for single family residence was referred to Planning & Zoning Committee.

Notice of Claim from Douglas Avercamp and Caroline Avercamp

regarding alleged negligence on the part of the Department of Social Services and violation of civil rights was referred to the Personnel & Finance Committee.

Invitation from Lutheran Social Services regarding an Open House on Monday, December 9, 1996 at 443 Church Avenue, upstairs, from 9 A.M. to 1 P.M. was read and filed.

COMMITTEE REPORTS

Supervisor Barker invited all County Board members to the Courthouse Lobby on Saturday, December 7, 1996 at 10:30 A.M. for a tree lighting ceremony. 4-H members will trim the tree. Each supervisor will receive an ornament with their name and district on it to place on the tree. The ornaments were donated by Supervisor Barker. Refreshments will be served.

Supervisor Sundquist reported that a Task Force has been formed to study the second phase of the Kimme Report on Space Requirements.

Supervisor Crowley reported an Advisory Committee is working to implement recommendations from the Chinn Report. Judge Hawley is Chairman. Supervisor Crowley participated in the Meals on Wheels program and delivered 28 meals to shut-ins.

Supervisors Hue and Arne stated they received calls from concerned citizens regarding County Road A and were glad it was on the agenda so the public can speak on it.

Supervisor Rankin introduced Jennifer Overton who won a State oratory contest. She spoke on the danger of urban sprawl taking away valuable farm lands and a possible food shortage in the future.

Supervisor Montgomery reported there was no riot at the University after the Packer-Cowboys game and expressed his concern over the media's negative reports of the students. The majority of students do not take part in these types of activities.

COUNTY HIGHWAY A UPDATE

Chairman Maehl made a presentation on the upgrading of County Highway A in the future. He said funding was provided for engineering plans to be developed by the Department of Transportation from Bowen Street to Breezewood Lane on County Highway A. It is proposed to be 4-lane from Bowen Street to County Highway Y by 1999, but the entire road is not scheduled to be 4-lane.

Mr. Steve Spanbauer, Town of Neenah Chairman, stated the peo-

ple in the Town of Neenah were concerned about County Highway A becoming a 4-lane road. Sewers were recently installed and a 4-lane road would cause problems with that project. He would like the wording in the 1997 Budget changed to reflect that County Highway A is not going to be a 4-lane highway in its entirety. Karen Rudat, 1827 County Road A, Neenah, WI thanked the County Board for their assurance that County Road A will not be a 4-lane road. Marge Hinchley, 1831 County Road A, Neenah, WI thanked the County Board for lowering the speed limit on the road and was against it becoming a 4-lane road.

PUBLIC HEARING

Mayor Joe Laux, City of Menasha, spoke in support of Resolution 111-1196. Chris Kniep, Office Chairman at University of Wisconsin-Extension Office, introduced Jane Cowling, Stephanie Cowling and Marsha Cowling who presented Chairman Joe Maehl with the "Friend of 4-H Award" for his support and dedication to the 4-H programs.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber announced that he will not be a candidate for the office of County Executive in 1997. He stated that nothing has made him more proud than holding this office for the past 4 years. He stated the Public Safety Building Task Force studying the space requirements report will meet every week over the next few months. A refund in the amount of \$48,475 was received from the Wisconsin Counties Mutual Association. He spoke in support of Resolution 107-1196 - Transfer the Sum of \$40,000 from the Contingency Fund to the Professional Services Account of the County Executive's Budget for the Purpose of Funding Winnebago County's Portion of Implementation and Coordination of Compatible Public Safety Systems.

COUNTY EXECUTIVE'S APPOINTMENT APPOINTMENT TO THE AFFIRMATIVE ACTION COMMISSION

Executive Steinhilber asked for the Board's approval of his appointment of Supervisor Dennis Payne to the Affirmative Action Commission. Mr. Payne will fill the vacancy created by Orrin King's resignation. This term would be effective immediately and expire on April 15, 1997.

A motion was made by Supervisor Lauson and seconded to approve. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl expressed birthday greetings to Supervisors Finch, Frassetto and Klitzke, Finance Director Orenstein, Land and Water Conservation Director Pete Van Airsdale, and James Barthel, University Extension Office. He reported November is Child Support Month in Wisconsin. Winnebago County is the only county in the state that is generating KIDS documents from equipment located within the courtroom.

The following supervisors have been appointed to Wisconsin Counties Association Steering Committees: Joseph Maehl - County Organization and Administration; James Lauson, Chairman and Nancy Barker and Stephen Rankin - Environment and Land Use; Muriel Crowley, James Koziczkowski and Helen Savas, Health and Human Services; John Planalp, Judicial and Public Safety; Ken Robl and Gene Troxell - Transportation and Public Works.

Chairman Maehl has received four calls regarding the Speaker's Bureau. He appointed Vice-Chairman David Albrecht as Chairman of the Sesquicentennial Committee. The celebration of the 150th year of statehood for Wisconsin will be in 1998.

Chairman Maehl announced that he will not be a candidate for County Executive next year and expressed his thanks to those who encouraged him to run.

COUNTY BOARD CHAIRMAN'S APPOINTMENT LONG TERM SUPPORT ADVISORY COMMITTEE

Chairman Maehl asked for the Board's approval of his appointment of Walter Reid, 515 Camelot Court, Apt. #2, Oshkosh, WI 54901, to the Long Term Support Advisory Committee. It would be a three-year term, effective immediately.

A motion was made by Supervisor Crowley and seconded to approve. CARRIED BY VOICE VOTE.

FAIR ASSOCIATION REPORT

Fair Manager John Hoeft thanked the County Board for its support of the Fair and Expo Facility. Last year a major expansion was completed with two 7,000 square foot wings added to the Expo Center. Over 900 youth were represented at the fair this year. Director Bill

Jones received a state award for his involvement with the fair for the past 30 years. Mr. Hoeft felt the 1996 fair was the best in the last seven years. The tractor pull and demo derby set attendance records. The musical shows did not make money, though. Preliminary figures show \$228,519 in expenses and \$229,830 in income.

The Annual Meeting and Election of the Board of Directors will be held on December 12th. John Hoeft will ask for a 2-year contract at that time.

Fair Association President Tom Egan stated there was a loss of \$20,000 at the grandstand this year. He discussed judges for the 4-H project. They encountered a problem with one judge, which was turned over to the state. He said the Small Fry Contest is held on Saturday and is a big hit. The directors will be discussing the distribution and quantity of free passes to the Fair. He would like to see a sign that states "Fairgrounds" on Highway 45. Supervisor Wagner asked if there could be a sign in front of the Expo Center stating what activities are going on each week.

ZONING REPORT & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee regarding zoning change for construction of a real estate office. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-01-96. A request from Gary Lerch for change B-3 (HB, General Business District—Highway Business Overlay) to B-2 (Community Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee regarding rezoning to have an entire parcel located within one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-02-96. A request from Randy & Janice Poulton for zoning change from B-2 (Community Business District) to R-1 (Rural Residential District, Single Family, Non-Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee regarding rezoning to M-2 (Heavy Industrial) for an existing business. Motion by Supervisor Schaidler and seconded to accept to report to

DENY. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-03-96. A request from Peter Vander Wielen for zoning change from M-1 (Light Industrial and Office District) to M-2 Heavy Industrial District). Motion by Supervisor Schaidler and seconded to DENY. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee regarding rezoning to have entire parcel located within one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-04-96. A request from Walter & Debra Ament for zoning change from B-3/A-2 (General Business District/General Farming District) to B-3 (General Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee regarding rezoning to R-2 (Single Family) for development of a single family subdivision. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE

AMENDATORY ORDINANCE NO. 11-05-96. A request from Gregory R. Kargus for zoning change from A-2 (General Farming District) to R-2 (Suburban Residential District, Single Family, Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee regarding rezoning to R-1 for construction of a single family residence. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-06-96. A request from Darlene Jackson for zoning change from B-3 (General Business District) to R-1 (Rural Residential District (Single-family, non-subdivided)). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 007. A report from Planning & Zoning Committee regarding rezoning to B-2 to place the entire parcel in one zoning district. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE

AMENDATORY ORDINANCE NO. 11-07-96. A request from Westowne Center LLC for zoning change from A-2 (General Farming District) to B-2 (Community Business District). Motion by Supervisor

Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Vinland on behalf of Michael & Judith Pahlow for zoning change from A-1 to A-2. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 9. A request from the Town of Vinland on behalf of Chip Janssen for zoning change from B-3 to A-2. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10. A request from the Town of Rushford on behalf of John & Karen Masters for zoning change from R-1 to A-3/A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11. A request from the Town of Wolf River on behalf of Dudley Krenke for zoning change from A-2 to A-3. Motion by Supervisor Metzsig and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 12. A request from the Town of Wolf River on behalf of Gertrude Zgunda for zoning change from A-2 to R-1. Motion by Supervisor Metzsig and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 107-1196 — Transfer the Sum of \$40,000 from the contingency Fund to the Professional Services Account of the County Executive's Budget for the Purpose of Funding Winnebago County's Portion of Implementation and Coordination of Compatible Public Safety Systems

WHEREAS, the Emergency 911 Computer System was implemented more than seven years ago; and

WHEREAS, improvements in computer technology over the past several years would allow for an enhancement of the service provided by that system and thus contribute to the safety of Winnebago County citizens; and

WHEREAS, coordination of 911 services with Outagamie and Calumet County through the exchange of computerized information may result in the provision of better emergency-related services in those two counties as well in Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby appropriates a sum not to

exceed \$40,000 from the Winnebago County Contingency Fund to the Professional Services Fund of the County Executive's Budget for the purpose of providing Winnebago County's portion of funding for implementation and coordination of compatible Public Safety Systems between Winnebago County, Outagamie County and Calumet County.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 108-1196 — Disallow Claim of Gary Bezella

WHEREAS, your Personnel and Finance Committee has had the claim of Gary Bezella 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 Gary Bezella dated August 30, 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: 34.
Nays: 1 - Arne. Abstention: 1 - Klitzke. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 109-1196 — Disallow Claim of Jerry Schmoker

WHEREAS, your Personnel and Finance Committee has had the claim of Jerry Schmoker 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 Jerry Schmoker dated August 2, 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. Abstention: 1 - Klitzke. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 110-1196 — Disallow Claim of Aaron W. Allen

WHEREAS, your Personnel and Finance Committee has had the claim of Aaron W. Allen 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 Aaron W. Allen dated June 28, 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. Nay: 0. Abstention: 1 - Klitzke. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 111-1196 — Electric Utility Restructuring

WHEREAS, the electric utility industry, state governments and other interested parties throughout the United States are investigating the potential of introducing more competition in that industry in place of regulation; and

WHEREAS, the Public Service Commission of Wisconsin has been reviewing this matter for several years and is engaged in a 32-step process intended to introduce competition at various levels in the electric industry and to determine whether implementing competition at the retail sales level is in the public interest; and

WHEREAS, electric utility restructuring will affect every resident, farm and business in Winnebago County; and

WHEREAS, there are serious questions as to whether competition at the retail level will result in higher or lower costs for residential and most business users, or may adversely affect the quality and reliability-

ty of service to consumers; and

WHEREAS, given that Winnebago County legislative delegation includes members of the leadership of both Houses, it is appropriate for the Winnebago County Board of Supervisors to state its position on this issue.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it supports a careful investigation by the Public Service Commission of Wisconsin and the Legislature of the pros and cons of introducing competition into the electric utility industry at various levels.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it supports a careful and sequential approach to this issue, with competition first focusing at the wholesale level and in the construction of new generation.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it opposes legislation and regulation that will permit retail electric competition unless and until, it is clearly demonstrated that:

- A. All types of customers, including residential and small business customers, will benefit and cost shifts to these groups will be prevented.
- B. Electric service in Wisconsin will remain highly reliable.
- C. The regional transmission network is open and independently operated.
- D. Market power is strictly limited.
- E. Metering and billing technology is available.
- F. Market information is open and available to all competitors on an equal basis.
- G. Universal service is maintained.
- H. Wisconsin's environment is not adversely affected.
- I. New sources of renewable energy are promoted.
- J. The interests of rural electric cooperatives and municipal utilities are protected.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Winnebago County work with others with similar positions on this issue, including the Coalition to Preserve Wisconsin's Reliable and Affordable Electricity, to protect the residents and small businesses of the County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk transmit copies of this Resolution to Governor Thompson, members

of Wisconsin's Legislative delegation, the Public Service Commission and the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Abstention: 1 - Watry. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 112-1196 — Authorize Audit of Winnebago County Highway Department

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to perform an operational audit of the Winnebago County Highway Department.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. County Auditor Mayer explained he submitted a list of departments that had not been fully audited to the Personnel & Finance Committee and this is one of the departments that was chosen to be audited. Ayes: 33. Nays: 2 - Frassetto, O'Brien. Abstention: 1 - Kramer. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 113-1196 — Authorize Audit of Winnebago County Solid Waste Management Board's Finances

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an operational audit of the finances of the Winnebago County Solid Waste Management Board, contingent upon approval of the Winnebago County Solid Waste Management Board.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Diakoff moved and it was seconded to amend to delete "Finances"

from the title, and in the resolution. AMENDMENT CARRIED BY VOICE VOTE. It was suggested that the County Auditor advise the committee of the department that he wants to audit before recommending an audit. VOTE ON AMENDED RESOLUTION: Ayes: 30. Nays: 6. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 114-1196 — Establish Policy to Require Submission of Long Term Leases to Winnebago County Planning Department for Review

WHEREAS, your undersigned Committee has recently reviewed all outstanding leases of Winnebago County property; and

WHEREAS, your undersigned Committee believes that it is necessary and in the best interest of Winnebago County to establish a policy whereby any proposed long-term leases are reviewed by the Winnebago County Planning Department for the purpose of establishing the conformity of that lease with long-term plans for the utilization of Winnebago County's property.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes a policy whereby all proposed leases of a term greater than five (5) years must be first submitted to the Winnebago County Planning Department for review and recommendation prior to submission of said leases to the Winnebago County Board of Supervisors for approval, with the purpose of said policy to be to assure that said leases conform with the County's long-term plans for the utilization of its property.

Submitted by:
PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

Withdrawn by Supervisor Wagner.

RESOLUTION NO. 115-1196 — Authorize Submission of Grant Application to Wisconsin Office of Juvenile Justice

WHEREAS, your undersigned Committee was recently informed by Lutheran Social Services, as agent for the Winnebago County Circuit Court, that Winnebago County may be eligible for a grant from the Wisconsin Office of Juvenile Justice in an amount of up to \$36,830 for the operation of a Teen Court within Winnebago County; and

WHEREAS, your undersigned Committee believes that submission of and acceptance of said grant would be in the best interest of Winnebago County in that it would assist in offsetting the costs of operating a Teen Court within Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to sign a grant application form and authorizes the Winnebago County Circuit Court to submit said grant application to the Wisconsin Office of Juvenile Justice for the purpose of applying for a grant in the amount of \$36,830 for the operation of a Teen Court within Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of said grant by Winnebago County, if approved by the Wisconsin Office of Juvenile Justice, and that said grant funds be appropriated to the operating expenses portion of the budget of the Winnebago County Circuit Court.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Circuit Court and the Winnebago County Finance Director to report to the Winnebago County Personnel and Finance Committee of the approval of said grant application by the Wisconsin Office of Juvenile Justice for the purpose of allowing that committee to review the budget of the Winnebago County Circuit Court in relationship to the establishment of a Teen Court within Winnebago County.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 116-1196 — Authorize Acceptance and Appropriation of Additional Immunization Grant - Winnebago County Health Department

WHEREAS, survey results of the Regional Division of Health - Green Bay indicate that 90% of children on the caseload on the Winnebago County Health Department are compliant with recommended or mandated immunizations by the Wisconsin Division of Health and Center for Disease Control; and

WHEREAS, as a result of Winnebago County's excellent compliance record, the State of Wisconsin has awarded Winnebago County an additional immunization grant for the calendar year 1996 in the amount of \$15,806; and

WHEREAS, your undersigned Committee and the Winnebago County Board of Health recommend the acceptance and appropriation of said grant within the Budget of the Winnebago County Health Department.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes acceptance of a grant in the amount of \$15,806 from the State of Wisconsin for the purpose of providing immunizations to children within Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said grant be appropriated as followed within the 1996 Budget of the Winnebago County Health Department:

Overtime	\$ 3,027
Other Equipment	\$ 9,020
Small Equipment	\$ 850
Other Contractual	\$ 200
Advertising	\$ 1,850
Medical Supplies	\$ 100
Other Operating Supplies	\$ 259
Automobile Allowance	\$ 500
TOTAL	\$ 15,806

Submitted by:
 BOARD OF HEALTH AND
 PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rankin and seconded to adopt. Ayes: 36.
 Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 117-1196 — Authorize Acceptance of Funds From Wisconsin Department of Workforce Development - Winnebago County Child Support Agency

WHEREAS, on August 5, 1996, the Wisconsin Department of Workforce Development approved the Winnebago County Child Support Agency's amended plan for the use of 1996 enhancement

funds; and

WHEREAS, as a result of said approval, the Winnebago County Child Support Agency has received \$85,000 in additional funds to cover the costs of relocating the Child Support Agency to the first floor of the Winnebago County Courthouse, including additional equipment purchases, computerized equipment, additional room division panels, and other capital needs to enhance the agency's collection efforts; and

WHEREAS, your undersigned Committees request that said funds be appropriated to the Capital Outlay Fund of the Winnebago County Child Support Agency's 1996 Budget for those purposes listed above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves acceptance of the amount of \$85,000 from the Wisconsin Department of Workforce Development and hereby appropriates said funds to the Capital Outlay Fund of the 1996 Winnebago County Child Support Agency Budget for the purpose of covering the costs of relocating the agency to the first floor of the Winnebago County Courthouse and for the purpose of additional capital equipment to enhance the agency's collection efforts.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 118-1196 — Establish Fees for Returned Checks

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the writer of any check made payable to Winnebago County which is later returned to and charged against Winnebago County's bank deposited funds, for any reason, including, insufficient funds in the writers account on which the check is written or because the writers bank account is closed, shall be assessed a fee of \$20.00.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

**RESOLUTION NO. 119-1196 — Approve Appraisals of Tax
Deeded Properties**

WHEREAS, Section 3.03(1)(a), General Code of Winnebago County requires that all tax deeded lands have their appraisal prices determined by the Personnel and Finance Committee of the Winnebago County Board of Supervisors and approved by the County Board of Supervisors; and

WHEREAS, appraisals of tax deeded properties acquired as a result of delinquent real estate taxes as a consequence of an In Rem action wherein judgment was rendered during 1996 have been made; and

WHEREAS, the parcel number, legal description and appraised value of said tax deeded properties are as follows:

Parcel # 010-0151-04
Nee-Vin Rd, Neenah, WI
S08T19R17
E 100 FT OF W 300 FT
OF S 300 FT OF SW SW
TOWN OF NEENAH
\$8,000

Parcel # 010-0294-20
Winneconne Ave, Neenah, WI
S29T20R17
PT SW SE COM 1344.7 FT W
& 632.7 FT N OF SE COR SEC
29 W 230 FT N 20 FT E 230 FT
S 20 FT TO BEG
TOWN OF NEENAH
\$500.00

Parcel # 032-0120-01
Tri County Rd, Fremont, WI
S06T20R14
N 6 RDS OF E 48 RDS OF
NW NE FRAC

TOWN OF WOLF RIVER
\$800

Parcel # 912-2442-01
RIVER MILL SUB
WLY 15 FT OF LOT 42
2,610 SQ FT
CITY OF OSHKOSH
TWELFTH WARD
\$3,250

Parcel # 912-2442-11
RIVER MILL SUB
OUTLOT 15 419.3 SQ FT
CITY OF OSHKOSH
TWELFTH WARD
\$400

Parcel # 912-2442-14
RIVER MILL SUB
OUTLOT 18 699.2 SQ FT
CITY OF OSHKOSH
TWELFTH WARD
\$400

WHEREAS, the appraisal values of said properties as provided by the appraiser have been approved by the committee as is required by Section 3.03(1)(a) of the General Code of Winnebago County and is herewith submitted to the Winnebago County Board of Supervisors for approval.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appraisals of those parcels of property listed above, which were acquired by the Winnebago County Treasurer for tax delinquency pursuant to an In Rem judgment entered during 1996. The full appraisal reports for each parcel shall be incorporated as a part of this resolution. (A copy of these appraisal reports can be viewed in the Treasurer's Office).

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 120-1196 — 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:

Muriel Crowley	9.5
Jeanette Diakoff	10.5
Bernard Egan	1.0
John Hue	20.5
Herbert Kramer	3.0
James Lawson	7.5
Joseph Maehl	12.0
Ron Montgomery	5.0
Patrick O'Brien	13.5
John Planalp	15.0
Robert Putzer	13.0
Harvey Rengstorf	.5
Kenneth Robl	10.0
Dorothy Schwartz	2.0
Joanne Sievert	11.0
Eugene Troxell	9.0
Jacquelyn Wagner	27.5
Mary Jo Widener	3.5

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. Supervisor Diakoff encouraged supervisors to turn in their expense sheets by April of each year, and monthly, if possible. Vote on resolution: Ayes:

36. Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 121-1196 — Amend 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. Ayes: 36. Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

ORDINANCE NO. 122-1196 — Amend Section 3.03(3)(c) of the General Code of Winnebago County: Establish \$200.00 as Fee to Cover County's Expense to Secure Title to Lands Taken by Tax Deed

WHEREAS, Section 75.36(3)(a)(1), Wisconsin Statutes, states that the County may deduct expenses for court actions, sheriff's fees, abstracts, publication fees and other similar items, from the sale price of lands acquired by the County by tax deed; and

WHEREAS, in lieu of deducting actual expenses previously indicated, the County Board may determine a fair and reasonable average cost per real estate description of such items to be deducted from the sale price; and

WHEREAS, your Personnel and Finance Committee and the County Treasurer are recommending the County Board establish

\$200.00 as the average cost per real estate description to be used in lieu of the exact amount of the foregoing items.

NOW, THEREFORE, pursuant to the provisions of Sec. 75.36(3)(a)(1), Statutes, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 3.03(3)(c) of the General Code of Winnebago County be amended to read as follows:

3.03(3)

(c) Search and Notice Fee. In lieu of determining the County's actual expense for court actions, certified letters, sheriff's fees, title reports, guardian ad litem fees, and publication expense and similar items required in securing merchantable title to lands taken by tax deed, the county shall charge the owner of each tax deed parcel \$200.00. The search and notice fee shall be charged to the owner of each tax deed parcel when the county first incurs expenses necessary to obtain title to the property.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 123-1196 — Authorize Sale of Property - Black Wolf Boat Landing

WHEREAS, the Winnebago County Board of Supervisors previously authorized the Winnebago County Parks Committee to list for sale excess property located at the Black Wolf Boat Landing; and

WHEREAS, Winnebago County has received an offer from Dennis M. Galatowitsch and Kristin K. Galatowitsch to purchase said property, as described below, at a price of \$11,000; and

WHEREAS, your undersigned Committee believes that said offer is a fair one and that it is in the best interest of Winnebago County to accept said offer.

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 accept the offer of Dennis M. Galatowitsch and Kristin K. Galatowitsch to purchase property owned by Winnebago County in the Town of Black Wolf and

described as follows for the price of \$11,000. The legal description of said property is:

A part of Government Lot Three (3) of Fractional Section Twenty-eight (28), Township Seventeen (17) North, Range Seventeen (17) East, Town of Black Wolf, Winnebago County, Wisconsin containing 0.912 Acres of land and being described by: Commencing at the Northwest Corner of the Southeast Quarter (SE ¼) of said Fractional Section 28, thence South 1086.86 feet previously recorded as S. 00o52' W. along the West line of the SE ¼ of said Fractional Section 28, thence N. 89°52'46" E. 50.00 feet to a point on the East right-of-way line of U.S.H. 45 per Highway Project No. 3468 and the true point of beginning, thence continuing N. 89°52'46" E. 165.00 feet along a line that is parallel to the South line of Government Lot 3 of said Fractional Section 28, thence South 240.85 feet along a line that is parallel to the West line of the SE ¼ of said Fractional Section 28 to a point on a line that is 29.00 feet North of the South line of Government Lot 3 of said Fractional Section 28, thence S. 89°52'46" W. 165.00 feet along a line that is 29.00 feet North of and parallel to the South line of Government Lot 3 of said Fractional Section 28 to a point on the East right-of-way line of U.S.H. 45 per Highway Project No. 3468, thence North 240.85 feet recorded as 241' feet along the East right-of-way line of U.S.H. 45 per Highway Project No. 3468 to the true point of beginning.

The above described lot being subject to easements for the purpose of ingress and egress recorded in Document No. 496105 and Document No. 499445 of Deed, in the Winnebago County Register of Deeds Office.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute a Warranty Deed transferring title of said property to the above-named buyers upon tender of the amount described above.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that acceptance of said offer and the transfer of said property shall be contingent upon review of said offer by the Winnebago County Corporation Counsel.

Submitted by:
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 34.
Nays: 2 - Arne and Brennand. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 124-1196 — Authorize Transfer of \$4,717 from Reimbursed Costs and Police Services Fund of Winnebago County Sheriff's Department for Labor Costs

WHEREAS, Winnebago County Sheriff's Department had additional expenses as a result of providing police services to the Fond du Lac County Sheriff's Department to assist that department after the tornado in the Village of Oakfield in July, 1996; and

WHEREAS, Winnebago County has received additional revenues to cover the costs of said service; and

WHEREAS, it is appropriate that those revenues received to reimburse Winnebago County Sheriff's Department for the cost of services provided to the Fond du Lac County Sheriff's Department be transferred to the appropriate accounts to cover related costs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby transfers the amount of \$2840.00 from the Reimbursed Costs line item and \$1877.00 from the Police Services line item of the Winnebago County Sheriff's Department budget to those line items within the 1996 Winnebago County Sheriff's Department which are listed in the Budget Transfer Request Form which is herewith attached and made a part of this resolution by reference.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 125-1196 — Authorize Extension of Audit Contract with Virchow Krause & Company

WHEREAS, the calendar year 1996 is a final year of a three (3) year audit contract with the external audit firm of Virchow Krause of Madison, Wisconsin; and

WHEREAS, the Winnebago County Finance Director has indicated satisfaction with that firm's services; and

WHEREAS, Virchow Krause has provided a proposal to the

Winnebago County Finance Director to renew the audit contract with that firm for 1997 and 1998 at a cost of \$44,000 for the calendar year 1997 and \$45,700 for the calendar year 1998; and

WHEREAS, said percentage increase in the audit contract is less than four (4%) percent per year; and

WHEREAS, your undersigned Committee and the Winnebago County Finance Director recommend that the Winnebago County Board of Supervisors accept Virchow Krause's proposal and extend its contract with Winnebago County to perform external audit services for 1997-1998 at that price quoted above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the extension of a contract to retain Virchow Krause of Madison, Wisconsin as Winnebago County's external audit firm for the calendar years 1997-1998 at a price of \$44,000 for 1997 and \$45,700 for 1998.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.
Nays: 1 - Klitzke. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 126-1196 — 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.

**Outstanding Checks Dated Prior to 12/31/94
Presented To County Board at 1996 Annual Session**

Date	Vendor	Check #	Amount
7/94	Joni E. Volp	431912	\$ 64.58
11/94	Tanya M. Ruh	442818	154.67
12/94	Brenda F. Coon	444115	610.84
12/94	Brenda F. Coon	445407	531.12
1/94	Robert E. Otto	882475	20.00
1/94	Mary Birkle	882038	2.00
2/94	Manowske Welding Corp	883274	45.00
2/94	Deborah L. Schultz	884253	42.00
2/94	Kate Arthurs	885114	45.00
3/94	Fr. Jerry Duggan	887116	75.00
3/94	Wis. Dept. of Justice	887586	24.00
5/94	Robert M. Poehlman	890935	25.78
5/94	Jeremy Hartfield	890945	22.40
8/94	Amy O'Brien	898984	16.52
8/94	Vilas Co. Sheriff	899769	6.25
8/94	Veronica Solis-Rohr	900232	175.00
8/94	Shannon Peters	900451	16.52
9/94	DDI 218	901368	31.60
9/94	Troy A. Larsen	903212	34.36
9/94	Dana Bruss	903287	.99
10/94	Polly Holm	904377	21.00
10/94	Chi Selenka	905679	16.52
11/94	Professional Medical Lab	907905	57.75
12/94	Janet Putzer	909153	15.00
12/94	Mark Kraus	911132	34.10
7/94	John Daggett	935348	1.38
10/94	Walter E. Lehrer	935803	1.19
11/94	John L. Jury	936003	1.60
11/94	Stuart Monard	936085	47.84
			\$2,140.01

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 127-1196 — Authorize the Acceptance of Grant Monies For the Purchase of Computer Hardware and Software – Department of Community Programs

WHEREAS, the Winnebago County Department of Community Programs recently received word that an Early Intervention grant in the amount of \$8,118 and a Department of Vocational Rehabilitation grant in the amount of \$3,009 have been approved by the State of Wisconsin; and

WHEREAS, the purpose of these grants is to allow Winnebago County to purchase computer hardware and software to assist the Department of Community Programs; and

WHEREAS, your undersigned Board and Committee recommend that said grants be accepted and that monies received be transferred to the Capital Outlay Account of the Winnebago County Department of Community Programs budget for the purpose of purchasing computer hardware and software.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves acceptance of an Early Intervention grant in the amount of \$8,118 and a Department of Vocational Rehabilitation grant in the amount of \$3,009 by the Department of Community Programs.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said grant funds be appropriated to the Capital Outlay portion of the Winnebago County Department of Community Programs budget for the express purpose of purchasing computer hardware and software equipment.

Submitted by:

COMMUNITY PROGRAMS BOARD AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 128-1196 — Appropriate Funds for Construction of the New James P. Coughlin Building

WHEREAS, The Winnebago County Board of Supervisors appropriated the sum of \$1,000,000.00 for preliminary planning, architectural and design, and early construction costs of the new James P. Coughlin Building by Resolution 41-696; and

WHEREAS, the current estimate of total project cost is \$2,995,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the balance of \$1,995,000.00 for construction of the new James P. Coughlin Building.

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 project.

Submitted by:
PAT BRENNAND
BERNIE EGAN
JACQUELYN WAGNER
NANCY BARKER
DON GRIESBACH
STEVE RANKIN
JOHN HUE
FRANK FRASSETTO
JOE MAEHL
TERRY FOOTIT
JAMES LAUSON

Withdrawn by Supervisor Maehl.

RESOLUTION NO. 129-1196 — Authorize Acceptance and Appropriation of Grant - Winnebago County Health Department (Housing Opportunities for Persons with AIDS)

WHEREAS, the Winnebago County Health Department has been notified that it has received approval to receive a grant for housing opportunities for persons with AIDS in the amount of \$4,000.00 for the purpose of assisting persons with AIDS and the payment of utility bills and other costs which would allow them to remain within their homes; and

WHEREAS, your undersigned Committees recommend that acceptance of said grant be approved and that said grant funds be appropriated to the other contractual fund of the Winnebago County Health Department;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves acceptance by the Winnebago County Health Department of a grant in the amount of \$4,000.00 for housing opportunities for persons with AIDS.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said grant amount be appropriated to the other contractual fund of the 1996 Winnebago County Health Department budget.

Submitted by:

BOARD OF HEALTH AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rankin and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 130-1196 — Authorize Acceptance and Appropriation of Donations - Emergency Management Department (Outfitting of Emergency Command Post Vehicle)

WHEREAS, the Winnebago County Board of Supervisors, in its 1996 Winnebago County Budget, appropriated \$100,000.00 for the purchase of an Emergency Command Post vehicle for Winnebago County; and

WHEREAS, various companies and entities within Winnebago County have expressed an interest in donating funds or items for the purpose of further equipping said vehicle; and

WHEREAS, your undersigned Committees believe that it is in the best interests of Winnebago County and its citizens to allow the Winnebago County Emergency Government director to solicit and accept donations of money and equipment from various entities and citizens within this area for the purpose of equipping said vehicle.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Emergency Management director to solicit and accept donations of money and materials in an amount not to exceed \$29,255.00 for the purpose of further equipping Winnebago County's new Emergency Command Post vehicle.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any cash donations received for said vehicle shall be appropriated to the Other Equipment fund of the Emergency

Management Department.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors the Emergency Management director is hereby directed to provide a quarterly report to the Winnebago County Board of Supervisors with a list of donors and donations made in relationship to the purpose stated above.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that no monies shall be expended by the Emergency Management director to additionally equip the Emergency Command Post vehicle until said donations have actually been received.

Submitted by:

EMERGENCY MANAGEMENT COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Supervisor Schaidler moved and it was seconded to amend the resolution to delete any reference to "solicitations and donations" and to obtain a fund transfer from the Contingency Fund in an amount not to exceed \$29,255." Vote on amendment: Ayes: 28. Nays: 8 - Klitzke, Widener, Frassetto, Montgomery, Watry, Sundquist, Footit, Arne. Excused: 2 - Lawson, Robl. CARRIED. Vote on amended resolution: Two-thirds vote required: Ayes: 26. Nays: 10 - Klitzke, Widener, Pech, Frassetto, Montgomery, Watry, Sundquist, Footit, Schaidler, Arne. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 131-1196 — Authorize Three-Year Contract for Data Circuit/Ameritech, Inc.

WHEREAS, there is presently a need for an additional T-1 Data Circuit between the Winnebago County Courthouse building in Oshkosh, Wisconsin, and the Office of the Winnebago County Department of Social Services in Neenah, Wisconsin, for the purpose of transmitting computer data; and

WHEREAS, Ameritech Inc. shall provide that service at a cost of \$529.12 per month; and

WHEREAS, the purchase of said service through Ameritech is Winnebago County's only viable option in relationship to the acquisition of said service;

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 execute a contract with Ameritech Inc. for a three-year term at a monthly service cost of \$529.12 for the provision of an additional T-1 Data Circuit between the Winnebago County Courthouse building in Oshkosh, Wisconsin, and the Office of the Winnebago County Department of Social Services in Neenah, Wisconsin.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 1 - Klitzke. Excused: 2 - Lawson, Robl. CARRIED.

RESOLUTION NO. 132-1196 — Authorize Request for Attorney General's Opinion - Obscenity Ordinance Application

WHEREAS, Section 9.24 of the General Code of Winnebago County, prohibiting the sale of obscene materials within Winnebago County, is applicable only to unincorporated areas of Winnebago County; and

WHEREAS, your undersigned Committee believes that it is in the best interests of Winnebago County citizens to authorize the Corporation Counsel to request an Attorney General's Opinion as to whether said ordinance may be amended to be made applicable to incorporated areas within Winnebago County without a similar ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Corporation Counsel to request an Opinion from the Wisconsin Attorney General as to whether Section 9.24 of the General Code of Winnebago County may be amended to as to be made legally applicable to incorporated areas of Winnebago County without a similar ordinance.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 30. Nays: 5 - Klitzke, Widener, Pech, Watry, Footit. Excused: 3 - Lawson, Robl, Crowley. CARRIED.

RESOLUTION NO. 133-1196 — Adopt 1997 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 1997 Revisions to the Winnebago County Administrative Salary Schedule and Rules for Administration, as set forth and described in the documents attached hereto, be, and they hereby are, adopted; and

BE IT FURTHER RESOLVED, that these Revisions shall take effect January 1, 1997; and

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adoption of the 1997 Revisions to the Administrative Salary Schedule and Rules for Administration 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 - Lawson, Robl, Crowley. CARRIED.

WINNEBAGO COUNTY 1997 BUDGET REPORT SUMMARY

<u>DIVISION:</u>	<u>EXPENSE</u>	<u>REVENUE</u>	<u>ADJUSTMENTS</u>	<u>LEVY</u>
ADMINISTRATION	6,941,367	4,375,687	(20,432)	2,545,248
PUBLIC SAFETY	13,696,459	2,705,918	(34,235)	10,956,306
TRANSPORTATION	12,516,004	9,767,467	(1,179,011)	1,569,526
HEALTH & HUMAN SERVICES	55,359,061	40,641,012	(1,603,552)	13,114,497
EDUCATION, CULTURE, & RECREATION	2,301,399	608,747	0	1,692,652
PLANNING AND ENVIRONMENT	8,489,508	8,280,214	355,346	564,640
<u>DIVISIONAL TOTAL</u>	<u>99,303,798</u>	<u>66,379,045</u>	<u>(2,481,884)</u>	<u>30,442,869</u>
<u>OTHER:</u>	<u>EXPENSE</u>	<u>REVENUE</u>	<u>ADJUSTMENTS</u>	<u>LEVY</u>
BOARD OF SUPERVISORS	298,639	0	0	298,639
COUNTY AUDITOR	76,329	0	0	76,329
SAFETY BUILDING BOARD	3,135	1,565	0	1,570
UNCLASSIFIED	1,951,141	4,372,600	(2,299,967)	(4,721,426)
INDUSTRIAL DEVELOPMENT COMMITTEE	121,118	61,000	25,000	85,118
DEBT SERVICE	4,237,332	0	(8,000)	4,229,332
<u>OTHER TOTAL</u>	<u>6,687,694</u>	<u>4,435,165</u>	<u>(2,282,967)</u>	<u>(30,438)</u>
<u>GRAND TOTAL</u>	<u>105,991,492</u>	<u>70,814,210</u>	<u>(4,764,851)</u>	<u>30,412,431</u>

Adjourned Session (November 19, 1996)

Supervisor Schwartz moved and it was seconded to adjourn until December 17, 1996. CARRIED BY VOICE VOTE. Meeting adjourned at 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 November 19, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, DECEMBER 17, 1996

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 Lawson, O'Brien and Schaidler.

Supervisor Lauson moved and it was seconded to accept the minutes of November 19, 1996. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda with the change of order of the resolutions and acting on Resolution No. 140-1296 immediately after Resolution No. 128-1196. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Petition for Zoning Amendment from Richard J. Schramm for change from A-2 to R-2 for development of a single family subdivision was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Joseph A. Nemecek for change from A-2 to R-2 for development of a single family subdivision was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Henrietta Foundation, Inc., Melvin Mathison, Treasurer, for change from R-1 to R-4 for construction of an addition to an existing apartment structure was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Robert F. Reider for change from A-2 to R-1 for sale of property to an adjoining owner was referred to the Planning & Zoning Committee.

A notice of claim from Aloyous Roskom regarding damage to vehicle due to alleged negligence on the part of the Winnebago County Highway Department was referred to Personnel & Finance Committee.

The USH 10: Fremont to USH 45, Winnebago and Waupaca Counties Agricultural Impact Statement compiled by the Wisconsin Department of Agriculture, Trade and Consumer Protection has been received and is on file in the County Clerk's Office.

Notice of the "Turning Point 2000: Wisconsin Transportation Forum", sponsored by the WCA was received. This forum will be held on Wednesday, January 15, 1997, at the Concourse Hotel in Madison. If you're interested in attending, contact Linda Wolfe.

A letter from Joe Scheibinger expressing his continued interest in purchasing Hangar #3 at Wittman Field was distributed to the Board.

Linda Wolfe, County Clerk, told the Board that Com-tech, Inc., was contacted about the problem with the County Board voting machine. An adjustment will be made to the software so that it will correctly tabulate the number of votes needed for passage of resolutions and ordinances.

A preliminary agenda for the 1997 NACo Legislative Conference, scheduled for February 27-March 4, 1997, in Washington, DC, has been received and is on file with the County Clerk. Extra registration forms are also available.

L. Wolfe thanked Chris Kniep, the 4H and Supervisors Barker and Hue for the lovely Christmas tree they put in the lobby of the Courthouse.

COMMITTEE REPORTS

Supervisor Wagner reported that the Property Management & Maintenance Committee toured the expansion at the UW-Fox Valley Campus. She said the expansion itself will cost between \$8 and \$9 Million, but it will have a \$24 Million impact on the community.

Supervisor Diakoff informed the Board of a problem the Planning

and Zoning Committee had with the Oshkosh Northwestern regarding publishing a legal notice for a public hearing. A legal notice was not run in the Oshkosh Northwestern at the proper time, so a public hearing had to be re-held, causing extra expense to the County and hardship for the citizens and their scheduled projects. Supervisor Diakoff inquired whether the County had been billed for this legal notice; and if not, suggested that the Oshkosh Northwestern write-off this bill.

Supervisor Hue thanked Supervisor Wagner for her efforts in keeping up with the expansion work at the UW-Fox Valley Center. He said that her efforts kept the proper people informed of problems as they came up.

Supervisor Footit spoke to the Board about the odor problem in Oshkosh near Highways 110 and 41. He encouraged people to make formal complaints to Doug Pearson of Chamco at 424-7700, Matt Hottstedt of the DNR at 492-5899; and Paul Spiegel, Oshkosh Health Department Director, at 236-5031.

Supervisor Montgomery reported that the funding formula for the library budget has been finalized. He reported that the City of Oshkosh has cut their funding to the library by \$50,000. There will be a meeting on Wednesday, December 18, 4:00 p.m. at the Oshkosh Public library, to discuss library funding.

Supervisor Troxell reported that he had attended the first teen court session and it was very successful. He said that all the participants were very sincere and did an excellent job. He also stated that they have many teen volunteers for this program.

PUBLIC HEARING

Hans Dettweiler of the Wisconsin Initiative for Safer Highways expressed his support of Resolution No. 136-1296, "Oppose Amendment of State Statutes and Administrative Regulations Allowing for the Expanded Use of Longer and Heavier Trucks".

COUNTY EXECUTIVE'S REPORT

Executive Steinhilber thanked and congratulated county employees for their participation in the United Way campaign. There is almost 100% of the departments participating and there is an 8% increase in the amount of total donations.

He told the Board that a new energy saving program to reduce natural gas costs that has been in effect at Park View Health Center, will be implemented in other county buildings. The estimated savings will

be over \$10,000.

Executive Steinhilber recommended passage of Resolution No. 128-1196, "Appropriate Funds for the Construction of the New James P. Coughlin Building". He explained that there is an increase in the requested amount because of the inclusion of communications equipment and furniture.

Executive Steinhilber congratulated Chuck Orenstein, Finance Director, for receiving his fourteenth Comprehensive Annual Finance Award for the fiscal year ending December 31, 1995.

COUNTY EXECUTIVE'S APPOINTMENTS RE-APPOINTMENT OF HIGHWAY COMMISSIONER

Executive Steinhilber asked for the Board's confirmation of his re-appointment of Raymond Grigar as Highway Commissioner. This would be for a two-year term beginning January 1, 1997, and expiring on December 31, 1998. A motion was made by Supervisor Robl and seconded to approve. **CARRIED BY UNANIMOUS VOICE VOTE.**

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl thanked Supervisors Barker and Hue for their efforts in getting the beautiful Christmas trees and starting a new tradition of having members of the 4H come and decorate. He also thanked Pete Van Airsdale for donating the trees.

Chairman Maehl said that there has been seven responses to the speakers bureau. He encouraged the supervisors to promote this service.

Chairman Maehl spoke to the Board about the benefits of County Government Day and starting a similar program that would have a few students attend various County Board meetings during the year. He asked for the Board's support of this suggestion.

Chairman Maehl extended birthday greetings to Supervisors Kozickowski and Brennand, Gary Mayer, Burt Schmidt and Susan Winninghoff.

Chairman Maehl informed the Board that the inauguration ceremony for the county officials elected in November is scheduled for Monday, January 6, 1997. He also reminded the Board about the NACo Legislative Conference to be held February 28 to March 4 in Washington, D.C. He encouraged the supervisors to attend.

COUNTY BOARD CHAIRMAN'S APPOINTMENT

Chairman Maehl asked for confirmation of his appointment of Dennis Payne to the Comprehensive Planning Advisory Committee. His term would begin immediately and end April 21, 1998. A motion was made by Supervisor Troxell and seconded to approve. **CARRIED BY UNANIMOUS VOICE VOTE.**

UPDATE ON JAMES P. COUGHLIN BUILDING

Tom Martin, Hoffman Corporation and Rick Lundeen, Brey Associates, presented the floor plan and design for the James P. Coughlin Building. The offices to be housed in this building are: Land and Water Conservation Department, Parks Department, UW-Extension Office and the United States Department of Agriculture (USDA). There is also an area designated for possible expansion to include the Department of Natural Resources.

Mr. Martin explained that there is an increase in the size of the building and costs from what had originally been designed. These changes were needed to accommodate additional staff in the Land and Water Conservation Department; a volunteer room, storage, and an ETN Room for the UW-Extension Office; and additional space for the USDA.

These changes have increased the costs from the originally budgeted \$2,000,000 to \$2,995,000. This increase is broken down as follows: additional space - \$438,000; site/soil condition - \$115,500; communications/equipment - \$306,500; and furnishings - \$135,000. Another optional addition would be to put a basement under a portion of the building for an additional \$450,000.

AUDIT REPORT - PURCHASING/RISK MANAGEMENT

Gary Mayer, County Board Auditor, presented his audit of the Purchasing/Risk Management Department. He stated that the audit, which is done to determine fiscal responsibility, indicates that this department is doing an excellent job. A motion was made by Supervisor Albrecht and seconded to accept. **CARRIED BY UNANIMOUS VOICE VOTE.**

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to B-2 for construction of mini-warehouses. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE**

VOTE.

AMENDATORY ORDINANCE NO. 12-01-96. A request from Glen McCann for change from A-1 (Agri-business) to B-2 (Community Business District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 2. A request from the Town of Vinland on behalf of Steven Struensee, S.A.S. Investments for change from A-2 to B-3. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 128-1196 — Appropriate Funds for Construction of the New James P. Coughlin Building**

WHEREAS, The Winnebago County Board of Supervisors appropriated the sum of \$1,000,000.00 for preliminary planning, architectural and design, and early construction costs of the new James P. Coughlin Building by Resolution 41-696; and

WHEREAS, the current estimate of total project cost is \$2,995,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the balance of \$1,995,000.00 for construction of the new James P. Coughlin Building.

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 project.

Submitted by:

PAT BRENNAND

BERNIE EGAN

JACQUELYN WAGNER

NANCY BARKER

DON GRIESBACH

STEVE RANKIN

JOHN HUE

FRANK FRASSETTO

JOE MAEHL

TERRY FOOTIT

JAMES LAUSON

Motion by Supervisor Wagner and seconded to adopt. Ayes: 34. Nays: 0. Abstain: 1 - Crowley. Excused: 3 - Lawson, O'Brien and Schaidler. CARRIED.

ORDINANCE NO. 134-1296 — Amend Chapter 21 of the General Code of Winnebago County

WHEREAS, your undersigned Committee has recently completed a review of the Airport Ordinance and believes that changes should be made to the Ordinance; and

WHEREAS, your undersigned Committee believes that present economic conditions dictate that said land rental rates and fuel flowage fees be amended.

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

That any reference in Chapter 21 of the General Code of Winnebago County to "Airport Manager" be amended to read "Airport Director".

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that Sections 21.04(3),(4),(5) and (6) and Section 21.05(3),(4) and 21.05(6) of the General Code of Winnebago County be amended to read as follows:

21.04 PUBLIC PARKING.

- (3) **PUBLIC PARKING LOT.** Operators of motor vehicles making use of the public parking lot at Wittman Regional Airport shall observe and comply with regulatory and directional traffic signs for entry upon and departure from and shall pay the posted charges for the right and privilege of parking therein.
- (4) **LOADING ZONES.** No vehicle shall be parked within the designated loading zones in front of the Terminal Building for a period greater than five minutes.
- (5) **VIOLATIONS.** No person shall:
 - (a) Park any vehicle in such manner so as to cause a hazard or in any way be an obstruction to vehicular or other traffic.
 - (b) Park in any areas designated and marked for the parking of taxicabs, limousines or automobiles offered for hire to the public or any other restricted areas of the Airport so designated by signs or markings.
 - (c) Tamper with, deface, break, destroy or impair the usefulness of any equipment installed for the regulation of

public parking at Wittman Regional Airport.

- (d) Park a vehicle in a non-leased parking lot area for a period of time which exceeds 28 consecutive days.
- (e) Violate any provisions of this chapter.

21.05 RATES AND CHARGES

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

- (a) Land for hangars, aprons, taxiways, tie down areas (less than 100,000 sq. ft.)

\$.08/sq. ft/yr
(annual minimum \$350)
- (b) Bare land for aeronautical purposes (unimproved land) (less than 100,000 sq. ft.)

\$.08/sq. ft/yr
(annual minimum \$350)
- (c) Bare land for nonaeronautical purposes

\$.30/sq. ft/yr
(annual minimum \$350)
- (d) Paved ramps or parking lots (improved land)

\$.12/sq. ft/yr
(annual minimum \$350)
- (e) Land for unrestricted agricultural cultivation purposes

\$ 45.00/acre/yr

- (f) Land for restricted agricultural cultivation purposes

\$ 34.00/acre/yr

- (g) Land restricted to the cultivation of hay only

\$ 23.00/acre/yr

Owners of private (non-commercial) hangars who are not subject to commercial minimum standards shall be assessed a premium of 30% of the annual land rental rate if they elect to utilize airport sanitary sewer and water facilities.

- (4) **T-HANGAR RATES.** Rates for T-hangar buildings will be assessed as follows:

- (a) T-Hangar Buildings A,B,C \$ 86/month

(b) T-Hangar Building D	\$112/month
(c) T-Hangar Building E	\$ 63/month
(d) T-Hangar Building F	\$150/month
(e) T-Hangar Building G	\$207/month
(f) T-Hangar H	\$ 81/month
(g) Strong Box Hangars	\$207/month
(h) T-Hangar F-3	\$ 81/month

(6) DISPLAY CASE AND COURTESY TELEPHONE RATES. The following rates shall be charged for display cabinets and courtesy telephone space:

(a) Lobby display case\$ 25/month
	300/year
(b) Baggage Claim Area Wall Cabinets	.\$ 15/month
	180/year
(c) Bare floor space for advertising display provided by lessee\$ 50/month
	600/year
(d) Bare floor space for advertising	...\$ 25/month
	300/year
(e) Bare floor space for automobile displays\$ 30/month
	360/year

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said amended Ordinance shall become effective as of January 1, 1996.

Submitted by:
 AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Widener and seconded to amend Line 99 to "January 1, 1997". Vote on amendment - CARRIED BY VOICE VOTE. Vote on resolution as amended - Ayes: 35. Nays: 0. Excused: 3 - Lawson, O'Brien and Schaidler. CARRIED.

RESOLUTION NO. 135-1296 — Authorize Acceptance and Budgeting \$45,000 Grant from Community Foundation for the Fox Valley Region by Park View Health Center

WHEREAS, Community Foundation for the Fox Valley Region,

Inc., has recently informed Park View Health Center that it shall provide Park View Health Center a \$45,000 grant made from the John J. and Ethel D. Keller Fund from within the Foundation for the purpose of funding the creation of a courtyard/patio area for residents at the Pleasant Acres Pavilion; and

WHEREAS, your undersigned Committees recommend that said grant be accepted and that said funds be budgeted to the Capital/Other Equipment Fund of Park View Health Center for the 1997 Winnebago County Budget Year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Park View Health Center to accept a grant in the amount of \$45,000 from the Community Foundation for the Fox Valley Region, Inc. and from the John J. and Ethel D. Keller Fund within that Foundation for the purpose of creating a courtyard/patio area for residents at Pleasant Acres.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said grant, upon acceptance, shall be budgeted to the Capital/Other Equipment Fund of the 1997 Park View Health Center Budget.

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 - Lawson, O'Brien and Schaidler. CARRIED.

RESOLUTION NO. 136-1296 — Oppose Amendment of State Statutes and Administrative Regulations Allowing for the Expanded Use of Longer and Heavier Trucks

WHEREAS, members of the over-the-road transportation industry have recently been lobbying the Wisconsin State Legislature for changes in state laws and regulations to allow the expanded use of longer and heavier trucks; and

WHEREAS, your undersigned Committee believes that it is in the best interest of Winnebago County to oppose any amendments to laws or administrative regulations allowing for the use of longer and heavier trucks in that said usage will jeopardize the safety of our transportation system and will result in costly and unnecessary deterioration of the state's roadways.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates its opposition to any amendment to state statute or administrative regulations allowing for the expanded use of longer and heavier trucks on Wisconsin highways, including proposals for pilot or demonstration programs.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of said resolution to all legislators and state senators representing constituents of Winnebago County within the Wisconsin Legislature and to the office of Governor Tommy Thompson.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted to Representative Thomas Petri and to United States Senators Herbert Kohl and Russell Feingold.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Motion by Supervisor Arne and seconded to add the word "without" on Line 20 after "Wisconsin highways,". Vote on amendment - LOST BY VOICE VOTE. Vote on Resolution - Ayes: 31. Nays: 4 - Kollath, Frassetto, Sundquist and Arne. Excused: 3 - Lawson, O'Brien and Schaidler. CARRIED.

AMENDED

RESOLUTION NO. 137-1296 — Authorize Transfer and Carry Forward of \$29,391 from Security Services Fund to Capital Outlay Fund, Winnebago County Clerk of Courts Department(Courthouse Security)

WHEREAS, funds were budgeted for Courthouse security in the amount of \$14,710 in the 1995 Budget Year, with such funds being carried over to the 1996 Budget Year; and

WHEREAS, additional funds were budgeted in 1996 for courthouse security in the amount of \$15,000, and

WHEREAS, projects relating to Courthouse security have been placed on a temporary hold during said period; and

WHEREAS, your undersigned Committees desire that said funds budgeted for security services in 1995 and 1996 be transferred to a capital project in 1996 and carried over to 1997 for the purpose of

completing the Courthouse security project during that budget year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that an amount of \$29,391 be transferred from the Security Services Fund to the Capital Outlay Fund of the Winnebago County Clerk of Courts 1996 Budget for the purpose of utilization towards capital projects relating to security in the Winnebago County Courthouse.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the amount of \$29,391 budgeted for security services for 1995 and 1996 within the Winnebago County Clerk of Courts Department be carried over to the 1997 budget year.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Supervisor Rengstorf told the Board that the amount of \$29,391 on Lines 3, 20 and 25 should be corrected to \$27,328. Vote on resolution as corrected - Ayes: 35. Nays: 0. Excused: 3 - Lawson, O'Brien and Schaidler. CARRIED.

RESOLUTION NO. 138-1296 — Replace One Full-Time Professional Position of Social Worker-Home Consultant With One Full-Time Paraprofessional Position of Home Consultant

WHEREAS, with the recent vacancy in one position of Social Worker-Home Consultant in the Social Services Department, the need for the position remaining as a professional position was reviewed, and it was determined that the position would operate more cost-effectively in the future if it were downgraded to that of a paraprofessional position.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time professional position of Social Worker - Home Consultant be, and hereby is replaced within the Table of Organization of the Winnebago County Department of Social Services with one full-time paraprofessional position of Home Consultant.

Submitted by:

SOCIAL SERVICES BOARD AND

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Crowley and seconded to adopt. Ayes: 35.
Nays: 0. Excused: 3 - Lawson, O'Brien and Schaidler. CARRIED.

RESOLUTION NO. 139-1296 — Replace Two Full-Time Positions Within the Information Systems Department

WHEREAS, the ongoing conversion of operating systems within the Information Systems Department has created the need to convert the existing staff positions of Operations Manager and Computer Operator to the replacement positions of User Support Specialist; and

WHEREAS, upcoming vacancies in the positions of Operations Manager and Computer Operator allow for the replacement of both positions without necessitating any layoffs or retraining.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time positions of Operations Manager and Computer Operator within the Information Systems Department, are hereby abolished and replaced with two positions of User Support Specialist.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.
Nays: 0. Excused: 3 - Lawson, O'Brien and Schaidler. CARRIED.

RESOLUTION NO. 140-1296 — Designate Future Use of Sunnyview Building and Garages

WHEREAS, the Sunnyview Building and those garages attached to it shall be abandoned by those Winnebago County Offices presently occupying said building upon the completion of the James P. Coughlin Building; and

WHEREAS, your undersigned County Board members, who are members of the Property Management and Maintenance Committee, Parks and Recreation Committee, University of Wisconsin Education, Extension and Agriculture Committee and the Land Conservation Committee, believe that it is in the best interest of Winnebago County that future use of the Sunnyview Building and connected garages be designated, at the present time, only for uses compatible with the present Winnebago County Expo Facility and events held therein and the UW Extension Program upon the completion of the James P. Coughlin

Building.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby designates the Sunnyview Building and the garages attached thereto to be used only in a manner compatible with the use of the Winnebago County Expo Facility and events therein and the UW Extension Program upon completion of the James P. Coughlin Building.

Submitted by:

JAMES LAUSON, DIST. #10
JOHN HUE, DIST. #30
PATRICK BRENNAND, DIST. #34
BERNARD EGAN, DIST. #35
JOSEPH MAEHL, DIST. #6
NANCY BARKER, DIST. #2
STEPHEN RANKIN, DIST. #36
JACQUELYN WAGNER, DIST. #19
COUNTY BOARD SUPERVISORS

Motion by Supervisor Lauson and seconded to adopt. Motion by Supervisor Rankin and seconded to amend Lines 15 and 21 by adding after the word "therein", "the County Parks Department, Land and Water Conservation Department". Vote on amendment - CARRIED BY UNANIMOUS VOICE VOTE. Vote on Resolution as amended - Ayes: 34. Nays: 1 - Montgomery. Excused: 3 - Lawson, O'Brien and Schaidler. CARRIED.

RESOLUTION NO. 141-1296 — Support Adoption of State Statute Allowing the Reduction of Assessment of Tax Delinquent Contaminated Property

WHEREFORE, Section 74.29, Wisconsin Statutes, states,

"On or before August 20, the County Treasurer shall pay in full to the proper treasurer all real property taxes, including taxes offset by the credit under Section 79.10(5), Statutes, and special taxes included in the tax roll which have not previously been paid to, or retained by, the proper treasurer..."; and

WHEREAS, if a property owner fails to pay their property tax, the County is still required to reimburse the other taxing jurisdictions for

the taxes which should have been collected for that property; and

WHEREAS, in Wisconsin there have been an increased number of environmentally contaminated properties; and

WHEREAS, it is quite common for the owners of environmentally contaminated properties to abandon said property. Despite the fact that this property is abandoned and often useless, counties are still required to reimburse the overlying taxing jurisdiction each year for the unpaid taxes; and

WHEREAS, your undersigned Committee believes that it is unfair for Winnebago County and other counties to pay to reimburse other taxing jurisdictions for taxes which are assessed to property which, because of its environmental contamination, is worthless until such contamination is remedied.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby urges the Wisconsin State Senate and the Wisconsin State Assembly to take legislative action to provide, pursuant to Statute, that the County Board of Supervisors may reduce the taxes or assessments to the market value of any real property, regardless of whether said taxes have been previously levied or may be subsequently levied, if said property is tax delinquent and said property is environmentally contaminated. Said legislation should further provide that the County Treasurer shall be able to charge back the rescinded taxes in accordance with Section 74.41, Wisconsin Statutes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be sent to all state legislators and senators representing constituents within Winnebago County and, to the Office of Governor Tommy Thompson and to the Wisconsin Counties Association.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.
Nays: 0. Excused: 3 - Lawson, O'Brien and Schaidler. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn until Tuesday, January 7, 1997 at 6 P.M. CARRIED BY VOICE VOTE.
Meeting adjourned at 8:15 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 December 17, 1996.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING**

TUESDAY, JANUARY 7, 1997

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: 36 present. Excused: 2 - O'Brien and Widener.

Supervisor Planalp moved and it was seconded to adopt the agenda, but to consider Resolution 142-197 after the County Board Chairman's Report. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter from Senator Mike Ellis regarding electric utility industry deregulation was read and referred to the Legislative Committee. Notice of meetings from Wisconsin Counties Association: County Facility Management, January 29, 1997 and Creating a Safe Work Environment, January 27, 1997, both in Stevens Point, were read and filed.

COMMITTEE REPORTS

Supervisor Lauson reported the Parks Committee has completed a

plan for the redesigning of the Community Park which will be presented at the April meeting. Drainage problems need to be addressed immediately. Supervisor Hue stated County Supervisors have been invited to speak at functions because of the newly-created County Board Speakers' Bureau. There is a 18-minute video on the county available through the Personnel Department. Vice-Chairman Albrecht reported the EAA hosted 3,100 people at their annual Christmas in the Air program. As Chairman of the Sesquicentennial Committee, he invited supervisors to attend an informational meeting on January 14, 1997 at 9:30 A.M. at the Expo Center. Supervisor Griesbach commented on the nice article in the Appleton Post-Crescent regarding the County Clerk's Office and accomplishments.

PUBLIC HEARING

Walt Chrapla, 721 Mitchell Street, Neenah, WI spoke regarding Resolution 142-197. He stated the interest was not reflected and stated the county borrows money at higher interest rates for bond issues, and then lends money at a lower rate of interest. He disagreed with that.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl stated the Department of Transportation sent its quarterly payment for road maintenance in the amount of \$346,890.96 on January 6th. He reminded supervisors that the reimbursement for mileage is 31 cents per mile. If the IRS rate goes up, they will be notified. He announced the February 18 County Board meeting will be changed to Tuesday, February 25, 1997 at 6:00 P.M. because of the election, and the March 4, 1997 Special Order of Business Meeting has been canceled.

REPORTS, RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 142-197 — Approve County Industrial Development Project - Provide Loan to City of Neenah For Use In Acquisition Of Southpark Industrial Center Expansion Project

WHEREAS, the City of Neenah began development of a Southpark Industrial Center in 1982; and

WHEREAS, with prior assistance from the Winnebago County Industrial Development Board, a 200 acre Class A Industrial Park was developed which is presently home to 45 businesses which employ over 2800 people; and

WHEREAS, the City of Neenah has indicated a desire to expand the Southpark Industrial area once again by adding 45 acres to that Park; and

WHEREAS, the City of Neenah projects that the expansion area will generate between 100 to 200 new jobs and will create 17 million dollars in new tax base and will be the source of over \$25 million dollars in capital investment by industry in the community and Winnebago County; and

WHEREAS, the City of Neenah has applied for an Industrial Development Loan from the Winnebago County Industrial Development Board in the amount of \$675,000 to fund the cost of land acquisition needed for the latest Southpark Industrial Center expansion project; and

WHEREAS, Winnebago County and its Industrial Development Board are empowered to make such loans pursuant to the authority vested by Section 59.071(6)(a), Wisconsin Statutes; and

WHEREAS, your Industrial Development Board is requesting that the County Board approve this project for funding at this time in order that the City of Neenah may acquire property for the expansion of the Southpark Industrial Center.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the aforementioned Winnebago County Industrial Development project being the same is hereby approved.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds in the amount of \$675,000 shall be made available to loan to the City of Neenah, with such loan agreement for a period of five (5) years and an interest of 1/2 of prime rate on the date that the loan is made, with interest due yearly upon said loan and the principal of said loan to be due to the Winnebago County Industrial Development Board on the fifth year anniversary date of said loan.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Industrial Development Board and any necessary Winnebago County officers are authorized to execute an agreement between Winnebago County and the City of Neenah for this project and for said loan.

Submitted by:
INDUSTRIAL DEVELOPMENT BOARD

It was moved by Supervisor Maehl and seconded to adopt. Supervisor Diakoff moved and it was seconded to amend line 39 after Industrial Development Board to add: "from future land sale proceeds in the Southpark Industrial Center expansion area. Remaining outstanding balance of the note shall mature and be payable in full five years from the date of the note." Vote on Diakoff amendment: CARRIED BY VOICE VOTE. Vote on Resolution as amended: Ayes: 36. Nays: 0. Excused: 2 - Widener and O'Brien. CARRIED.

TIP/TAP FINDINGS PRESENTATION

Chris Kniep and Jim Barthel of the University of Wisconsin-Extension Office gave a presentation on a Teen Assessment Project (TAP) and Tapping Into Parenting (TIP) survey they conducted. It was prepared for the Oshkosh Area School district in 1996. It was done to better understand the concerns, problems and perceptions of youth and to provide information to those agencies that work with young people so they can focus on the services needed. A total of 4,156 sixth through twelfth grade students participated in TAP anonymously. Some of the areas covered were teen concerns, alcohol and drug use, teen sexuality, mental health, personal safety, peers and time, family relations and school/community. Many times the parents' survey answers were closely in tune with the teens' answers. In some cases, there were great discrepancies between the two.

Presentations such as the one provided to the County Board will be given to various school groups and agencies dealing with young people to give them the statistics and answers found during the surveys.

DISCUSSION OF WISCONSIN COUNTIES ASSOCIATION ITEMS

Supervisor Lauson brought up several items which had been discussed by the Legislative Committee: Shared Revenue/Mandate Relief; Expenditure Restraint Program; Tax Delinquent Contaminated Land; and Duty Disability. Under Shared Revenue/Mandate Relief, Wisconsin Counties Association requests that shared revenue increases be indexed so counties receive at least proportionally the same increases as municipalities to provide for equity among local units of government. They also request that there be an increase in the mandate relief account allocation. This would provide property tax relief to county property taxpayers. Wisconsin Counties Association requests that assessors be required to value tax delinquent contami-

nated land at \$1 until the property becomes useful and is placed back on the tax rolls. Counties would no longer be required to "foot the bill" for the owners of tax delinquent contaminated properties. Wisconsin Counties Association requests that the recommendations of the Legislative Audit Bureau be codified to modify the duty disability program to more closely reflect the Legislature's intent to provide financial security to public servants injured in the line of duty while protecting the taxpayers from the burden of rapidly increasing costs to the duty disability system. The County Board passed Resolution 202-493 supporting these changes in 1993.

Supervisor Schwartz moved and it was seconded to adjourn until January 21, 1997 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:15 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 7, 1997.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, JANUARY 21, 1997

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, Frassetto, Kramer, Putzer and Robl.

Supervisor Lauson moved and it was seconded to accept the minutes of December 17, 1996. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to adopt the agenda with the addition of a special report by the Legislative Committee during the "Reports of Committees, Commissions and Boards" portion. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Petition for Zoning Amendment from James and Lori Wachter for change from A-1 to A-2 for construction of a single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Rosemary A. Skell for change from A-1 to R-3 for a child day care facility was referred to the Planning & Zoning

Committee. Petition for Zoning Amendment from James H. Salm for change from A-2 to M-1 for mini-warehousing was referred to the Planning & Zoning Committee. Petition for Zoning Amendment to the Winnebago County Town/County Zoning Ordinance from the Winnebago County Planning & Zoning Committee by Robert E. Braun, Zoning Administrator, was referred to the Planning & Zoning Committee.

Notice of a mini-conference entitled, "How to Select a Consultant" was read and placed on file. The conference will be held at the Pioneer Inn, Oshkosh, on January 31, 1997, and is being offered by the East Central Wisconsin Regional Planning Commission and UW-Extension offices in the East Central Region.

COMMITTEE REPORTS

Supervisor Schaidler reported that the Planning & Zoning and Highway Committees met with the Parks Department and discussed the plans for County Road "A" between Neenah and Oshkosh. They are also studying the possibility of running a bike trail along County "A" between the two cities. This proposal is in addition to the Fox Cities Greenways plans.

Supervisor Schaidler, on behalf of the Legislative Committee, asked for an acclamation from the Board supporting the Green Bay Packers in their quest for a victory at the Super Bowl in New Orleans on January 26. Upon a motion and second, it was carried by voice vote supporting this acclamation, a copy of which will be sent to the Green Bay Packers.

Supervisor Payne told the Board that he had been working to get permission to have the UW-Green Bay cheerleaders attend the Super Bowl. The UW-Green Bay cheerleaders perform at all the Packer games, but the NFL was not going to allow them to perform at the Super Bowl. They have now been given permission to attend, but they need to raise \$8,000. Supervisor Payne said that Associated Bank has set up an account to accept donations and he encouraged the Board to participate.

Supervisor Sundquist reported to the Board that the Public Safety Building Board met with the Judiciary & Public Safety and Property Management & Maintenance Committees and Sheriff Brooks, Chief Erickson and David Schmidt, to study options for the Safety Building. They are in the process of confirming staff and space needs, studying state trends in jails, identifying the constraints of the District Attorney,

and looking at alternatives. They will bring their recommendations to the County Board.

He told the Board how fortunate they are to have such knowledgeable people working with these committees on this issue.

Supervisor Rankin asked about the balance in the Contingency Fund as indicated in the November, 1996, Financial Highlights. Chuck Orenstein, Finance Director, indicated that the balance is in line with last year's balance.

Supervisor Rankin asked for an explanation of re-purchase agreements. Burt Schmidt, County Treasurer, explained that every night the balances in the County's accounts are used to buy treasury securities, with an agreement with the bank that they will buy the treasury securities back from us the next day. The money is then invested overnight and the interest is paid to the County. The next day, the bank buys the securities back for the same price the County paid for them the previous day.

Supervisor Kollath asked about the custodian position at the airport that is on the table of organization but wasn't filled. He also noted that the labor expense is over-budget because temporary help and overtime weren't included in the budget.

Supervisor Albrecht told Supervisor Kollath that this custodial position has now been filled.

PUBLIC HEARING

No one addressed the Board.

COUNTY EXECUTIVE'S REPORT — THE STATE OF THE COUNTY

One of my pleasant statutory duties as County Executive is to report to you annually the condition of the county.

I am, once again, pleased to report that Winnebago County continues to be in excellent condition.

I can say without hesitation that the people of this county continue to enjoy the advantages of a prosperous economy in the midst of a wholesome, natural environment.

COUNTY FINANCES

First, I want to review with you our fiscal condition — starting with budget trends. In recent years, we have held budget growth, that is, total spending, to annual increases no greater than the inflation rate.

The total tax levy has been somewhat larger than inflation because of larger debt service, but increases in property valuation have allowed us to reduce the county equalized tax rate each year. The 1997 budget submitted to you did include another reduction in the tax rate, but amendments adopted by this Board brought the rate back up to \$5.05 per thousand, the same as last year. (You may be interested to know that our neighboring Outagamie County reduced its current rate to \$4.98, and Fond du Lac County to \$4.09.)

Although our property values reached \$6,022,800,000, the growth in property valuation in Winnebago County did not keep pace with the growth in value for the last few years. It was about 5% (4.855%) higher, compared with about 8% annual growth for recent years – and a 7.64% average growth for the State. I have reason to believe this is only a temporary phenomenon – and that growth in valuation will return to a higher level when the next assessment is made.

Our County indebtedness at the end of 1996 is \$34,385,000. We issued bonds for \$9,740,000 in 1996 – at an interest rate of 4.72%. The rate of interest on our County bonds and notes over the past 4 years averaged 4.734% – which is among the lowest rates for municipal securities in the country. Our Moody's bond rating continues to be AA.

The debt service included in that \$5.05 tax rate was \$0.66, up from \$0.53 for the prior year, and \$0.44 for the year before that. The increased debt service is required to handle the investments in capital improvements we have undertaken over the past few years. It has been a most opportune time to take on this ambitious capital improvement program – given the favorable interest rates we have experienced. You know that all this doesn't happen in a vacuum. Part of the reason for our rating – and our fine reputation in the financial markets – is the sound condition of our county finances – year after year.

I want to call your attention to the growing strength in our balance sheet. In 1986 our undesignated fund balance was \$1,318,000. In five years – 1991 – the figure reached \$3,445,000. By 1995, the undesignated fund balance was \$8,205,000 and it is projected to be over \$8 million when 1996 figures are complete. This fund is a safety valve available for tax stabilization and unanticipated revenue reductions. It is an indicator to bond investors that Winnebago County is as "sound as a rock."

COUNTY PHYSICAL PLANT

I referred to our ambitious capital improvement program and

would like to switch now from our FISCAL condition to our PHYSICAL condition – a brief review of the capital improvements we are making with that added debt we took on.

- 1) The Courthouse. This is the vital center of county government – housing the courts and county records, the county board and most of the county constitutional officers. This magnificent structure, after 50+ years, needs some rejuvenation – and is getting it now.

Re-wiring is nearly complete – the re-plumbing is in the bid process. Meanwhile, the Register of Deeds department was enlarged and remodeled and is now operating “at full steam” including a new, “state of the art” imaging system. The Child Support Agency has nearly completed its move to its new offices on the first floor. Other priorities include the enlargement of Circuit Court Branch III staff offices, remodeling of jury rooms on the third floor to accommodate a new “single panel” jury system, a new office for microfilming, and providing windows in the lower level of the Courthouse. There are many other improvements in our long range plan for the Courthouse but these are the most immediate ones.

- 2) Orrin H. King Administration Building. Over the past year, the new Orrin King Administration Building was occupied – and has proven to be a most efficient location for the departments involved.
- 3) Highway Department. Late in 1995 the Highway Department office and garage moved to its new location and dedication was held this past fall. The department estimates that the new location resulted in savings in employee and equipment productive time estimated at “approximately \$80,000 in labor and \$93,000 in equipment productive time. This totals \$173,000 per year in savings and efficiency.” Meanwhile, we are leasing the old Highway building to Oshkosh Truck Corporation which will continue for a few more months.
- 4) Recycling Facility. 1996 saw the completion of a major addition to the recycling facility – doubling its size and greatly increasing its efficiency.
- 5) Exposition Building. Also, two new wings to our Exposition Building added greatly to its flexibility for use by groups of all sizes.
- 6) Airport. Our Airport Master Plan is proceeding within set pri-

orities – construction of taxiway P-2 was completed and 45 acres of land were acquired. Two runways were rehabilitated. The west wing of the terminal – the old building – is undergoing renovation to the basic structure – heat, air conditioning, energy efficient windows and restroom. This will bring it up to rentable condition. Our new hangar, designed for four tenants, was completed and leased in 1996.

- 7) James P. Coughlin Center (formerly Sunnyview Office building). Plans are nearly complete for this new facility to house UW-Extension Services, Land and Water Conservation, Federal agricultural offices, and Parks and Recreation offices. We have space for a DNR wing for this building – when the State is ready for its move.
- 8) UW Center-Fox Valley. We are participating with our partner, Outagamie County, equally in financing the new Fox Valley Center Science and Student Services Building. In addition, a new planetarium is planned, entirely paid for by donations from generous benefactors of the University.
- 9) Information Systems. We have commenced the process of a major update in our computer system. Fiber optic cable engineering is completed and the first half of the system should be installed by September 1. New financial and payroll software is being purchased and the vendor should be selected shortly – with implementation over the next two years. New systems for telephone call accounting, marriage license applications, jury management and courtroom applications are currently being installed.
- 10) Highways. Our highway improvements continue to make great progress with the completion this year of the major segment in the Town of Menasha of our Westside Arterial – to be known as County Trunk CB; and the new Highway 10 – the State's new east west link of 45 to 41 (which intersects CB) – is likewise due for completion this year. The remaining segment of CB in the Town of Neenah from 150 to JJ will follow over the next two years.

THE CHALLENGES AHEAD

While we have completed several major projects in the past few years, there are always new challenges to meet.

- 1) Wisconsin Works. This W-2 program will be implemented in

1997. Welfare reform has been an ongoing process in Wisconsin – and AFDC rolls have been reduced over the past few years. Winnebago County is a good example where agencies have cooperated in evaluation, training, and job placement to help welfare recipients become more self-sufficient – “Work, Not Welfare” has been the watchword.

A partnership consisting of Fox Valley Technical College, Oshkosh Chamber of Commerce, Oshkosh Foundation, UW-Oshkosh, Winne-Fond Lake Private Industry Council, Wisconsin Job Service, Chamco, and Winnebago County Social Services is now engaged in planning a Workforce Development Center for our County. We are likewise participating in a similar cooperative endeavor with the Fox Cities Chamber of Commerce. This effort will be both an aid to employers in finding the workers they need, and a helping hand to people who want to work rather than rely on welfare. W-2 and Workforce Development will be among the most important tasks we have to tackle in the immediate future.

- 2) Public Safety Building. The Public Safety Building Board authorized a study by HNTB/Kimme Associates to study the present and future needs for the agencies now occupying the Safety Building. A task force chaired by David Schmidt was appointed by the Safety Building Board to use the study to look at alternatives. This task force has made a preliminary finding that a new jail should be built on a site on the north side of Oshkosh owned by the County – and that the Sheriff’s entire office should be part of the building which would house the jail.

If this recommendation is followed, and the Sheriff’s department is moved, then space would become available for other crowded agencies which are requesting more space, to-wit: Court Commissioner, District Attorney’s Office, and Oshkosh Police Department.

Also, the present county jail, if vacated, could be used for other purposes – including juvenile detention – which leads us to:

- 3) The Chinn Study. This study by the Chinn Planning Partnership makes a number of recommendations for handling our juvenile offender population. I have appointed a “Juvenile Justice Coordinating Council” pursuant to one of the recommenda-

tions, and this council has been meeting for over two months under the leadership of Judge Robert Hawley. It is evaluating all of the major proposals of the Chinn Group, including:

- a) A consolidated Juvenile Justice Center with juvenile detention, shelter care and Intake services at one location
- b) An "Office of Juvenile Offender Services"
- c) A "home detention" program
- d) Electronic monitoring
- e) A day reporting center
- f) Various system improvements

It is important to remember that we are developing a system, not a place. We should have alternatives other than detention or probation, and a facility that is adaptable for meeting the needs of juveniles who have run afoul of the law.

- 4) Air Service. A major challenge facing us is to improve the availability and reliability of air service at Wittman Airport. It has been disappointing to see our carrier service decline, but, our airport manager is taking the action necessary to remedy the situation. The travelling public deserves better service than it is getting, and this project will require more attention in 1997.

CONCLUSION

As we face all of these challenges and more to come, we can be optimistic about our current prosperous economy. The economy of Winnebago County is booming!

We have a labor shortage! The most recent labor statistics (November 1996) show Winnebago County with a 2.3% rate of unemployment – it has been under 3% since April – and at 3% in the first three months of 1996.

This is full employment. Our 2.3% rate is better than the State rate of 2.5% and the nation's rate of 5%.

The situation points up the importance of W-2 and Workforce Development in our economy.

As our industry expands and jobs increase – new industry needs a place to locate. Our Industrial Development Board has just completed action on two new loans which will fully use the assets of our County's Industrial Development Loan Fund (\$1,119,550):

- (1) Neenah's South Industrial Park Expansion – a \$675,000 loan to acquire 45 acres of additional real estate.

(2) Winneconne – loan of \$59,000 to a manufacturer to expand its present plant.

As I look back with satisfaction on our many accomplishments – and view with pleasure the healthy economy we are blessed with, I can't help but be optimistic at our future.

Occasionally, I like to look at a favorite quotation from Article I, Sec. 22 of our Wisconsin Constitution:

“THE BLESSINGS OF A FREE GOVERNMENT CAN ONLY BE MAINTAINED BY A FIRM ADHERENCE TO JUSTICE, MODERATION, TEMPERANCE, FRUGALITY AND VIRTUE, AND BY FREQUENT RECURRENCE TO FUNDAMENTAL PRINCIPLES.”

I have no doubt that if we follow these guidelines, laid down by our State's founders, and continue to look to Divine Providence for guidance – we can face the future with confidence.

By: Jack D. Steinhilber, Winnebago County Executive

**COUNTY EXECUTIVE'S APPOINTMENT
WINNEFOX LIBRARY SYSTEM BOARD**

Executive Steinhilber asked for the Board's approval of the appointments of the following people to the Winnefox Library System Board:

Menasha:	Bernard Juday (re-appointment) James Reiland (re-appointment)
Neenah:	Merry Mason Whipple 922 South Park Avenue Neenah, WI 54956
Oshkosh:	John Bermingham, Jr. (re-appointment)
Winnebago County:	Supervisor John Hue (re-appointment)

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

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl extended "happy birthday" greetings to Supervisors Diakoff and Rankin, William Wagner and Christine Kniep. Chairman Maehl reminded the Board that mileage should be listed at 31.5 cents per mile on their expense sheets.

Chairman Maehl commented on the Financial Highlights, November, 1996, Report. He noted that there are surpluses in a number of department funds, such as: Social Services, Community Programs, Solid Waste, Highway, Workers Compensation Insurance Fund and the Property and Liability Fund. He also pointed out that the Work Release Center and the new Highway Department facility were under budget at the time of this report.

Chairman Maehl told the Board that they should share this information with the public when they give speeches at various functions.

Chairman Maehl then gave a short history lesson on some "firsts" that took place in Winnebago County. A person from Oshkosh won the first "auto race" in the late 1800's; in 1902 Winnebago County had the first auto club; and, in 1911 the first stretch of concrete laid in the state was in Menasha.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to P-1 (Institutional & Recreational Park District) for a campground and aviation strip. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 01-01-97. A request from Gordon, Jeanette, Robert and Charles Gallinger for change from A-1 (Agri-Business District, Farmland Preservation) and A-2 (General Farming) to P-1 (Institutional & Recreational Park District) and R-1 (Residential Single Family, Non-subdivided)—Lot 2 only. Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to R-2 (Single Family) for development of a single-family subdivision. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 01-02-97. A request from Richard J. Schramm for change from A-2 (General Farming District) to R-2 (Single-Family Residential Subdivided). Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to R-1 (Single-Family Residential) in order to have one zoning district on a parcel. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 01-03-97. A request from

James Tellock for change from R-1 (Single-Family Residential, Non-subdivided) and A-2 (General Farming) to R-1 (Single-Family Residential, Non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

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

AMENDATORY ORDINANCE NO. 01-04-97. A request from Joseph A. Nemecek for change from A-2 (General Farming) to R-2 (Single-Family Residential, Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: rezoning to R-4 (Multiple Family) for construction of an addition to an existing apartment structure. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-05-97. A request from Henrietta Foundation, Inc., for change from R-1 (Single-Family Residential, Non-Subdivided) to R-4 (Multiple Family). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: rezoning to R-1 (Single Family) for sale of property to an adjoining owner.

AMENDATORY ORDINANCE NO. 01-06-97. A request from John and Adeline Kromm for change from A-2 (General Farming) to R-1 (Single Family Residential, Non-Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Winneconne on behalf of Harbour View Estates for rezoning from A-2 to R-1/A-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Omro on behalf of John Buttke for rezoning from the classification of "Agricultural" to R-1. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

SPECIAL ORDER MEETING - MARCH 11, 1997

Upon the request of Supervisors Lauson and Sundquist, Chairman

Maehl scheduled a Special Orders meeting for March 11, 1997.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 143-197 — Commendation to Bryan Bartelt

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

WHEREAS, Bryan Bartelt has now retired from those duties, 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 Bryan Bartelt 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 Bryan Bartelt.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 144-197 — Commendation to Dale Drake

WHEREAS, Dale Drake has been employed with the Department of Social Services of Winnebago County for the past twenty-six years and seven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Dale Drake 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 Dale Drake 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 Dale Drake.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 145-197 — Commendation to Julie Pagel

WHEREAS, Julie Pagel has served the citizens of Winnebago County for the past eight years as Clerk of Courts of Winnebago County; and

WHEREAS, prior to her election to the position of Clerk of Courts, Ms. Pagel served the citizens of Winnebago County for eleven years and eight months in various position within the Clerk of Court's Office; and

WHEREAS, throughout her term of office, Ms. Pagel has distinguished herself as a most conscientious and dedicated public servant; and

WHEREAS, Ms. Pagel has recently completed her services to Winnebago County.

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

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

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 146-197 — Commendation to Rita Scott

WHEREAS, Rita Scott has been employed with the Department of Community Programs of Winnebago County, for the past twenty-two years and three months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Rita Scott 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 Scott 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 Scott

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 147-197 — Disallow Claim of Aloyous J. Roskom

WHEREAS, your Personnel and Finance Committee has had the claim of Aloyous J. Roskom 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 Aloyous J. Roskom dated December 4, 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: 31. Nays: 0. Abstain: 1 - Klitzke. Excused: 6 - Egan, Finch, Frassetto, Kramer, Putzer and Robl. CARRIED.

RESOLUTION NO. 148-197 — Authorize Sale of Accuvote Voting Machines to Towns of Rushford and Nepeuskun and Purchase of Replacement Machine

WHEREAS, in 1995 all cities and towns of Winnebago County acquired Accuvote voting machines with the exception of the Towns of Rushford and Nepeuskun; and

WHEREAS, the towns of Rushford and Nepeuskun are interested in acquiring the Accuvote voting machines if they can acquire financ-

ing from Winnebago County; and

WHEREAS, Winnebago County owns two new Accuvote voting machines which were used by these two townships for the Presidential election year; and

WHEREAS, Winnebago County is willing to sell these machines to the towns in the amount of \$6,000 per machine, which is the price paid by Winnebago County; and

WHEREAS, Winnebago County provided no-interest loans to eleven municipalities in the county for the purchase of voting machines; and

WHEREAS, Winnebago County is willing to accept a purchase agreement for the voting machines of \$6,000 each, with payments of \$2,000 per year for three years at no interest with the Towns of Rushford and Nepeuskun; and

WHEREAS, the County Clerk requests the amount of \$6,000 to purchase a replacement voting machine to be used as a spare for emergencies during elections.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors hereby approves the sale of its two spare voting machines to the Towns of Rushford and Nepeuskun at the cost of \$6,000, to be repaid over a three year period at \$2,000 per year.

BE IT FURTHER RESOLVED that the Winnebago County Clerk be authorized to purchase a replacement voting machine at a cost not to exceed \$6,000 to be used as necessary during elections.

BE IT FURTHER RESOLVED that the \$4,000 for the first year's installment payments from the Towns of Nepeuskun and Rushford be applied toward the purchase of a replacement machine.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Supervisor Rengstorf asked that "os" on Line 30 be corrected to read "of". Motion by Supervisor Diakoff and seconded to amend Line 31 by adding the word "each" after "\$6,000". Vote on Amendment - Ayes: 32. Nays: 0. Excused: 6 - Egan, Finch, Frassetto, Kramer, Putzer and Robl. CARRIED. Vote on Resolution as amended: Ayes: 32. Nays: 0. Excused: 6 - Egan, Finch, Frassetto, Kramer, Putzer and Robl. CARRIED.

RESOLUTION NO. 149-197 — Authorize Sale of Property to City of Oshkosh (Site Corner - Old Winnebago County Highway Department Building)

WHEREAS, the City of Oshkosh has commenced eminent domain proceedings to acquire property owned by Winnebago County which is located at the Southeast Corner of Knapp Street and Osborn Avenue of approximately 200 square feet for the purpose of improving the turning radius and the vision of drivers using said streets; and

WHEREAS, said property is located upon the old Winnebago County Highway Garage site; and

WHEREAS, the City of Oshkosh has offered Winnebago County \$100.00 for the sale of said property; and

WHEREAS, the sale of said property shall have no affect on the total value of the Winnebago County Highway Garage site; and

WHEREAS, the acquisition of said property by the City of Oshkosh for that purpose described above should serve the best interests of persons operating a vehicle on those streets affected; and

WHEREAS, your undersigned Committee believes that the price offered for said property is fair and recommends that said offer be accepted.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does authorize the Winnebago County Executive and the Winnebago County Clerk to execute a deed providing title to the City of Oshkosh for that property which is described below upon payment of \$100 to Winnebago County:

Commencing at the NE corner of Section 27, T18N, R16E, thence S 00o33'57" E. 1,361.28 feet along the east line of the NE 1/4 of said Section 27 to a point on the extended north line of Osborn Avenue, thence N 89o09'50" W, 30.00 feet along said extended north line of Osborn Avenue to a point on the west line of Knapp Street the true point of beginning; thence N 89o09'50" W. 20.00 feet along the north line of Osborn Avenue, thence N 45o42'04" E. 28.22 feet to a point on said west line of Knapp Street; thence S00o33'57" E.

20.00 feet along said west line of Knapp Street to the true point of beginning.

Submitted by:
PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 32.
Nays: 0. Excused: 6 - Egan, Finch, Frassetto, Kramer, Putzer and
Robl. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn to
February 25, 1997, at 6:00 P.M. CARRIED BY VOICE VOTE.
Meeting adjourned at 7:20 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 January 21, 1997.

Linda Wolfe
Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, FEBRUARY 25, 1997

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 Savas and Watry. Supervisor Lauson moved and it was seconded to accept the minutes of January 7 and 21, 1997. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda, but to consider Resolution 170-297 prior to 114-1196. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Petition for Zoning Amendment from Bruce Steinacker for change from A-1 to A-2 for a residence, ponds, wetlands and native grass preservation was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Stephen and Zaiga Maasen and John and Elizabeth Korger for change from A-2 to R-2 for residential use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Loretta J. Fryman for change

from R-1 to R-3 for two-family dwelling was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Jeffrey P. Scherer for change from B-2 to B-3 for repair and sales of motorcycles business was referred to Planning & Zoning Committee.

Letter and resolution from Menasha Water and Light Commission supporting the Winnebago County fiber optics communication network was read and filed.

The East Wisconsin Counties Railroad Consortium Financial Report for 1996 was received and placed on file. A letter from Keith Laux, Program Director of the Community Programs Department supporting Resolution 173-297 - Long Term Care Financing - was read and placed on file. The Moraine Park Technical College advised there are three vacancies on their Board and sent application forms. A letter from the D.N.R. regarding a Spring Hearing and Conservation Congress meeting to be held on April 14, 1997 at 7 P.M. at Oshkosh North High School was read and filed. A letter from the Department of Agriculture, Trade and Consumer Protection regarding State Trunk Highway 110 proposed revisions was read and placed on file. A notice of a meeting sponsored by the Wisconsin Counties Association entitled "Resource Development: An Alternative to Increased Taxation" to be held on March 21, 1997 at Stevens Point was placed on file. A refund from Wisconsin Counties Association of \$50.00 was received for a prior conference.

COMMITTEE REPORTS

Supervisor Wagner reported on the cleaning service at the Human Services Building-Oshkosh. This is the third company we have contracted with to clean the building. Iris Ost has given them notice if the cleaning does not improve, the contract will be terminated. New cleaning employees have been assigned to the building. This problem has nothing to do with the County's Maintenance staff. She offered some suggestions for location of the new jail, such as next to the present Safety Building or adding on to the present building. Supervisor Barker reported that she and Pete Van Airsdale, Land & Water Conservation Director, have been appointed to the Fox-Wolf Basin Study Committee by DNR Secretary George Meyer. No other counties have representation on this committee. Supervisor Sundquist reported the Public Safety Building Board and Judiciary and Public Safety Committee accepted the report of the Space Study Committee

and voted to do an engineering study on the present building.

PUBLIC HEARING

James Coughlin, representing the Winneconne Development Corporation, and Robert Haeussinger, Economic Development Coordinator for the Village of Winneconne, spoke in support of Resolution 170-297 - Approve County Industrial Development Project - Provide Loan to Village of Winneconne (\$69,000). Mr. Coughlin explained the loan is for a new company, Historic Floors of Oshkosh, locating in the Winneconne Industrial Park. He thanked the board for naming the new building at Sunnyview in his honor. Walt Chapla, 721 Mitchell Street, Neenah, WI 54956 spoke on Resolution 155-297 - Appropriate the Sum of \$200,000 to Replace Airport Underground Maintenance Fuel Tanks. Since this is an enterprise fund, he felt any expenses should be paid by the fund. Mr. Orenstein explained that there wasn't enough money in the fund so it was included in the County Executive's Capital Improvements Program. All projects that exceed \$100,000 are in the Capital Improvements Program, even if they are in an enterprise fund. Mr. Chapla quoted some articles from newspapers of many years ago regarding the Airport: Chairman Maehl stated that the comments by Mr. Chapla printed in the January 7, 1997 minutes were not true. He stated the Industrial Development Board is a revolving fund that lends money for economic development and does not borrow money.

Ken Stoffel, Department of Community Programs and Lynn Tamms, Department of Social Services, spoke in support of Resolution 173-297 - Ensure County Participating in all Phases of Changing the Long Term Care Financing and Delivery Systems. The proposed changes will affect the elderly, mentally ill, developmentally disabled, chemically dependent. Many questions need to be answered: who is going to be eligible, who is going to control the system, and who is going to pay for it.

COUNTY EXECUTIVE'S APPOINTMENTS

APPOINTMENT TO CITY OF OSHKOSH TAX INCREMENT DISTRICT NO. 12

County Executive Steinhilber appointed Supervisor Paul Sundquist to the City of Oshkosh Tax Incremental Financing District #12 Joint Review Board.

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

**APPOINTMENT TO CITY OF NEENAH
TAX INCREMENT DISTRICT NO. 6**

County Executive Steinhilber appointed Supervisor James Lauson to the City of Neenah Tax Increment District No. 6 Joint Review Board.

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

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl commended Vice-Chairman David Albrecht and spoke for all members of the board in expressing his congratulations for running a good race for County Executive. Mr. Albrecht was applauded by the board. Winnebago County received a check from the Wisconsin Counties Mutual Corporation as a refund. Supervisor Jill Watry is attending a Model United Nations for UW-O competition in St. Louis. Supervisor Helen Savas had emergency surgery today and is hospitalized. Chairman Maehl asked that everyone say a prayer for her.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to A-2 (General Agriculture) for construction of a single family residence. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 02-01-97. A request from James and Deborah Mitchell for zoning change from A-1 Agri-Business District (Farmland Preservation) to A-2 General Farming District. Motion by Supervisor Schaidler 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 child day care facility. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 02-02-97. A request from David and Barbara Treiber for zoning change from A-1 Agri-Business District (Farmland Preservation) to R-1 Rural Residential District (single family, non-subdivided). Motion by Supervisor Schaidler and

seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to M-1 (Light Industrial) for an addition to the south of existing mini-warehousing. Motion by Supervisor Schaidler and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 02-03-97. A request from James and Bonnie Salm for zoning change from A-2 General Farming District to M-1 Light Industrial & Office District. Motion by Supervisor Schaidler and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 4. A request from the Town of Rushford on behalf of M. E. Deaton for rezoning from A-2 to A-3. Motion by Supervisor Egan and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 114-1196 — Establish Policy to Require Submission of Long Term Leases to Winnebago County Planning Department for Review

WHEREAS, your undersigned Committee has recently reviewed all outstanding leases of Winnebago County property; and

WHEREAS, your undersigned Committee believes that it is necessary and in the best interest of Winnebago County to establish a policy whereby any proposed long-term leases are reviewed by the Winnebago County Planning Department for the purpose of establishing the conformity of that lease with long-term plans for the utilization of Winnebago County's property.

NOW, THEREFORE, **BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby establishes a policy whereby all proposed leases of a term greater than five (5) years must be first submitted to the Winnebago County Planning Department for review and recommendation prior to submission of said leases to the Winnebago County Board of Supervisors for approval, with the purpose of said policy to be to assure that said leases conform with the County's long-term plans for the utilization of its property.

Submitted by:
**PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE**

Motion by Supervisor Wagner and seconded to adopt. Supervisor Albrecht moved and it was seconded to amend the resolution at line 23 by adding: Be It Further Resolved by the Winnebago County Board of Supervisors that this policy shall not apply to the property within the jurisdiction of Wittman Regional Airport or the jurisdiction of the Winnebago County Board of Supervisors' Aviation Committee. Vote on Albrecht amendment: CARRIED BY VOICE VOTE. Supervisor Montgomery moved and it was seconded to amend as follows: Be It Further Resolved by the Winnebago County Board of Supervisors that this policy shall not apply to the property within the jurisdiction of Park View Health Center or the jurisdiction of the Winnebago County Board of Supervisors' Park View Health Center Committee. Amendment withdrawn by Supervisor Montgomery. Vote on resolution as amended: Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 150-297 — Authorize Purchase and Sale of Real Estate, Wittman Regional Airport (Sacred Heart Cemetery)

WHEREAS, Winnebago County and Sacred Heart Corporation (A/K/A Sacred Heart Roman Catholic Church) have agreed to trade parcels of property in relationship to the expansion of Wittman Regional Airport as described in the Airport's Master Plan; and

WHEREAS, pursuant to this Agreement, 20 acre parcels of property will be traded between Winnebago County and Sacred Heart and a net payment of \$95,000 in cash shall be made to Sacred Heart Corporation; and

WHEREAS, 95% of the cost of acquiring said real estate is paid for by federal and state funds; and

WHEREAS, your undersigned Committee has approved said real estate agreements and recommends their approval by the Winnebago County Board of Supervisors.

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 deed transferring title of the following described parcel of property to Sacred Heart Corporation upon the payment of the sum of \$129,300 to Winnebago County:

A parcel of land located in the NW ¼ SE ¼ Section 34, T18N, R18E, Town of Algoma, Winnebago County, Wisconsin, more fully described as follows: Commencing at the East ¼ corner of

said Section 34, thence S 0° 04' 54" E, along the east line of said SE ¼, 664.31 feet; thence N 89° 32' 51" W, 1357.57 feet to the point of beginning.

- 1) Thence S 0° 41' 25" E, 654.48 feet.
- 2) Thence N 89° 47' 24" W, 1,322.13 feet to the west line of said SE ¼.
- 3) Thence N 0° 08' 23" W, along said west line, 659.98 feet.
- 4) Thence S 89° 32' 51" E, 1,315.88 feet to the point of beginning.

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 obtain title from Sacred Heart Corporation to the following described parcel of property upon payment of the sum of \$224,300 to Sacred Heart Corporation:

A parcel of land located in the NE ¼ - SE ¼ and NW ¼ - SE ¼ of Section 34, T18N, R16E, Town of Algoma, Winnebago County, Wisconsin, more fully described as follows: Commencing at the East ¼ corner of said Section 34, thence S 0° 04' 54" E, along the east line of said SE ¼, 268.85 feet to the point of beginning.

- 1) Thence continuing S 0° 04' 54" E, along said east line, 395.46 feet.
- 2) Thence N 89° 32' 51" W, 1,357.57 feet.
- 3) Thence N 0° 41' 25" W, 663.87 feet to the north line of said SE ¼.
- 4) Thence S 89° 34' 14" E, along said north line, 1,062.77 feet.
- 5) Thence along the arc of a curve to the right whose radius is 271.22 feet and whose long chord bears S 44° 49' 33" E, 381.90 feet.
- 6) Thence S 89° 34' 14" E, 33.00 feet to the point of beginning.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35. Nays: 0. Abstention: 1 - Robl. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 151-297 — 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.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any funds received pursuant to said application to the Department of Natural Resources for public snowmobile trail use and maintenance may be accepted by the Winnebago County Parks Department and are hereby appropriated by the Winnebago County Board of Supervisors for utilization by the Winnebago County Parks Department in relationship to snowmobile trail use and maintenance.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt.

Ayes: 35. Nays: 1 - Kramer. Excused: 2 - Savas and Watry. **CARRIED.**

RESOLUTION NO. 152-297 — Disallow Claim of Theodore J. Eckstein

WHEREAS, your Personnel and Finance Committee has had the claim of Theodore J. Eckstein 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 Theodore J. Eckstein dated October 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

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 153-297 — Commendation to David Schutzendorf

WHEREAS, David Schutzendorf has been employed with the Sheriff's Department of Winnebago County, for the past thirty years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, David Schutzendorf 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 Schutzendorf 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 Schutzendorf.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 154-297 — Commendation to Rita Voight

WHEREAS, Rita Voight has been employed with Circuit Court Branch II of Winnebago County, for the past twenty-one years and eight months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Rita Voight 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 commen-

dation be and it hereby is extended to Rita Voight 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 Voight.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 155-297 — Appropriate the sum of \$200,000 to replace Airport underground maintenance fuel tanks

WHEREAS, the underground maintenance fuel storage tanks at Wittman Regional Airport no longer comply with Federal Underground Storage Tank regulations; and

WHEREAS, many of the airport vehicles are not able to travel on public roads to commercial fuel stations or other governmental fuel stations; and

WHEREAS, new fuel tanks to be installed would include one 10,000 gallon diesel, and one 5,000 gallon unleaded fuel tank. A fuel dispensing island, leak detection system, and automated accountability system would also be installed; and

WHEREAS, the project was included in the County Executives 1996-2000 Capital Improvements Program, scheduled for 1997;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates a sum not to exceed \$200,000 to the Airport Underground Maintenance Fuel Tank Project.

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 during the construction period to pay for said costs of the project.

Submitted by:

AVIATION COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36.

Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 156-297 — Establish Revised Appointment Procedures for the Position of Chief Deputy Sheriff

WHEREAS, in November of 1962, the Winnebago County Board of Supervisors adopted Resolution No. 22, which created the position of Chief Deputy Sheriff, and which also established certain appointment procedures that have become outdated and inappropriate; and

WHEREAS, with the present vacancy in the position of Chief Deputy Sheriff, the establishment of new appointment and removal policies is warranted and timely; and

WHEREAS, the Personnel and Finance Committee and the Judiciary and Public Safety Committee have investigated various policy options and have selected and endorsed the following appointment and removal policies for the position of Chief Deputy Sheriff:

- A. The duties, minimum qualifications (other than those contained herein) and salary range assignment for the position of Chief Deputy Sheriff shall be determined by the Director of Personnel with the advice and cooperation of the Sheriff, subject to the approval of the County Executive, and shall follow the same practice utilized for other non-represented County positions.
- I. As a minimum qualification, at the time of application, an applicant must have completed at least one year of service in a full-time sworn management position within the Winnebago County Sheriff's Department or a minimum of three years in a full-time sworn management position within another law enforcement agency.
- II. Recruitment may be limited to full-time sworn management personnel of the Sheriff's Department at the discretion of the Sheriff.
- III. The selection of an individual for appointment to the position of Chief Deputy Sheriff shall be made by the Sheriff from among the candidates certified as finalists by the Director of Personnel. Any qualifications disputes shall be reviewed and resolved by the County Executive
- IV. Following the successful completion of a one year probationary period, the person appointed to the position of Chief Deputy Sheriff shall enjoy tenure in the position in the same manner as other County employees covered by the Handbook

of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County.

- V. The Sheriff, at his discretion, may designate the Chief Deputy Sheriff as Undersheriff, and is encouraged to do so. In the event that the Sheriff designates a person other than the Chief Deputy Sheriff as Undersheriff, the person so designated shall receive no compensation for serving in such capacity.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the appointment and removal policies for the position of Chief Deputy Sheriff, as set forth herein, be, and hereby are adopted; and

BE IT FURTHER RESOLVED, that this Resolution replaces any and all previously adopted Resolutions regarding the position of Chief Deputy Sheriff.

Submitted by:

JUDICIARY AND PUBLIC COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 157-297 — Replace One Full-Time Position of Maintenance Worker With One Full-Time Position of Maintenance Foreman: Maintenance Department

WHEREAS, in conjunction with the 1997 budget, the Property Management and Maintenance Committee proposed the creation of two new positions in the Maintenance Department, namely, a Maintenance Foreman and a Maintenance Worker; and

WHEREAS, as part of the 1997 budget, the County Board of Supervisors approved creation of the position of Maintenance Worker but not the position of Maintenance Foreman; and

WHEREAS, the need for the position of Maintenance Foreman is greater than the need for the position of Maintenance Worker; and

WHEREAS, the position of Maintenance Worker has been left vacant to date in order to generate sufficient savings to cover the increased cost of funding the position of Maintenance Foreman for the balance of 1997.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time position of

Maintenance Worker in the Maintenance Department, be, and hereby is, replaced with the position of Maintenance Foreman; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be applied from within the labor budget of the Maintenance Department.

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

Motion by Supervisor Wagner and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 158-297 — Replace One Full-Time Position of Secretary II With One Full-Time Position of Case Manager: Child Support Department

WHEREAS, in the aftermath of the implementation of the KIDS Program, it has been determined that the continuing workload requires the assignment of one additional individual on a full-time basis to perform the functions of a Case Manager; and

WHEREAS, in order to facilitate the continuing assignment of Case Manager duties to another position, it is necessary to replace the position with a position of Case Manager.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Secretary II within the Child Support Department be, and hereby is replaced with one full-time position of Case Manager.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be applied from within the budget of the Child Support Department.

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35.
Nays: 1 - Crowley. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 159-297 — Authority to Execute 1997-1998

Labor Agreement With the Park View Rehabilitation Pavilion and Pleasant Acres Employees Union Local 1280, 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 two-year Agreement on behalf of Winnebago County and the Park View Rehabilitation Pavilion and Pleasant Acres Employees Union, Local 1280, AFSCME for the years 1997, and 1998 effective January 1, 1997, which Agreement will provide the following major changes from the previous Agreement:

1) WAGES:

3% across-the-board effective 1-1-97

3.25% across-the-board effective 1-1-98

No retroactive wage adjustments are to be provided to individuals who terminate prior to March 1, 1997. This provision does not apply to any employees who retire or die.

2) ARTICLE XXX - RETIREMENT

Effective January 1, 1997, the maximum County contribution level toward the employee share of Wisconsin Retirement will increase from 6.2% to 6.5%. (The actual 1997 contribution rate is 6.4%)

In addition to the foregoing, the new agreement includes minor revisions to the Preamble and articles covering probationary period, rules and regulations, conduct of union business, grievance procedure, funeral leave, group health program, duration, and the appendices covering the pay schedule. In addition, date modifications were made to the appended letters of understanding having expiration dates.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35.
Nays: 1 - Pech. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 160-297—Support Raising Minimum Dollar Amount For Public Works Contracts Requiring Performance Bond

WHEREAS, Section 779.14(1m), Statutes, provides that contracts with the State involving \$2500 or more require a performance bond but that all other public works contracts of \$500 or more require a performance bond; and

WHEREAS, your undersigned Committee believes that such a low minimum requirement for a performance bond results in contractors being required by Winnebago County to supply performance bonds with regard to unusually small public works contracts and that the requirement of performance bonds in said situations is unnecessary; and

WHEREAS, your undersigned Committee supports raising the minimum dollar limit for public works contracts under which a performance bond is required to \$2500.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby expresses its support for legislation which will amend Section 779.14(1m), Statutes to require performance bonds for only those public works contracts where the amount of said contract exceeds \$2500.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Clerk to transmit a copy of this resolution to the Wisconsin Counties Association, to the Office of Governor Tommy Thompson and to all state legislators representing constituents of Winnebago County.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 161-297 — Authorize Transfer of \$7,000 From Other Operating Expense Account to Labor and Fringe Account - Parks Department

WHEREAS, the Winnebago County Parks Department experienced an overage in labor costs of \$7,000 with regard to its 1996 budget; and

WHEREAS, \$7,000 in funds were not expended within the Parks Department Budget in the Other Operating Expense Account.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$7,000 from the Other Operating Expense Account of the 1996 Winnebago County Parks Budget to the Labor and Fringes Account of said Budget for the purpose of covering underbudgeted labor expenses.

Submitted by:

PARKS AND RECREATION COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE

It was moved by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 162-297 — Authorize Transfer of \$23,474 - Winnebago County Board of Supervisors Budget

WHEREAS, Winnebago County Board of Supervisors 1996 Budget was underbudgeted by \$11,472 for labor costs related to per diems, and by \$12,002 in relationship to other expenses; and

WHEREAS, \$16,318 of unexpended funds exists within the Travel Account of said Budget; and

WHEREAS, fund transfers are required to cover said underbudgeted expenses.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$16,318 from the Travel Account of its 1996 Budget and \$7,156 from the General Contingency Fund of the Winnebago County Budget to the following amounts within the Winnebago County Board of Supervisors Budget in the following amounts:

Labor Account	\$11,472
Other Operating Expenses	\$12,002

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 163-297 — Authorize Transfer of \$6,876 From Medicaid Title 19 Account to Registration/Tuition Account of Park View Health Center 1996 Budget

WHEREAS, as a result of a new in-house Certified Nurse Aide training class program, the Registration/Tuition Account of Park View Health Center's 1996 Budget was underfunded by \$6,876; and

WHEREAS, an appropriate amount of unexpended funds is available in the Medicaid Title 19 Accounts of the 1996 Park View Health Center Budget to pay for said registration and tuition.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$6,876 from the Medicaid Title 19 Accounts of Park View Health Center's 1996 Budget to the Registration/Tuition Accounts of said Budget in that said Registration/Tuition Accounts are underbudgeted as a result of expenses related to a new program of in-house Certified Nurse Aide training classes.

Submitted by:
PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 164-297 — Authorize Transfer of \$200,000 to Snow Removal Account of the Winnebago County Highway Department 1996 Budget

WHEREAS, due to an unusually harsh winter, the Winnebago County Highway Department Snow Removal Account was underbudgeted within its 1996 Budget; and

WHEREAS, \$63,000 in unexpended funds remain within the Winnebago County Highway Department Budget for General Construction; and

WHEREAS, budget transfers are currently necessary to balance the Highway Department's 1996 Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$63,000 from the General Construction Account of the 1996 Winnebago County Highway Department Budget; \$91,318 from the Winnebago County Budget Fund Balance; and \$45,682 from the Winnebago County 1996 Budget General Contingency Fund to the Snow Removal Account of the 1996 Winnebago County Highway Department Budget in relationship to unexpected expenditures related to snow removal during the 1996 calendar year.

Submitted by:
HIGHWAY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Supervisors commended the Highway Department for the fine job it does in keeping the highways clear. Vote on resolution: Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry.

RESOLUTION NO. 165-297 — Authorize Transfer of \$52,000 From Medical/Paternity Incentives Fund of 1996 Child Support Agency Budget to Labor and Fringes Fund of 1996 Winnebago County Clerk of Courts Budget

WHEREAS, the Winnebago County Clerk of Courts Office accrued considerable expenses in relationship to the implementation of the KIDDS computer system in relationship to child support records; and

WHEREAS, as a result of said expenses, the Labor and Fringes Fund of the Winnebago County Clerk of Courts Budget was underfunded in the amount of \$52,000; and

WHEREAS, the Winnebago County Child Support Agency received funds from the State of Wisconsin in relationship to the implementation of the KIDDS system within Winnebago County; and

WHEREAS, the Winnebago County Child Support Agency's Medical/Paternity Incentives Fund for 1996 has unexpended funds which can be used to fund expenditures within the Winnebago County Clerk of Courts Office relating to labor and fringe benefits costs with regard to the implementation of the KIDDS system.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$52,000 from the Medical/Paternity Incentives Fund of the 1996 Winnebago County Child Support Agency Budget to the Labor and Fringes Fund of the 1996 Winnebago County Clerk of Courts Budget for the purpose of reimbursing unbudgeted expenditures in relationship to the implementation of the KIDDS system within the Winnebago County Clerk of Courts Office.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 166-297 — Authorize Transfer of Total Amount of \$11,352 to Permanent Employees, Employer Contributions and Overtime Funds of 1996 Winnebago County Sheriff's Department Budget

WHEREAS, the Winnebago County Sheriff's Department Budget had additional expenses incurred from police services provided at the Rock and Country America events at the Winnebago County Fairgrounds; and

WHEREAS, revenues were received from various sources to pay for said police services and budgetary transfers are now necessary, in that regard, to reflect said receipts and disbursements.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$8,442 from the Police Services Fund of the 1996 Winnebago County Sheriff's Department Budget and \$2,910 from the Reimbursed Costs Account of the 1996 Winnebago County Sheriff's Department Budget to the following funds within said Budget for the purpose of accounting for receipts and expenditures in relationship to police services provided at the Rock and Country America events at the Winnebago County Fairgrounds:

Permanent Employees Account; Employer Contributions Account; Overtime Account and Temporary Employees Account.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said budgetary transfers to said accounts shall be in those amounts shown on the Budget Transfer Sheet which is herewith attached and made a part of this resolution by reference.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 167-297 — Authorize Transfer of \$17,000 from Grants Account to Other Contractual Account - Public Health Department 1997 Budget

WHEREAS, the Winnebago County Public Health Department has received federal grants for the purpose of funding the housing

opportunities for persons with AIDS (HOPWA) Program; and

WHEREAS, said program assists AIDS patients with housing and utility payments so as to prevent or deter their institutionalization at taxpayer expense.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$17,000 from the Grants Account of the 1997 Winnebago County Public Health Department Budget to the Other Contractual Account of said Budget for the purpose of funding the housing opportunities for persons with AIDS Program.

Submitted by:

BOARD OF HEALTH AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rankin and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 168-297 — Authorize Transfer of \$55,000 From General Fund Balance - Land Records Fund to Professional Services Fund: Planning - GIS Department (County Land Photographs)

WHEREAS, aerial photographs of property located in Winnebago County that are presently used by the Winnebago County Planning Department and the GIS Department are presently out-of-date; and

WHEREAS, it is necessary to replace these photographs in order to assist those departments with regard to planning and to also assist engineering firms, realtors and the general public in relationship to land records issues; and

WHEREAS, the Winnebago County Land Records Fund receives money from recording fees in the Register of Deeds Office for the purpose of modernizing land records within Winnebago County; and

WHEREAS, said Land Records Fund may be utilized for the purpose of updating land photographs of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$55,000 from the General Fund Balance - Land Records Fund to the Professional Services Fund of the 1997 Winnebago County Planning Department Budget for the purpose of acquiring new aerial photographs of land within Winnebago County and to assist the

Winnebago County Planning Department in updating and modernizing its land records.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. County Planner Dave Schmidt explained aerial photos are updated every four years. They have applied for a copyright on the digital information the county sells through the GIS system. GIS is not self-supporting, but does produce revenues. Vote on Resolution: Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 169-297 — Authorize Transfer of \$69,525 from Boarding of Prisoners Fund to Overtime, Employers Contributions and Other Expenses Allocation Funds of the Winnebago County Sheriff's Department Budget

WHEREAS, the Winnebago County Sheriff's Department has received increased revenues from the State of Wisconsin for boarding prisoners and from the Work Release Center population; and

WHEREAS, as a result of said increases in jail population, Winnebago County has accrued additional expenses within the Winnebago County Sheriff's Department's 1996 Budget in relationship to labor costs associated therewith; and

WHEREAS, accounting practices require the transfer of revenues to fund those accounts which have been over-expended as a result of this increase in prisoners.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$69,525 from the Boarding of Prisoners Account within the 1996 Winnebago County Sheriff's Department Budget to the Overtime, Employer Contributions and Other Expenses Allocation Accounts within that same Budget for those purposes described above.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the amounts transferred to each account shall be as shown on the Budget Transfer Sheet which is herewith attached and made a part of this resolution by reference.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 170-297 — Approve County Industrial Development Project - Provide Loan to Village of Winneconne (\$69,000)

WHEREAS, the Village of Winneconne has made a loan request to the Winnebago County Industrial Development Board for the purpose of assisting an existing business, Historic Floors, in the expansion of its shop; and

WHEREAS, Winnebago County and its Industrial Development Board are empowered to make such loans pursuant to the authority vested by Section 59.071(6)(a), Wisconsin Statutes; and

WHEREAS, the Village of Winneconne projects that assisting such expansion will generate new jobs and create additional new tax base within that community and Winnebago County; and

WHEREAS, your Industrial Development Board has approved said loan request and is requesting that the County Board of Supervisors approve this project for funding at this time.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the aforementioned Winnebago County Industrial Development Project is hereby approved.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds in the amount of \$69,000 shall be made available to loan to the Village of Winneconne, with such loan agreement to be for a period of five (5) years and at an interest rate of 1/2 of the prime rate on the date that loan is made, with interest due yearly upon said loan and the principal of said loan to be due to the Winnebago County Industrial Development Board on the fifth year anniversary date of said loan.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Industrial Development Board and any necessary Winnebago County Officers are authorized to execute an agreement between Winnebago County's Industrial Development Board and the Village of Winneconne for this project and for said loan.

Submitted by:

INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Maehl and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Savas, Watry and Finch. CARRIED.

RESOLUTION NO. 171-297 — Appropriate the sum of \$9,000 for consulting services to evaluate business applications software alternatives

WHEREAS, the County's business application software which includes applications for Finance, Purchasing, Payroll and Human Resources are outdated, inflexible and inefficient in collecting, processing, storing and reporting information; and

WHEREAS, the current systems are not compatible with the year 2000, and would have to be re-written; and

WHEREAS, the current systems only run on a mainframe computer which is obsolete and very difficult and expensive to maintain, and

WHEREAS, a project team consisting of staff from the Departments of Finance, Purchasing, Personnel and Information Systems has been working since May of 1996 towards the selection of new business applications software to replace the current systems.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates a sum not to exceed \$9,000 to the Business Applications Capital Project from the general contingency fund for the purpose of hiring consultants to evaluate final software proposals from software vendors.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt, but to change the amount to \$5,500. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

RESOLUTION NO. 172-297 — 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 - Savas and Watry. CARRIED.

RESOLUTION NO. 173-297 — Ensure County Participation in all Phases of Changing the Long-Term Care Financing and Delivery Systems

WHEREAS, the federal and state governments are planning profound and massive changes in the methods of financing and providing long-term care in Wisconsin; and

WHEREAS, Wisconsin's long-term care delivery system encumbers more than one billion federal, state and local taxpayer dollars; and

WHEREAS, such changes will directly affect the care provided to Winnebago County's elderly, disabled and other populations who receive care from nursing homes, community-based residential facilities, in-home care and similar situations; and

WHEREAS, the result of the proposed changes will have significant tax and budgetary implications for the citizens and governments of Wisconsin's counties; and

WHEREAS, the bulk of the proposed changes will spawn and be framed in federal and state administrative bureaus, subject to only modifications by the publicly accountable branches of those governments.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that counties and their related associations be included as full partners in shaping the proposed changes in the long-term care financing and delivery systems.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it urges all of Wisconsin's counties to vigilantly monitor this change process.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that copies of this resolution be forwarded to the Clerks of Wisconsin's counties, the Wisconsin Counties Association, the National Association of Counties and Winnebago County's state and federal representatives.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Watry. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn to March 11, 1997 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8 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 25, 1997.

Linda Wolfe
Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING**

TUESDAY, MARCH 11, 1997

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 Savas, O'Brien, Hue and Koziczkowski.

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

COMMUNICATIONS, PETITIONS, ETC.

There were no communications or petitions.

PUBLIC HEARING

No one addressed the Board.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl informed the Board that Supervisor Savas went home from the hospital today and is resting comfortably.

The sale of surplus County property, being organized by Iris Ost, will be held on Saturday, April 5, from 11 a.m. to 2 p.m., in the

Exposition Building at the fairgrounds.

Chairman Maehl announced that Supervisor Rengstorf has been appointed to the Wisconsin Counties Association Judiciary & Public Safety Steering Committee. He congratulated Supervisor Rengstorf on his appointment and stated how important it is to be involved in these issues at the state level. Changes to our juvenile and jail situation are going to be expensive and it's important to keep current on trends regarding these issues.

Chairman Maehl thanked the Post Crescent for their recent editorial on the NACo Conference in Washington, D.C., in which they supported his belief of the importance of attendance at conferences. Chairman Maehl stated that, "to be smart, you have to be involved." This involvement at conferences gives the Supervisors the knowledge and information they need when they are making important and costly decisions involving tax-payers dollars.

Chairman Maehl then read Supervisor O'Brien's letter in which he supported the supervisors' attendance at the NACo Conference in Washington, D.C., and highlighted various aspects of the conference. Chairman Maehl congratulated Supervisor Crowley on being chosen to receive the "1997 Wisconsin Social Services County Board Member Award". She will be formally recognized at their seminar in Appleton on June 5.

COMMITTEE REPORTS

Supervisors Wagner, Rankin, Griesbach, Arne, Crowley, Lauson, Barker and Troxell expressed their satisfaction with and appreciation of attending the NACo Conference in Washington, D.C. The interaction with county supervisors from across the country, federal legislators and government officials gives them the opportunity to learn and share important information. Some of the issues that were addressed at the conference were "Intermodal Surface Transportation Efficiency Act (ISTEA)", electric utility deregulation, welfare reform, juvenile justice and delinquency prevention and waste flow control.

Supervisor Schwartz asked if the supervisors that attended the conference could put their reports in writing, making it easier to share the information with others. Supervisor Planalp stated that the "C-Span" television station had very good coverage of the NACo conference.

BLUE RIBBON COMMITTEE FOR THE PREVENTION OF CHILD ABUSE AND NEGLECT

Supervisor Widener introduced Kelly Oppelt, Chairman of the Blue Ribbon Campaign; and Sandy Nadeau, Director of the Exchange Club Center for the Prevention of Child Abuse.

Ms. Nadeau told the Board that in 1979 the Exchange Club changed their focus to child abuse prevention. There are three centers across the state, one in Madison, Milwaukee and Oshkosh. They conduct various programs to teach positive parenting skills. The parent-aid program works with parents of children up to the age of five. The parents are matched with volunteers that go into the home and work with the families. There is also a nurturing program that works with the parents of older children.

The "Blue Ribbon Campaign" began in 1989 to make people aware of the importance of our children and the need to protect them. Ms. Nadeau and Oppelt asked that the Supervisors participate by wearing one of their blue ribbons.

ADVOCAP REPORT

Supervisor Wagner introduced Dick Schlimm, Executive Director of Advocap, Inc. Mr. Schlimm told the Board that this is the 25th anniversary of their passage of a resolution establishing the Advocap program in Winnebago County.

Mr. Schlimm explained to the Board that the mission of Advocap is to help people living in poverty by providing meals, finding housing and jobs and helping them upgrade their standard of living. The Winnebago County Nutrition Program provides hot, nutritious meals to approximately 450 elderly people daily. These meals are served at meal sites and delivered to people who are home bound. Mr. Schlimm explained that the meal sites provide the only social setting that many of these people get to enjoy. There are over 200 volunteers that make this program successful. The County has helped to offset the costs of this program, since federal funding for this program has not increased in the past seven years.

Advocap's employment programs help to place people with disabilities in jobs. There are over 100 people working in over 70 locations through these programs. Some of the people are making up to \$9.00 an hour and some hold down more than one job. Finding employment for people helps to break the cycle of poverty.

Advocap also participates in business development by working with low income people who want to start their own business. Advocap helps them with marketing and business plans, as well as,

financing for their business. Advocap serves as an intermediary lender of the Small Business Administration (SBA), which allows them to loan money from the SBA's funds. They have loaned out more than \$150,000 to help people get started in their own businesses.

Mr. Schlimm told the Board that Advocap also helps with housing for low-income people. They have three crews that do home weatherization and wrap water heaters to reduce energy consumption and lower utility costs. Advocap also works with area banks to help secure mortgage rates and terms that enable low-income people to purchase a home. Over \$7,000,000 in mortgages have been arranged through this program.

Mr. Schlimm thanked the County Board for their support of Advocap and its programs.

HMONG LAO AMERICAN ASSOCIATION REPORT

Supervisor Kollath introduced Ying Lee, President of the Hmong Lao American Association.

Mr. Lee told the Board that this association was organized in 1983 through Advocap, Inc., but is now a separate organization. Their objective is to assist the local Hmong and Laotian community to adapt to society here in the United States. They currently assist 306 families (2000 individuals); 76% of which live in the City of Oshkosh.

Mr. Lee explained that they offer support services to both the elderly and the young. He said that the elderly need special assistance to overcome problems with communication, transportation and isolation. Youth and family assistance involves preventing or reducing truancy and drop outs, gang involvement, early marriages and teenage pregnancy. He also pointed out that the services offered by this organization are available to all refugees and minorities.

This organization is concerned and is monitoring the welfare reform issue and its affects on the Hmong/Laotian community. One of the changes that is of the most concern is the five-year exemption period for the refugees to receive federal and state assistance. Mr. Lee explained that these changes make it all the more urgent for these immigrants to be given the opportunity to apply for U.S. citizenship.

This organization holds citizenship classes to help the refugees study for their citizenship exam. They are planning a workshop session and will be inviting Sen. Herb Kohl and Dave Hamilton of Madison, to speak on welfare reform.

Mr. Lee thanked the Board for their past assistance and looked for-

ward to working with them in the future.

PARKS PLAN

Supervisor Lauson told the Board that in 1968, \$812,000 was authorized to begin Phases I & II for the development of the Community Park.

In 1985, a park master plan was presented for consideration, but because of the \$2.5 million cost, was never implemented.

Then, in 1996, R.H. Rettler & Associates, Inc., was hired to develop another master plan for the Community Park. This master plan was developed because of the need for improvements to the park. These improvements are needed because of the increasing urban development around the park, the development of the Sunnyview Exposition Center and the Fairgrounds, the changing needs of the park's users, increase in the number of users and an aging infrastructure (plumbing and roads).

Supervisor Lauson introduced Rick Rettler, President of R.H. Rettler & Associates, Inc., and Jeff Bahling, Architect, to the Board. They presented the master plan to the Board and went over the proposed improvements. They told the Board that they had met with the various user groups and organizations to determine their needs; as well as, the City of Oshkosh, Land & Water Conservation Department, DNR, GIS Department and Oshkosh Recreation Department to determine needs, ordinance requirements, zoning regulations, etc.

Phase I of the master plan would include grading for drainage control and development of soccer and other playing fields, developing a new roadway and better traffic circulation, providing domestic water, developing of six soccer fields with 189 car parking areas, taking care of required erosion control measures and establishing turf in all disturbed areas. The estimated cost of completing Phase I is \$1,475,960.00.

Two different plans (Concept Plan I and Concept Plan II) for the layout of the park were presented. Both plans have similarities and their own unique features. Aerial photos and diagrams were used to illustrate these plans.

FINANCIAL, PAYROLL & PURCHASING SOFTWARE UPDATE

Chuck Orenstein, Finance Director, updated the Board on the pro-

posed software package for the Finance, Payroll and Purchasing Departments.

In May, 1995, different software packages were evaluated and 28 vendors were contacted. Twelve vendors responded and four were invited to demonstrate their software. One of the four vendors dropped out; and of the three that were viewed, two were chosen as good candidates. They have selected PeopleSoft, Inc., as the best system and hope to have a resolution to the County Board on March 18 asking for appropriation of funds to purchase this system.

Mr. Orenstein explained that this system is needed because the Data General system we currently have will not be compatible with the year 2000 and would be very costly to have re-written. Projected costs for needed hardware and programming for the Data General would be \$200,000, plus a projected \$42,500 per year maintenance.

The PeopleSoft program will be beneficial because it will be a practically "paperless" system; reduce storage space requirements, eliminate unproductive manual bookkeeping systems and produce timely financial information to all connected departments.

The anticipated costs to implement this program, including the software, hardware, training and other costs, is \$1,350,000. Mr. Orenstein stated that there may be less expensive programs, but they may not have as long a life and be as functional. He also explained that they are still negotiating the price with PeopleSoft, because the County wants to use local consultants instead of the group from California that contracts with PeopleSoft. Using a local consultant would significantly reduce costs.

PUBLIC SAFETY BUILDING REPORT

Supervisor Sundquist presented the recommendations made by the Safety Building Task Force regarding the lack of office and jail space in the Winnebago County City/County Safety Building. These recommendations are made based on interviews with state and local staff and on past and future trends in the criminal justice system of the county.

They recommend that a new law enforcement complex be constructed to house the Sheriff's Department, the jail and hearing rooms. They further recommend that the complex be constructed on county-owned property at the intersection of U.S. Highway 45 and County Road "Y". This location is more centrally located to other areas of the county, it is less congested, allows for future expansion and has com-

patible land uses.

Their recommendations for the existing safety building is to relocate the District Attorney to some of the area now occupied by the Sheriff's Department on the first floor. The Oshkosh Police Department would also expand into the vacated Sheriff's Department space on the first floor and lower level. The city would lease this space from the county for five years. After that, it would be reviewed with the possibility that the County would purchase the city's equity in the building and the Oshkosh Police Department would relocate. The Court Commissioner would expand into the vacated District Attorney's area. The Task Force feels that these changes are only short-term solutions.

The vacated jail space on the second floor could be turned into a shelter care/secure juvenile detention area with office space for Youth Offender Services.

The Task Force also recommends hiring a structural engineer to determine the feasibility of adding another story to or remodeling the building. They also feel that because of the type of construction used to build the Safety Building, the structural engineer can determine which methods of construction would be best to use for remodeling.

Supervisor Schwartz moved and it was seconded to adjourn until March 18, 1997, at 6:00 p.m. CARRIED BY VOICE VOTE. The meeting was adjourned at 10:00 p.m.

Respectfully submitted,

Susan T. Ertmer,
Deputy Winnebago County Clerk

State of Wisconsin)
County of Winnebago) ss

I, Susan T. Ertmer, 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 11, 1997.

Susan T. Ertmer
Deputy Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, MARCH 18, 1997

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 Savas and Lawson.

Supervisor Lauson moved and it was seconded to accept the minutes of February 25, 1997. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to approve the agenda, but to consider Resolution 185-397 before Resolution 174-397. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Gene A. Coplien regarding damage to vehicle by a Winnebago County Highway Department snowplow was referred to Personnel and Finance Committee. Notice of Claim from Frank McGinnis regarding damage to car due to potholes in road on County Trunk PP in the Town of Menasha was referred to Personnel and Finance Committee. Wisconsin Counties magazine featured a picture of Supervisor Rengstorf and County Board Chairman Joe Maehl,

plus an article on the WCA Environment and Land Use Steering Committee meeting hosted by Supervisor Jim Lauson, and a feature story on Winnebago County: The Arrowhead River, Rat River and Daggets Creek Priority Watershed in its March, 1997 issue. Letter from Senator Robert Welch was read and filed. A thank you letter from Rita Voight was read and filed.

Petition for Zoning Amendment from Kimberly-Clark Corporation for change from R-2 to M-2 was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Michael A. Haase for change from A-2 to R-1 was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Duane L. Fox for zoning change from wetlands to M-1 Light Industrial was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Orrin Prindle for zoning change from A-2 General Farming to R-2 Suburban Residential was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Sundquist expressed his sorrow on the death of Warren Basler in a recent plane crash. Supervisor Arne expressed his sympathy to the families of the other three men who also lost their lives in the plane crash.

Supervisor Wagner stated the Property Management and Maintenance Committee toured the new construction of the Science Building at UW-Fox Valley Center. The Planetarium will be completed later and fund-raising efforts are underway. Chairs in the Planetarium are being offered to donors at \$1,000 each, and stars are \$25.00 each. School children will be attending Space Camp Classes and there are plans for a major Science Fair. Over \$1,000,000 in private funds have been raised for the Planetarium.

Supervisor Arne suggested that County Government Week be proclaimed from April 13-19, 1997 in accordance with a national effort to make citizens aware of what counties do. He stated something could be planned for the April 15, 1997 County Board meeting along those lines. Chairman Maehl said the County Speaker's Bureau will arrange for speakers for any group, large or small, to talk about county government.

Supervisor Robl gave an update on the Westside Arterial, County Road A and County Road Y. They opened the bids on the paving project from Highway 150 to County Road BB and the costs will be

\$2,700,000 which will need to be bonded. In 1998, paving in the Town of Neenah will be \$900,000, with \$200,000 being paid from CHIP funds. In 1998, \$1,800,000 will be received in Federal STP funds from the Town of Neenah, but the County will have to expend \$800,000. He estimates it will cost over \$4-5 million dollars to finish the Westside Arterial.

Supervisor Robl stated the statement of qualifications for design work for County Road A will be received by March 20. They are proposing a 4-lane road from AA to Y. The design north of Y will include a study and recommendation for either a 2-lane or 4-lane road, depending on the needs, with an adjacent bike and pedestrian trail to Neenah. The study will be performed with input from East Central Wisconsin Regional Planning Commission, Winnebago County Parks Department, and the cities of Neenah and Oshkosh. The study is estimated to cost \$180,000. The cost of upgrading County Road AA to Y is \$2,400,000, of which \$1,000,000 will be bonded.

Supervisor Rankin inquired about a bike trail on County Road CB and Supervisor Robl stated the Town of Menasha is considering a bike trail. Supervisor Finch stated there will be a referendum question on a bike trail on the April 1st ballot in the Town of Menasha.

Supervisor Barker stated the Fox-Wolf Basin Study Team met and will focus on non-point pollution. The DNR will report to this committee and will work closely with them.

PUBLIC HEARING

Carol Zeinert, Chairman of the Town of Winchester, spoke in support of Amendatory Ordinance 3-01-97. Mick Salm, Chairman of the Town of Clayton, objected to Amendatory Ordinance 3-04-97 and would like to see this done at the town level. He spoke in support of Amendatory Ordinance 3-01-97. Mike Schwartzbauer spoke in support of Amendatory Ordinance 3-01-97. He and his wife want to build a home there, and possibly have a stable for horses. The land is high in front and goes down to wetlands in the back. They may raise pheasants also. Discussion held on land in Farmland Preservation being changed to A-2, General Farming District. Supervisor Schaidler explained the parcel is not in a transition zone for conversion from farmland. He said if they purchased 35 acres, they would not have to go through the zoning change.

Lee Vanden Heuvel of St. Raphael's Catholic Church, spoke in support of Resolution 185-397 - Authorize Rental of 229

Northwestern Avenue, Oshkosh to St. Raphael's Catholic Church. He stated the church will make the improvements that need to be made to bring it up to code. The church will sub-let the house to the Kurdish family. Rental insurance will be carried, as well as liability. The family arrived today, so they would like the lease signed as soon as possible. Jim Carpenter of Shelter Now spoke in support of Resolution 185-397. He stated the Kurdish children will be attending local schools and will be supervised after school. He said 50 individuals are expected to come. They will be eligible for Social Services benefits. The people are very employable. This is the only site in Wisconsin where these people are being settled. The renters will pay the utilities for the house.

Al Broullire urged people to vote on election day because if they don't vote, they have nothing to say.

Al Wenig, Recreation Director for the Oshkosh School District, spoke in support of Resolution 183-397 - Approve Winnebago County Park Master Plan. Tom Widzinski, President of Oshkosh Youth Soccer Club and representative of the Oshkosh United Soccer Club, spoke in support of Resolution 183-397. He stated they have worked with the county for the past 14 years to develop quality soccer fields. They have donated over \$85,500 and 3,375 hours of volunteer labor to upgrade the facilities. The Oshkosh Youth Soccer Club pledges to erect goal posts on all future fields for a cost of \$9,500 and 700 volunteer hours of labor. Oshkosh United Soccer Club pledges to purchase nets for each of the new fields for \$1,400, plus \$1,000 per year for 5 years to be used towards the planting of trees for the beautification of the soccer complex.

Dee Durkee, 1416 Beech Street, Oshkosh, WI, spoke in support of the religious group in the Town of Nepeuskun getting approval for a cemetery.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber was saddened at the passing of Warren Basler, the fixed base operator at Wittman Field for the past 30 years. He expressed his deepest sympathy to Warren's wife. He encouraged supervisors to view the painting in Circuit Court Branch I of the trial of Chief Oshkosh. It was donated to the county by former County Supervisor Virginia Nolan.

Park View Health Center contracted out for custodial services at a savings of \$63,000. There will be no layoffs, but four vacant custodi-

al positions were not filled.

He supports Resolution 182-397 - Appropriate the sum of \$918,000 to the Business Applications Capital Project Fund and authorize the County Executive and County Clerk to enter into a contract with PeopleSoft, Inc. for the purchase of business applications software and related items. Proposals went out to 28 companies and 12 responded. It was narrowed to 4, and the recommendation for PeopleSoft was made. Implementation costs were high. A consultant was hired to assist in who to implement the system. This is a necessity and will take two years to implement.

He supports Resolution 183-397 - Approve Winnebago County Park Master Plan. He feels the park is somewhat underdeveloped, but it could be used by more people.

He supports Resolution 187-397 - Dedication of 60' Right-of- Way for Extension of Mason Street and feels this should increase the value of the county's property.

He gave the following report:

This is my final formal Board meeting — as County Executive. Where has the time gone? It seems like “only yesterday” that you and I began working toward some important goals...

- * Renovate our physical plant
- * Improve County services
- * Stop increasing taxes

The past 4 years have passed all too quickly.

They have been productive years. The problems we faced together 4 years ago have been largely resolved.

We have successfully tackled the problem of jail overcrowding with the new Huber Work Release Center which now houses nearly 100. Unfortunately, the number of other inmates at the jail doubled in the last 2 years — and now we are revisiting the jail issue.

The juvenile detention problem was resolved by an extended agreement with our neighbor, Outagamie County — an agreement that works well, and continues through 1999. But, youthful criminal activity requires new and diversified attention, and we are addressing it with a comprehensive approach outlined in the Chinn Report. One step forward was taken by our judiciary in agreeing to have the same judge handle cases of repeated offenses by a particular juvenile.

We completed a new Human Services building in Neenah and created a new home for our Human Services departments in Oshkosh at the former WNL building.

We converted the former Social Services building to our Orrin King Administrative Building.

We took the Highway building off the back burner and pushed it to completion.

We completed several Courthouse renovations to provide facilities and space for several basic offices, and that effort continues.

We completed the Recycling Facility and then enlarged it to increase its capacity.

We enlarged our new Exposition building at the fairgrounds with two added wings.

We are nearing completion of the West Side Arterial — a costly project, but one which will greatly help the flow of people and products in the northern part of the county — and a large part of this highway will open later this year!

The past few years aren't just about buildings and construction.

We entered into a long term lease with EAA which greatly improves County revenues — and we are continuing an airport Master Plan which will assure orderly public and private development of Wittman Field and its environs. The EAA lease and the Master Plan will insure continuity well into the next century.

On the drawing boards now, we have the James Coughlin Center - - with construction about to begin — which will house all of our agricultural, recreational and environmental agencies — and someday, we hope, the DNR headquarters.

We are in the process of updating our County's information network. Our new fiber optics project will link together many public agencies throughout the county. And even now, our municipal fire and police agencies are working on a system to share information with neighboring communities throughout the Fox Valley.

As I have said before, Winnebago County has some challenges ahead — but with foresight and prudence in establishing priorities, they can be resolved so that the taxpayer is not crushed in the process.

Four years ago, I quoted Nobel Laureate, Economist Milton Friedman, to the effect that government spends 43% of the national income. When we realize that over 40% of the average taxpayer's income is spent on government — federal, state and local — we know how far America has traveled down the road to a different kind of society.

We have heard many sympathetic words about the tax burdens on the people — but little is actually done. People become cynical when

words don't match deeds.

Well, we have matched words with deeds. Four budgets have been submitted to you with tax rate reductions — even with a major capital improvement program underway. We have taken some small steps to reducing that property tax burden. I hope you, in cooperation with my successor, whoever she may be, will continue in that effort!

Among the challenges ahead are the implementation of W-2 — but we have already taken great strides in reducing the welfare caseload — for example, in just one year — from 840 AFDC cases in January 1996 to 486 cases in January 1997.

As mentioned, the jail issue has reappeared — and alternative solutions are now being examined. There is always the danger of over-reacting to statistics. For common sense solutions, a long-term perspective must be kept. As we all know, “the politician thinks of the next election, but the statesman thinks of the next generation.”

There is good news on the juvenile justice front. Juvenile crime is going down — and we have had several months of lower juvenile detention statistics. So the sky isn't falling, and we must be doing something right. But of course, we must strive to do better.

I face retirement with mixed feelings. I have found these past 4 years exhilarating and I hope you have, too.

We've been through a lot — good times, tough times — but I think you will agree with me — we have accomplished much.

Let me leave with words that express my philosophy of government — and I hope it's yours, too:

“...a wise and frugal government, which shall restrain men from injuring one another, which shall leave them otherwise free to regulate their own pursuits of industry and improvement, and shall not take from the mouth of labor the bread it has earned. This is the sum of good government....” (Thomas Jefferson's First Inaugural Address--March 4, 1801).

Let's continue to promote that kind of government in Winnebago County!

Jack D. Steinhilber
Winnebago County Executive

**COUNTY EXECUTIVE'S APPOINTMENTS
PUBLIC SAFETY BUILDING BOARD**

County Executive Steinhilber re-appointed Supervisor Stephen Rankin to the above board for a two-year term effective April 15, 1997

and expiring April 20, 1999. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

AFFIRMATIVE ACTION COMMISSION

Executive Steinhilber re-appointed Supervisor Dennis Payne to the above commission for a term effective April 15, 1997 and expiring April 18, 2000. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

COMMUNITY PROGRAMS BOARD

Executive Steinhilber presented the following names for re-appointment to the above board: Supervisors David Metzger and Mary Jo Widener, and Ms. Sharon Fiedler (citizen member) for three-year terms, effective April 15, 1997 and expiring April 18, 2000. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

WINNEBAGO COUNTY HOUSING AUTHORITY COMMISSION

Executive Steinhilber re-appointed Gregory G. Malkowsky to the above commission for a term beginning April 15, 1997 and expiring April 16, 2002. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

CITY OF MENASHA TAX INCREMENTAL FINANCING DISTRICT #4 JOINT REVIEW BOARD

County Executive Steinhilber appointed Supervisor David Kollath to the above board. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

ADVOCAP BOARD

County Executive Steinhilber appointed the following supervisors to the Advocap Board: Supervisors Dennis Payne, Helen Savas, Dorothy Schwartz and Jacquelyn Wagner for terms commencing April 15, 1997 and expiring April 20, 1999. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

LONG TERM SUPPORT PLANNING/ ADVISORY COMMITTEE

County Executive Steinhilber reappointed the following persons to

the above committee: Supervisors James Koziczkowski, Dorothy Schwartz and Helen Savas, and Mr. Ned Kline (citizen member). Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

SOLID WASTE MANAGEMENT BOARD

County Executive Steinhilber reappointed the following persons to the above board: Supervisors Patrick O'Brien and Herbert Kramer, and Mr. John Wilke (citizen Member) for terms beginning April 15, 1997 and ending April 18, 2000. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

A short reception honoring County Executive Steinhilber on his last meeting with the County Board was held.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl read a thank you letter received from Supervisor Helen Savas for the flowers and cards sent following her recent surgeries. Supervisor Egan was given a Certificate of Achievement to present to Rushford Town Chairman Wilbur Gehrke on his 25 years of service as Town Chairman for the Town of Rushford.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to A-2 for construction of a single family dwelling. Planning and Zoning Committee recommendation is for denial. Motion by Supervisor Schaidler and seconded to accept the denial. Supervisor Schaidler explained an A-1 parcel must be 35 acres or more in order to avoid rezoning. This parcel is only 20 acres. The committee felt it should be denied since the land is not suitable for development due to non-inclusion in a transition district. Vote to deny: Ayes: 13 - Maehl, Lauson, Schwartz, Sundquist, Troxell, Robl, Crowley, Schaidler, Hue, Arne, Diakoff, Brennand, Rankin. Nays: 23 - Kollath, Barker, Griesbach, O'Brien, Koziczkowski, Klitzke, Widener, Albrecht, Pech, Frassetto, Montgomery, Watry, Planalp, Wagner, Putzer, Footit, Payne, Kramer, Finch, Sievert, Egan, Rengstorf, Metzger. Excused: 2 - Savas and Lawson. County Board refused to deny, and referred back to Planning and Zoning Committee.

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to R-2 (single-family) for existing single family lots.

Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3-02-97. A request from Stephen and Zaiga Maasen and John and Elizabeth Korger for rezoning from A-2 (General Farming District) to R-2 (Suburban Residential District, Single-Family, Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to R-3 for use as a duplex. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3-03-97. A request from David W. Moon for rezoning from R-1 (Rural Residential District, Single-Family, Non-Subdivided) to R-3 (Two-Family Residential District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: text amendment to the Winnebago County Town/County Zoning Ordinance, Section 17.02(3) to add (d). Amendment requires lots over 5 acres to meet subdivision lot standards prior to permit issuance if the lot was created after the date of this amendment. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE. (Three ayes.)

AMENDATORY ORDINANCE NO. 3-04-97. A request from Planning & Zoning Committee for text amendment to the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Schaidler and seconded to adopt. Supervisor Sievert stated the towns would like more communication between the towns and county on changes which affect them. Ayes: 22 - Kollath, Barker, Griesbach, Maehl, Koziczkowski, Klitzke, Lauson, Albrecht, Schwartz, Planalp, Putzer, Troxell, Robl, Payne, Crowley, Schaidler, Finch, Hue, Diakoff, Brennand, Rankin, O'Brien. Nays: 14 - Widener, Pech, Frassetto, Montgomery, Watry, Sundquist, Wagner, Footit, Kramer, Sievert, Arne, Egan, Rengstorf, Metzsig. Excused: 2 - Savas and Lawson. Carried.

AMENDATORY ORDINANCE 5. A request from Town of Rushford on behalf of Albright Brothers for change from A-1 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 174-397 — Transfer the Sum of \$46,902 from the Fund Balance of Park View Health Center to the Land Account of Park View Health Center.

WHEREAS, In December of 1996, the County received a property tax bill which included a special assessment notice from the City of Oshkosh for the installation of city water and sewer mains, and laterals to connect Park View to the city water supply, and

WHEREAS, funds totaling \$46,902 were not included in the 1996 budget for this part of the project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates a sum of \$46,902 from the fund balance of Park View Health Center to the Land account of Park View Health Center for the purpose of paying the City of Oshkosh for installation of the above described mains and laterals to connect Park View to the City of Oshkosh water supply.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Lawson. CARRIED.

AMENDED RESOLUTION NO. 175-397 — Encourage Interchange with Overpass for Highway 110 Intersection

WHEREAS, the Wisconsin Department of Transportation is now developing plans for improving Highway 110; and

WHEREAS, said improvements include the installation of a four (4) lane roadway on the portion of Highway 110 which includes the Highway 110/Highway 116 intersection; and

WHEREAS, the residents of the Village of Winneconne, Town of Winneconne, Town of Poygan, students, parents and staff of the Winneconne Community Schools; workers going to and from work and the traveling public utilize the Highway 110/Highway 116 intersection on a daily basis; and

WHEREAS, safety is vitally important to everyone — local residents and the traveling public; and

WHEREAS, the vehicular traffic using the Highway 110/Highway

116 intersection has increased steadily over the past ten (10) years resulting in an increased number of accidents and near misses at said intersection; and

WHEREAS, the placement of the four (4) lane roadway without an interchange with an overpass at the Highway 110/Highway 116 intersection would most certainly increase the number of accidents, injuries and perhaps deaths.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors of Winnebago County, Wisconsin hereby encourages the Wisconsin Department of Transportation to design and include in the final Highway 110 improvement project, an interchange with an overpass at the Highway 110/Highway 116 intersection.

Submitted by:
HIGHWAY COMMITTEE AND
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 176-397 — 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, 1997 through March 31, 1998.

STRAIGHT MATTER

\$1.1996c per line Single Column

\$2.4664c per line Double Column

TABULATED MATTER

\$1.5424c per line Single Column

\$3.1711c per line Double Column

DISPLAY OR BLOCK

\$13.60 per column inch, daily

\$14.70 per column inch, Sunday

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 2 - O'Brien and Finch. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 177-397 — Authorize Transfer of Funds Into Labor Account and Other Operating Expense Account, Wittman Regional Airport Budget

WHEREAS, the Labor Account and Other Operating Expense Account within the Wittman Regional Airport Budget were over expended at the end of the 1996 Budget year; and

WHEREAS, unexpended funds existed within the Capital Outlay Account and Cash Reserves Account of Wittman Regional Airport to cover said over expenditure.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$22,704 from the Capital Outlay Account of the 1996 Wittman Regional Airport Budget and \$28,493 from the Cash Reserves Account of the 1996 Wittman Regional Airport Budget to the following accounts in the following amounts within the Wittman Regional Airport 1996 Budget:

Labor Account	\$17,734
Other Operating Expense Account	\$33,463

Submitted by:
AVIATION COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Two-thirds vote required. Ayes: 36. Nays: 0. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 178-397 — Accept Bid of Econo Print of Oshkosh, Inc. for Printing of County Board Proceedings

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the following bid be accepted and contract executed:

Bid of Econo Print of Oshkosh, Inc., Oshkosh, Wisconsin to print the proceedings of the Winnebago

County Board of Supervisors at a cost of \$134.11 per month for 165 copies based upon 22 pages per copy. The cost per additional page per 165 monthly proceeding booklets shall be \$4.45. The term of the agreement based upon the bid shall be from April 1, 1997 through March 31, 1998.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 179-397 — Authorize Support of Assembly Joint Resolution #7 (Unfunded Federal Mandates)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates its support for Assembly Joint Resolution #7, a copy of which is herewith attached and incorporated as a part of this resolution by reference.

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 all legislators representing residents of Winnebago County in the Wisconsin State Legislature; to Congressman Thomas Petri and to United States Senators Russell Feingold and Herbert Kohl; to Governor Tommy Thompson; and to the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Supervisor Montgomery suggested sending the resolution to the NACo Intergovernmental Relations Committee. Ayes: 36. Nays: 0. Excused: 2 - Savas and Lawson. CARRIED.

ORDINANCE NO. 180-397 — Amend Section 15.51, General Code of Winnebago County (Solid Waste Secured During Transportation)

WHEREAS, the Winnebago County Highway Department and Winnebago County Solid Waste Management Board has experienced

continued problems with regard to people failing to secure solid waste being transported within Winnebago County and specifically to the Winnebago County Landfill; and

WHEREAS, the present ordinance which is in effect with regard to solid waste being secured during transportation is presently ineffective in that the County must prove that the solid waste is being transported to the Winnebago County Landfill and in that the penalties for not properly securing solid waste are lax; and

WHEREAS, the Solid Waste Management Board believes that the proposed amended ordinance, which is herewith attached and incorporated as a part of this resolution by reference, will allow the Winnebago County Solid Waste Management Board and the Winnebago County Sheriff's Department to more effectively enforce the requirement that solid waste being transported within the County be properly secured so as to not blow over on to Winnebago County highways and on to property adjacent to those highways.

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

That Section 15.51 be amended as is indicated on the attached pages.

BE IT FURTHER ORDAINED by the Board of Supervisors of the County of Winnebago that said Ordinance shall take effect as of April 15, 1997.

Submitted by:
SOLID WASTE MANAGEMENT BOARD

Withdrawn by Supervisor O'Brien.

RESOLUTION NO. 181-397 — Authorize Support of Assembly Joint Resolution #6 (Balance Federal Budget)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates its support for Assembly Joint Resolution #6, a copy of which is herewith attached and incorporated as a part of this resolution by reference.

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 all legislators representing residents of Winnebago County in the Wisconsin State Legislature; to Congressman Thomas Petri and to United States Senators Russell

Feingold and Herbert Kohl; to Governor Tommy Thompson; and to the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 32. Nays: 4 - Kollath, Widener, Pech and Kramer. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 182-397 — Appropriate the sum of \$918,000 to the Business Applications Capital Project Fund and authorize the County Executive and County Clerk to Enter into a contract with PeopleSoft, Inc. for the purchase of business applications software and related items.

WHEREAS, Our current business applications software is inflexible and inefficient in collecting, processing, storing and reporting information, and

WHEREAS, Business applications software is defined as the applications of General Ledger, Budget, Accounts Receivable, Invoicing, Accounts Payable, Fixed Asset and report writing tools for the Finance Department; Purchasing and Encumbrance for the Purchasing Department; and Human Resources, Payroll and Benefits Administration for the Personnel/Payroll Department, and

WHEREAS, Our current systems are not compatible with the year 2000, and would have to be re-written at substantial cost, and

WHEREAS, Our current systems run on an outdated Data General mainframe computer which is becoming more difficult and expensive to maintain, is being phased out in the year 2000, and the process of converting our current applications to another type of system would require a substantial investment, and,

WHEREAS, the benefits of a new system will include; 1) a near paperless system, 2) a significant reduction in storage space requirements, 3) elimination of unproductive manual bookkeeping systems, and 4) timely financial information available to all departments connected to and properly trained in use of the systems, and

WHEREAS, the total cost to replace these systems which include software, hardware, training and related implementation costs is estimated to be no more than \$1,350,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago

County Board of Supervisors that it hereby appropriates the sum of \$918,000 to the Business Applications Capital Project Fund to begin the project and hereby authorizes the County Executive and County Clerk to execute a contract with PeopleSoft, Inc. to purchase business applications software, training, and related items.

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.

Fiscal note attached as Attachment A

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Arne moved to strike out "no more than" on line 39. Motion withdrawn. Vote on resolution: Two-thirds vote required. Ayes: 33. Nays: 3 - Klitzke, Putzer and Metzger. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 183-397 — Approve Winnebago County Park Master Plan

BE IT RESOLVED by the Winnebago County, Board of Supervisors that it hereby approves the Winnebago County Park Comprehensive Master Plan as presented by R.H. Rettler and Associates to the Winnebago County Board of Supervisors at its Special Orders of Business Meeting on March 11, 1997.

Submitted by:

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 34. Nays: 1 - Finch. Abstention: 1 - Klitzke. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 184-397 — Authorize Execution of Easement Agreement to Charles L. Prellwitz and Diane L. Prellwitz

WHEREAS, Winnebago County presently owns title to a recreational trail which is located in the Town of Nepeuskun; and

WHEREAS, said recreational trail was formerly a railway right-of-way and was deeded to Winnebago County approximately 20 years ago; and

WHEREAS, farmers and other property owners in the railroad have traversed the right-of-way for purposes of gaining access to farm fields adjacent to the recreational trail and were doing so prior to the time that title to the recreational trail passed to Winnebago County; and

WHEREAS, Charles L. Prellwitz and Diane L. Prellwitz have requested that an easement be granted by Winnebago County to them for access to agricultural property which they own; and

WHEREAS, Winnebago County is willing to provide said easement provided that the Prellwitz's use of said property is limited to agricultural purposes.

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 an easement to Charles L. Prellwitz and Diane L. Prellwitz, upon payment to Winnebago County of the sum of \$1.00, for purposes of allowing ingress and egress to property owned by Mr. and Mrs. Prellwitz and their successors in title for agricultural purposes. A copy of said proposed easement agreement is herewith attached and incorporated as part of this resolution by reference.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 185-397 — Authorize Rental of 229 Northwestern Avenue, Oshkosh to St. Raphael's Catholic Church

WHEREAS, Winnebago County acquired a residence located at 229 Northwestern Avenue, City of Oshkosh, as a part of a transaction wherein Winnebago County purchased the Wisconsin National life Insurance Company building; and

WHEREAS, Carolyn Plummer possessed a life estate in the home at the time that Winnebago County acquired said property; and

WHEREAS, Carolyn Plummer passed away during the summer of 1996, thus extinguishing her life estate in the property located at 229

Northwestern Avenue; and

WHEREAS, said residence is presently vacant; and

WHEREAS, Winnebago County does not anticipate any need on the part of the County to utilize said property for at least the next year; and

WHEREAS, use of that property by Winnebago County for any purpose other than a residence would necessitate a great deal of remodeling with regard to said property to meet necessary codes; and

WHEREAS, St. Raphael's Catholic Church has inquired as to the possibility of renting said property for the purpose of housing a Kurdish refugee family; and

WHEREAS, your undersigned Committee believes that rental of said property to St. Raphael's Catholic Church would be in the best interest of Winnebago County at the present time.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Corporation Counsel and the Winnebago County Executive to negotiate a lease between St. Raphael's Catholic Church and Winnebago County for the rental by the County to St. Raphael's Catholic Church of the property located at 229 Northwestern Avenue, City of Oshkosh, for the purpose of housing a Kurdish refugee family.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute a lease to St. Raphael's Catholic Church for the rental of said property for a term not to exceed one (1) year at a monthly rental rate not to be less than \$500.00 per month, with St. Raphael's Catholic Church to pay for all utilities as to said residence.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said lease agreement is authorized pursuant to terms as approved by the County's Corporation Counsel.

Submitted by:

PROPERTY MANAGEMENT &
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 186-397 — Create Section 25.12 -1996-1998 Rules of the Winnebago County Board of Supervisors (Create Information Systems Committee)

WHEREAS, the Information Systems Department has become an increasingly important and complex part of Winnebago County government; and

WHEREAS, as technologies have been developed and improved, the costs of keeping pace with said technology have also increased; and

WHEREAS, your undersigned Board member believes that it is increasingly important that the Winnebago County Board of Supervisors be informed as to the working of the Information Systems Department.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby creates Section 25.12 of the 1996- 1998 Rules of the Winnebago County Board of Supervisors to read as follows:

25.12 Information Systems Committee

This Committee shall be composed of five (5) members appointed by the County Board of Supervisors. The primary duties of such Committee shall be to review all proposals and needs relating to Winnebago County's present and future Information Systems needs and technologies related thereto.

Submitted by:

JOSEPH N. MAEHL

COUNTY BOARD SUPERVISOR, DIST. #6

Motion by Supervisor Maehl and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2 - Savas and Lawson. CARRIED.

RESOLUTION NO. 187-397 — Dedication of 60' Right-of-Way for Extension of Mason Street

WHEREAS, the City of Oshkosh has officially mapped the extension of Mason Street south connecting with Osborn Street (currently, Mason Street terminates at the north property line of the former Winnebago County Highway Department. The City intends to extend Mason Street from its terminating point south to the intersection of Osborn Street); and

WHEREAS, the extension of Mason Street will cross the former county Highway Department property; and

WHEREAS, the extension of Mason Street will improve traffic flows; and

WHEREAS, the extension of Mason Street will enhance the county's options for development or sale of the property.

NOW, THEREFORE, BE IT RESOLVED that your Property Management and Maintenance Committee authorizes Winnebago County to dedicate a 60 foot right-of-way to the City of Oshkosh for the extension of Mason Street.

Submitted by:
PROPERTY MANAGEMENT &
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 35. Nays: 1 - Crowley. Excused: 2 - Savas and Lawson. CARRIED.

ORDINANCE NO. 188-397 — Create Section 16.03(4), General Code of Winnebago County (Sanitary Ordinance)

WHEREAS, your undersigned Committee believes that it is necessary and in the best interest of Winnebago County that no sanitary permits be issued by Winnebago County until the applicant has presented adequate evidence to show that the proposed construction is in compliance with the Winnebago Town/County Zoning Ordinance, the Winnebago County Land Division Ordinance and any applicable Town Zoning Ordinances; and

WHEREAS, your undersigned Committee believes that such an amendment to the Winnebago County Sanitary Ordinance would allow comprehensive enforcement of all ordinances relating to zoning, land division and sanitation within Winnebago County.

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

That Section 16.03(4) of the General Code of Winnebago County be created to read as follows:

16.03 SANITARY PERMITS.

(4)CROSS-COMPLIANCE.

- (a) No sanitary permit shall be issued until such time as adequate evidence is presented to show that the proposed construction would be in compliance with the

Winnebago County Town/County Zoning Ordinance, Winnebago County Land Division Ordinance, or any applicable Town Zoning Ordinance.

- (b) Permit applications, including site plans, shall be required to meet the requirements of the Winnebago County Land Records Ordinance.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this Ordinance shall be effective as of the date following the date of its publication.

Submitted by:
PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 32. Nays: 4 - Sundquist, Footit, Rengstorf and Montgomery. Excused: 2 - Savas and Lawson. CARRIED.

AMENDED ORDINANCE NO. 189-397 — Amend Sec. 18.56, General Code of Winnebago County and Amend Chapter 18 Table 1 of General Code of Winnebago County (Subdivision Ordinance)

WHEREAS, your undersigned Committee believes that the Winnebago County Subdivision Ordinance should be amended so as to provide that no permit for a principal structure such as a house or business will be issued until the frontage in width requirements for said house are met unless specifically exempted; and

WHEREAS, your undersigned Committee believes that there is a need to further specify lot size requirements as are indicated in Table 1 of Chapter 18 of the General Code of Winnebago County.

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

That Section 18.56 of the General Code of Winnebago County be amended to read as follows:

Section 18.56 Lots. (3) LOT FRONTAGE.

- (a) Unless otherwise noted in Table 1, or an applicable Town Ordinance, all newly created lots shall have a minimum frontage of 33 feet on a public street, and where applicable, a minimum frontage of 33 feet on navigable water.
- (b) A CSM or Plat creating a new parcel without frontage on a

public street shall contain one or more of the following statements applicable:

1. Areas under County Zoning Jurisdiction: Applications for County zoning permits for residential structures (principal or accessory) and all other principal structures, except agricultural, shall not be considered for approval until the parcel meets the public street frontage and lot width requirements of the applicable non-agricultural zoning district (as noted in Table 1).
2. Areas under Town Zoning Jurisdiction:
 - a. Applications for County sanitary permits shall not be considered for approval until the parcel has a minimum of 33 feet of frontage on a public street.
 - b. Provision for a proposed CSM or plat for a parcel containing a valid sanitary permit: A parcel containing a valid sanitary permit shall not be further subdivided unless the newly created parcels maintain or create a minimum of 33' of frontage on a public street for the area containing the sanitary permit.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago as follows:

That Chapter 18 Table 1 of the General Code of Winnebago County be amended to read as follows:

Note 6: residential property within the Air-1 district requires a minimum of five (5) acres for new lot creations.

Note 10: A-1 & A-2 parcels \geq 5 acres are farm parcels.

A-1 & A-2 parcels \leq 5 acres are residential parcels.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that Chapter 18 Table 1 of the General Code of Winnebago County be amended to read as follows:

Unsewered Area (County Zoning Jurisdiction)...

A-1 (< 5 acres)

Non-shoreland: R-1 43,000 sq ft 200' 33' 1, 2, 3, 6, 10

R-2 20,000 sq ft 100' 33' 1, 2, 3, 6, 10

R-3 43,000 sq ft 200' 33' 1, 2, 3, 6, 10

Shoreland: R-1 43,000 sq ft 200' 33' 1, 2, 3, 6, 8, 9, 10
may reduce to

20,000 sq ft 100' 33' 1, 2, 3, 6, 8, 9, 10

R-2 20,000 sq ft 100' 33' 1, 2, 3, 6, 8, 10

R-3 43,000 sq ft 200' 33' 1, 2, 3, 6, 8, 10
 Unsewered A-2 (< 5 acres)
 Non-shoreland See A-1 (< 5 acres)
 Shoreland See A-1 (< 5 acres)
 Sewered Area (County Zoning Jurisdiction)...
 A-1 (< 5 acres)
 Non-shoreland: R-1 12,000 sq ft 85' 33' 1, 2, 6, 10
 R-2 9,000 sq ft 65' 33' 1, 2, 6, 10
 R-3 10,000 sq ft 85' 33' 1, 2, 6, 10
 Shoreland R-1 10,000 sq ft 85' 33' 1, 2, 6, 8, 10
 R-2 10,000 sq ft 65' 33' 1, 2, 6, 8, 10
 R-3 10,000 sq ft 85' 33' 1, 2, 6, 8, 10
 Sewered Area A-2 (< 5 acres)
 see A-1 (< 5 acres)

Submitted by:
 PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 32.
 Nays: 4 - Montgomery, Footit, Egan and Rengstorf. Excused: 2 -
 Savas and Lawson. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn until
 Tuesday, April 15, 1997 AT 6:00 P.M. CARRIED BY VOICE VOTE.
 Meeting adjourned at 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 18, 1997.

Linda Wolfe
 Winnebago County Clerk

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