

Proceedings

of the County Board of Supervisors of Winnebago County Wisconsin

ADJOURNED SESSION

Tuesday, April 15, 1997

Tuesday, May 20, 1997

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, June 3, 1997

ADJOURNED SESSION

Tuesday, June 17, 1997

Tuesday, July 22, 1997

Tuesday, August 19, 1997

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, September 2, 1997

ADJOURNED SESSION

Tuesday, September 23, 1997

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Wednesday, November 5, 1997

ADJOURNED SESSION

Tuesday, November 18, 1997

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Tuesday, January 6, 1998

ADJOURNED SESSION

Tuesday, January 20, 1998

Tuesday, February 24, 1998

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, March 10, 1998

SINE DIE SESSION

Tuesday, March 17, 1998

PRINTED BY AUTHORITY OF THE COUNTY BOARD

Joe Maehl, Chairman

Linda Wolfe, County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, APRIL 15, 1997

Chairman Joseph N. Maehl called the meeting to order at 6:30 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 and O'Brien.

Supervisor Lauson moved and it was seconded to approve the minutes of March 11 and 18, 1997. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda, but to consider Resolutions 199-497 and 196-497 before 190-497. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Pamela A. Nigh regarding damages and injuries due to an accident with a Winnebago County Highway Department vehicle was referred to the Personnel & Finance Committee.

Notice of Claim from John Niesen regarding damages to vehicle due to alleged improper road maintenance by the Winnebago County Highway Department was referred to the Personnel & Finance Committee.

Notice of Claim from Christopher A. and Heidi L. Keller regarding an auto accident on the Little Lake Butte des Morts Bridge was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Fr. Richard F. McCaslin, S.J., for change from A-2 to P-1 for a religious retreat house was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from David J. Williams for change from A-1 to M-1 for an office and parking area was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from David G. Hildebrand for change from B-5 to R-5 for planned urban development was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Greg Schuh for change from A-2 to R-5 for a three-unit condominium was referred to the Planning & Zoning Committee.

An invitation to attend a WCA educational seminar entitled, "County Finance Strategies: Debt Financing, Investments and Collections" on Monday, April 28 at the Oshkosh Hilton and Convention Center was read.

A letter was received from Gene Schwarze, NHA, Administrator, Rolling Hills Rehabilitation Center, Sparta, Wisconsin, indicating Monroe County's support of our Resolution No. 173-297, "Ensure County Participation in all Phases of Changing the Long-Term Care Financing and Delivery Systems".

Information and registration forms were received from the Department of Agriculture, Trade and Consumer Protection for training sessions for farmland preservation agreements. The three sessions will be held at Baraboo, Wisconsin, on May 1, 1997; Chippewa Falls, Wisconsin, on May 7, 1997; and Shawano, Wisconsin, on May 9, 1997.

An invitation was received to attend the East Central Wisconsin Regional Planning Commission's mini-conference, "Responsibility for Providing Public Services for Development in Rural Areas". This conference will be held at Liberty Hall in Kimberly, Wisconsin, on April 25, 1997, from 8:30 a.m. to noon. There is no advance registration.

A letter was received from Senator Michael Ellis acknowledging the Board's concerns cited in Resolution No. 160-297, "Support Raising Minimum Dollar Amount for Public Works Contracts Requiring Performance Bond".

A letter was received from M. E. Raines of Weyauwega, Wisconsin, expressing his concerns about urban sprawl and the loss of valuable farmland, grasslands and forests. He included an editorial from the Waupaca County Post regarding the same and encouraged local governments to intervene.

A memorandum was received announcing the upcoming historic county courthouse conference to be held on June 10, 1997, at the Wisconsin Center in Madison. This conference is being co-sponsored by the State Historical Society of Wisconsin, the Wisconsin Counties Association and the Wisconsin Trust for Historic Preservation.

Registration information was received for the NACo Conference in Baltimore, Maryland, July 11-15, 1997. Registrations must be postmarked by May 26, 1997.

COMMITTEE REPORTS

Supervisor Sundquist reported the Public Safety Building Board will have a structural analysis of the Safety Building conducted. They found the building was very well built by Fluor Brothers Construction. They will decide whether an addition is feasible or cost-effective.

Supervisor Schwartz invited supervisors to attend the Community Programs and Social Services Annual Public Hearings on April 29, 1997 at 2 P.M. at the Menasha Public Library and on May 1, 1997 at 6 P.M. in the County Board Room at the Courthouse.

Supervisor Widener announced this week is the Week of the Volunteer. She thanked all the volunteers throughout the county.

Supervisor Wagner complimented Personnel Director Bill Wagner on the report he sent to the County Board. The house that is being remodeled for the Kurdish family is almost ready for occupancy. She asked the County Executive to run an ad in the paper to rent the Highway Department building. The second floor could be used for county departments or office space. It could be used for a Job Center to house Advocap and Winne-Fond Lake.

Supervisor Lauson reported the former Sportsman's Park clubhouse is being renovated by the BMX Club. The BMX track will be relocated to that area. The Kids Cart Club will be building a go-cart track nearby.

Supervisor Schaidler reported the zoning change requested by Steinacker Farms has been postponed until May 15, 1997 and will be brought back to the County Board in May.

Supervisor Griesbach said the Mobile Command Vehicle should be finished in May.

Supervisor Montgomery urged supervisors and committee chairmen to review the Analysis of the 1997-1999 State Budget prepared by Wisconsin Counties Association and take any resolutions necessary to their committee or the Legislative Committee.

Supervisor Hue asked that the report he submitted to the County Board on per diem be referred to the Personnel & Finance Committee. He hopes a resolution will be presented in May on County Board per diem.

PUBLIC HEARING

Al Broullire, 1038 Jefferson, Oshkosh, Wis. chided those who did not vote in the spring election. He stated "only you can make a difference."

Walt Chrapla, 721 Mitchell Street, Neenah, Wis. spoke regarding Resolution 196-497 - Appropriate the Sum of \$1,323,500 to the Winnebago County Park Capital Project Fund Over the 2-Year Period 1997-98 for Improvements as Outlined in Phase 1 of the Community Park Master Plan. He asked what the relationship of the housing subdivisions adjacent to the park to the park drainage. Supervisor Lauson stated the City of Oshkosh budgeted \$80,000 for the Kope subdivision west of the park. He spoke on Resolution 199-497 - Increase Budget for James P. Coughlin Building by \$285,031. He felt the bids were put out too late, resulting in higher costs. He suggested priorities be set for the various county projects planned.

Kathi Stopher, 1185 Gay Drive, Neenah, Wis. spoke against Amendatory Ordinance 04-03-97 due to concerns about the displacement of wetlands.

Pat Seubert, 618 S. Green Bay Road, Neenah, Wis. appeared on behalf of some of the citizens living near the Kimberly-Clark plant referred to in Amendatory Ordinance 04-01-97. The proposed use for a truck terminal had the neighbors very concerned. The Planning & Zoning Committee came up with a compromise that everyone agrees with. He thanked the committee for its efforts.

Bernard Pitz, 617 W. Irving, Oshkosh, Wis., spoke in opposition to Resolution 212-497 - Authorize Moratorium on Zoning Amendments, Land Subdivision and Conditional Use Permits, Town of Black Wolf - Winnebago County Shoreland Overlay District. He owns property in the Town of Black Wolf that he feels would be adversely affected by this.

COUNTY EXECUTIVE'S REPORT

Newly-elected County Executive Van De Hey spoke briefly. She stated she plans to go through the resolutions each month during her County Executive's Report. She will give information and recommendations regarding the resolutions.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl welcomed Supervisor Helen Savas back after her illness. He asked the Information Systems Steering Committee

to meet with him after the County Board meeting. County Board Chairman Maehl announced the resignation of Supervisor Jill Watry, District 16, effective May 20, 1997. He commended her on being a very fine supervisor and wished her well in the future.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS

COMMITTEE ON AGING

Chairman Maehl asked for confirmation of the re-appointment of the following people to the Committee on Aging: Patty Maehl, Supervisors Mary Jo Widener and Muriel Crowley. Their terms will expire April 18, 2000. Motion by Supervisor Metzsig and seconded to adopt. CARRIED BY VOICE VOTE.

INFORMATION SYSTEMS COMMITTEE

Chairman Maehl asked for confirmation of his appointment of the following people to the newly-created Information Systems Committee: Supervisors John Schaidler, David Metzsig, Patrick Brennand, Don Arne and Tom Pech. Alternates will be Supervisors Donald Griesbach and Frank Frassetto.

Their terms of office will begin immediately and end on April 21, 1998. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT ON SESQUICENTENNIAL COMMITTEE'S PROPOSED COUNTY HISTORY BOOK

Supervisor Albrecht reported that a \$30,000 grant will be submitted to produce a county history book. The last complete history of the county was done in 1912. He introduced Michael Goc, an author who has written over 20 books on cities, counties and villages. His company, New Past Press, is the largest publisher of community history books in the state. He has won five awards of merit from the State Historical Society. He has written nine books on Winnebago County to date. He is currently working on a history of aviation in the state. He works with volunteers from the communities in the county, historical societies and others to get their input into the books. The cost of the book will be from \$45,000 to \$55,000. Usually the books pay for themselves through sales. He recommends 2,000 copies be printed, at a cost of \$25.00. The books would sell for approximately \$30.00.

Other projects being discussed by the Sesquicentennial Committee are a Sesquicentennial float, a quilt, and other ideas.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to M-2 for the purpose of a parking lot for industrial use. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-01-97. A request from Kimberly-Clark Corporation for zoning change from R-2 Suburban Residential Lot (single-family, subdivided) to M-2 (Heavy Industrial District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Finch abstained.

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to R-1 for the purpose of placing an entire parcel within one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4-02-97. A request from Michael Haase 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 M-1 for the purpose of industrial development. Motion by Supervisor Schaidler and seconded to deny. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4-03-97. A request from Harris & Associates, Inc. (Duane L. Fox) for zoning change from Wetlands to M-1 (Light Industrial & Office District). Motion by Supervisor Schaidler and seconded to deny. Ayes: 35. Nays: 0. Excused: 3 - O'Brien, Egan and Barker. CARRIED.

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to R-2 for the purpose of developing a single family subdivision. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4-04-97. A request from Martenson & Eisele (Wayne Volkman) 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. Nays: 2 - Montgomery and Widener.

AMENDATORY ORDINANCE NO. 5. A request from the Town of Vinland on behalf of Cat Dancer Products, Jim Boelke, owner, for rezoning from A-2 to B-3. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 190-497: Provide County Share (\$3,000) for 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 culverts on Indian Point Road at the total cost of six thousand dollars (\$6,000); and

WHEREAS, this County Board by Resolution #7, dated January 28, 1958, adopted certain guidelines and restrictions for aiding townships in the construction, improvement or repairing of town bridges located in Winnebago County pursuant to Sec. 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 culverts on Indian Point Road be approved for aid in the amounts set forth as follows:

Town of Oshkosh	\$3,000.00
County's Share	<u>\$3,000.00</u>
Total Project Cost	\$6,000.00

BE IT FURTHER RESOLVED that the County's share in the amount of \$3,000.00 be made available from the Highway Department Bridge Maintenance Account.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 1 - Crowley. Excused: 4 - O'Brien, Egan, Barker, Savas. CARRIED.

RESOLUTION NO. 191-497: Authorize The Transfer Of \$11,000 From The 1996 Undesignated Fund Balance To Labor And Other Operating Expense Accounts Of The Coroner's 1996 Budget

WHEREAS, the Winnebago County Coroner's Office incurred unexpected autopsy and medical costs during 1996 in excess of what was included in the 1996 budget;

WHEREAS, labor and overtime costs exceeded amounts included in the 1996 budget due to the increased case load;

WHEREAS, there are no funds available within other expense categories in the Coroner's 1996 budget to cover the overages.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$4,000 to the labor expense category and \$7,000 to the other expense category of the Winnebago County Coroner's 1996 budget, from the General Fund Undesignated Fund Balance of 1996.

SUBMITTED BY
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excised: 4 - Barker, O'Brien, Savas and Egan.
CARRIED.

RESOLUTION NO. 192-497: Authorize The Transfer Of \$3,072 Of Accumulated Interest From The Non-Point Pollutions Abatement Program Grant Funds To The Other Equipment - Capital Outlay Account Of The Land And Water Conservation Department

WHEREAS, the Winnebago County Land And Water Conservation Department needs to purchase a Novell computer software license package and a wiring hub to operate the software and related hardware;

WHEREAS, the software and hardware are necessary for the legal networking of the computer aided design and drafting system and the plotter device used to print large scale maps and project plans generated by staff using the AutoCad system and our Geographic Information System;

WHEREAS, the department only recently became aware of the need for these components and associated costs and therefore was unable to anticipate them during preparation of the 1997 budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3,072 from accumulated interest earned on the Non-point Pollution Abatement Program Grant funds to the "Other Equipment" fund of the Winnebago County Land and Water Conservation Department for the purchase of said software and equipment.

SUBMITTED BY: LAND CONSERVATION COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Maehl and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Barker, O'Brien, Savas, Sundquist, Egan. CARRIED.

RESOLUTION NO. 193-497: Authorize The Transfer Of \$10,000 From The General Contingency Fund To The Maintenance Department Building Repairs Account For The Purpose Of Installing A Card Security System In The Oshkosh Human Services Center

WHEREAS, there have been security problems at the Oshkosh Human Services Center;

WHEREAS, a new secured entry system is needed to prevent unauthorized entry into various sections of the building;

WHEREAS, there are no funds included in the 1997 for such a system.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$10,000 from the General Contingency Fund of Winnebago County to the Building Repairs and Maintenance Account of the Maintenance Department to purchase and install a card reader security system for the Oshkosh Human Services Center.

SUBMITTED BY:
PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE AND PERSONNEL & FINANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Barker, O'Brien, Savas, Sundquist, Egan. CARRIED.

RESOLUTION NO. 194-497: Authorize The Transfer Of \$5,800 From The Accumulated Surplus Of The Property Tax Lister Department To The Other Capital Equipment Account Of The Property Tax Lister Department For The Purpose Of Purchasing A New Copy Machine.

WHEREAS, the copy machine in the Property Tax Lister Department is producing poor quality copies and repairs have not been able to produce better quality copies;

WHEREAS, funds were not included in the 1997 budget because it was believed that a used machine would be available to be transferred from another department in early 1997;

WHEREAS, none of the used machines were capable of being repaired to produce good quality output.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5,800 from the "Accumulated Surplus" of the Property Tax Lister Department to the "Other Capital Equipment Account" of the Tax Lister Department for the purpose of purchasing a new copy machine.

SUBMITTED BY:
PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Barker, O'Brien, Savas and Egan.
CARRIED.

RESOLUTION NO. 195-497: Authorize Transfers Totaling \$29,000 From The Grant Reimbursement Account Of The Child Support Department To The Temporary Employees Account Of The Clerk Of Courts Office And Capital Outlay Account Of The Child Support Department.

WHEREAS, funds are needed to move the Child Support Director to the first floor of the courthouse and complete the move of the Child Support Agency to the first floor of the Courthouse;

WHEREAS, funds are also needed in the Clerk of Courts Office for temporary help with the KIDS Child Support Collections System;

WHEREAS, the Child Support Agency has been notified that additional Program Enhancement funding will be made available in 1997.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$20,500 from the Grant Reimbursement Revenue Account of the Child Support Agency to the Capital Outlay Account of the Child Support Agency to move the Director to the first floor of the Courthouse and to complete the move of the Child Support Agency to the first floor of the Courthouse;

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorized the transfer of \$8,500 from the Grant Reimbursement Account of the Child Support Agency to the Temporary Employees Account of the Clerk of Courts office for the purpose of paying for temporary help related to the KIDS system.

SUBMITTED BY: JUDICIARY AND PUBLIC SAFETY
COMMITTEE AND PERSONNEL & FINANCE
COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes:
34. Nays: 0. Excused: 4 - O'Brien, Barker, Savas and Egan.
CARRIED.

**RESOLUTION NO. 196-497: Appropriate The Sum Of
\$1,323,500 To The Winnebago County Park Capital Project
Fund Over The 2-Year Period 1997-98 For Improvements As
Outlined In Phase I Of The Community Park Master Plan**

WHEREAS, The Winnebago County Board of Supervisors
approved the Winnebago County Park Master Plan as presented
at its March, 1997 Board Meeting, and

WHEREAS, Phase I of the Master Plan includes grading,
utilities, roadway improvements, parking lot additions, soccer
fields and related administrative costs as outlined in the attached
"Exhibit A", and

WHEREAS, costs of Phase I will be incurred during the period
1997 and 1998.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago
County Board of Supervisors that it hereby appropriates the sum
of \$1,323,500 to the Community Park Capital Project Fund over
the two year period 1997-98 as follows:

1997 — \$ 675,000

1998 — \$ 648,500

BE IT FURTHER RESOLVED by the Winnebago County Board
of Supervisors that funds to pay for the 1997 portion of \$675,000
are appropriated from the General Fund of Winnebago County with
said fund to be reimbursed from the 1997 bond issue;

BE IT FURTHER RESOLVED by the Winnebago County Board
of Supervisors that funds to pay for the 1998 portion of \$648,500
are appropriated from the General Fund of Winnebago County as
of January 1, 1998, with said fund to be reimbursed from the 1998
bond issue; Fiscal note attached as Exhibit A.

SUBMITTED BY:
PARKS AND RECREATION COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

EXHIBIT "A"**COMMUNITY PARK MASTER PLAN IMPLEMENTATION**

A. PROPOSED 1997 BONDING - \$675,000 & 1998 BONDING - \$648,500	
B. PHASE 1 PROJECT COSTS:	
Demolition	\$ 26,300
Grading and drainage elements	533,100
Utilities	150,200
Roadway alignment and trail development	218,200
Parking lot installation	51,500
Soccer fields	94,000
Administrative	
(e.g. Contingency, architect fees, wage rates, etc.)	250,200
TOTAL COSTS	<u>\$1,323,500</u>

Motion by Supervisor Lauson and seconded to adopt. Supervisor Hue asked if the county has considered charging admission to the parks. Supervisor Lauson stated if state funding changes, it may be necessary to charge a user fee. The Highway Department will be considered in the bid proposal for grading and drainage work. Supervisor Finch expressed concern that if the state withdraws funding, the towns might then have to pay for the shortages as they did when the cities were removed from paying for the County Health Department.

Vote on resolution: Ayes: 29. Nays: 4 - Klitzke, Robl, Crowley and Finch. Abstention: 1 - Kramer. Excused: 4 - Lawson, O'Brien, Egan, Barker and Savas. CARRIED.

RESOLUTION NO. 197-497: Authorize Support For Assembly Bill #2 (Prohibit Name Changes By Prisoners, Probationers And Parolees)

WHEREAS, Assembly Bill #2 has been introduced in the Wisconsin State Legislature which would prohibit name changes by prisoners, probationers and parolees while under the supervision of the Department of Corrections; and

WHEREAS, your undersigned Committee believes that the passage of such Bill would be in the best interest of the citizens of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes its support of Assembly Bill #2.

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 Wisconsin Counties Association, to the office of Governor Tommy Thompson, and to all state legislators representing constituents within Winnebago County.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 29. Nays: 5 - Klitzke, Pech, Schwartz, Kramer and Sundquist. Excused: 4 - O'Brien, Egan, Barker and Savas. CARRIED.

RESOLUTION NO. 198-497: Authorize County Auditor To Coordinate County Board Meeting And Conference Registrations

WHEREAS, the Winnebago County Clerk has asked to be relieved of the duty of coordinating meeting and conference registrations for the County Board of Supervisors due to an increased workload in her office; and

WHEREAS, the Winnebago County Auditor has indicated a willingness to take on said responsibilities.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to oversee and coordinate all meeting and conference registrations on behalf of the Winnebago County Board of Supervisors.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 20 - Kollath, Montgomery, Griesbach, Maehl, Klitzke, Widener, Lauson, Albrecht, Pech, Schwartz, Planalp, Wagner, Troxell, Payne, Lawson, Hue, Sievert, Diakoff, Rengstorf, Metzsig. Nays: 13 - Koziczkowski, Frassetto, Watry, Sundquist, Putzer, Footit, Robl, Kramer, Schaidler, Finch, Arne, Brennand, Rankin. Excused: 5 - Barker, O'Brien, Savas, Crowley, Egan. CARRIED.

RESOLUTION NO. 199-497: Increase Budget For James P. Coughlin Building By \$285,031

WHEREAS, bids were recently received by Winnebago County for the construction of the new James P. Coughlin Office Building; and

WHEREAS, as a result of the presently active building climate, has received for said project were \$285,031 above the projected costs for said project; and

WHEREAS, your undersigned Committee believes that it is in the best interest of Winnebago County to appropriate said additional funds for said project so as to pay for the costs of said project as originally designed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates an additional amount of \$285,031 from the General Fund of Winnebago County for construction costs related to the construction of the new James P. Coughlin Office Building.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the General Fund of Winnebago County shall be reimbursed in the above amount from a subsequent bond issued to pay for the costs of the construction of the James P. Coughlin Office Building.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to suspend County Board Rule 8.10 which states that 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. CARRIED BY VOICE VOTE.

Supervisor Wagner moved and it was seconded to adopt. Tom Martin, Hoffman Corporation, advised that the bids were received a week ago and they were 9.5% over the budget of December, 1996. He stated the reason is because of the dynamic market in the construction industry now. He said bids were scheduled to go out in February, but were delayed until March because of floor plan changes. We were supposed to build and occupy the building by late 1996, but we waited for the DNR to see if they were going to occupy the building. There is no guarantee that if the county rebids this, it will be less than it is now.

Supervisor Putzer has been asked about the bonding program. He plans to bring in a resolution at the next meeting on how to pay for capital projects without putting it onto future generations.

Mr. Martin said there is a shortage of masons and the mechanical/heating industry is in demand because of the many schools being built or remodeled. The Highway Department is interested in the asphalt portion of the road work and the Parks Department will be contacted about doing the landscaping. They are working at cutting costs because the bids were higher than anticipated. Options will be presented to the Property Management and Maintenance Committee in the next few weeks. Supervisor Rankin asked what problems would be encountered if the project was delayed. Mr. Martin stated there would be occupancy problems for the departments who will be housed there. Supervisor Finch felt the building should be built as proposed and any cuts be limited. Supervisor Kollath asked how the bonding would be affected if the county waited until fall to build the building. Mr. Orenstein said the bonding is going to take place in June or July of this year. The money could be taken out of the General Fund and replaced when the bonding is approved next year.

Vote on resolution: Ayes: 34. Nays: 1 - Kollath. Excused: 3 - Barker, O'Brien and Egan. CARRIED.

RESOLUTION NO. 200-497: Approve Appraisal Of Tax Deed Property (2046 County Road A, City Of Neenah)

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, an appraisal of a tax deeded property acquired as a result of delinquent real estate taxes as a consequence of an In Rem action wherein judgment was rendered during 1997 has been made; and

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

Parcel # 010-0179-11
2046 County Road A
S09T19R17
PT SE SW COM INTR CL HWY A &
S L N44DG E 214.03 FT ALG CL
HWY S46DG23E 243.3 FT TO S
L W 323 FT TO BEG
\$21,000

WHEREAS, the appraisal value of said property as provided by the appraiser has 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 appraisal of the parcel of property listed above, which was acquired by the Winnebago County Treasurer for tax delinquency pursuant to an In Rem judgment entered during 1997. The full appraisal report for the parcel shall be incorporated as a part of this resolution. (A copy of the appraisal report 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 - Barker, O'Brien, Savas and Egan. CARRIED.

RESOLUTION NO. 201-497: Approve Appraisal Of Tax Deed Property (1086 Melrose Street, City Of Neenah)

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, an appraisal of a tax deeded property acquired as a result of delinquent real estate taxes as a consequence of an In Rem action wherein judgment was rendered during 1985 had been made at \$7,900; and

WHEREAS, it has been subsequently discovered that a boundary dispute exists between the legal description of the property and the legal descriptions of the adjoining property owners on both sides substantially reducing the value of the property; and

WHEREAS, the parcel number, legal description and adjusted appraised value of said tax deeded property is as follows:

City of Neenah, Sixth Ward
1086 Melrose Street
PARCEL #806-0770
N 51.78 FT OF S 60.95 FT OF
LOT 33, BLOCK 6
\$3,000

WHEREAS, the appraisal value of said property as provided by the appraiser has 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 appraisal of the parcel of property listed above, which was acquired by the Winnebago County Treasurer for tax delinquency pursuant to an In Rem judgment entered during 1985. The full appraisal report for the parcel shall be incorporated as a part of this resolution. (A copy of the appraisal report 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 - O'Brien, Egan, Barker and Savas. CARRIED.

RESOLUTION NO. 202-497: Commendation for Linda Walsh

WHEREAS, Linda Walsh has been employed with Park View Health Center of Winnebago County for the past twenty-nine years and one month, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Linda Walsh 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 Linda Walsh 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 Linda Walsh.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 203-497: Commendation to Jack Steinhilber

WHEREAS, Jack Steinhilber has faithfully served the citizens of Winnebago County for the past four years as County Executive; and

WHEREAS, he has shown outstanding leadership in his capacity as County Executive for the past four years; and

WHEREAS, it is appropriate that the County Board acknowledge Mr. Steinhilber's years of selfless and dedicated service.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended upon his retirement from County office 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 Jack Steinhilber.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 204-497: Disallow Claim of Gene A. Coplien

WHEREAS, your Personnel and Finance Committee has had the claim of Gene A. Coplien 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 Gene A. Coplien dated March 14, 1997, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Barker, O'Brien, Savas and Egan.
CARRIED.

RESOLUTION NO. 205-497: Disallow Claim of Frank McGinnis

WHEREAS, your Personnel and Finance Committee has had the claim of Frank McGinnis 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 Frank McGinnis dated March 10, 1997, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Barker, O'Brien, Savas and Egan. CARRIED.

RESOLUTION NO. 206-497: Replace One Full-Time Position Of Energy Assistance Program Coordinator With One Full-Time Position Of Social Worker: Social Services Department

WHEREAS, newly adopted legislation for Wisconsin Works (the W-2 Program) requires the creation of a Kinship Care Program in each county that is designed to monitor and regulate voluntary arrangements and the distribution of funds for the care of children by a relative other than a parent; and

WHEREAS, because of the complexities and professional dimensions of the program administration requirements, the Kinship Care Program should be administered by a certified social worker; and

WHEREAS, the Social Services Department currently has on its Table of Organization a position of Energy Assistance Program Coordinator, that is presently vacant, and is scheduled to be permanently discontinued.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Energy Assistance Program Coordinator within the Social Services Department be, and hereby is replaced with one full-time position of Social Worker.

BE IT FURTHER RESOLVED, that funds to cover the full cost of the position of Social Worker be applied from available State funding via the Kinship Care Grant Program.

Submitted by,
SOCIAL SERVICES BOARD AND PERSONNEL AND
FINANCE COMMITTEE

Motion by Supervisor Crowley and seconded to adopt. Dennis Wendt, Director of Social Services, stated there will still be two

positions to handle energy assistance. Supervisor Diakoff moved and it was seconded to amend the resolution as follows: BE IT FURTHER RESOLVED that the position will be taken off the Table of Organization upon termination of state funding. DIAKOFF AMENDMENT CARRIED BY VOICE VOTE. Vote on resolution as amended: Ayes: 33. Nays: 0. Excused: 5 - Barker, O'Brien, Savas, Crowley and Egan. CARRIED.

RESOLUTION NO. 207-497: Create Position Of User Support Specialist—Public Safety, In The Information Systems Department

WHEREAS, the maintenance of the Computer Assisted Dispatch (CAD) System requires a large number of work hours; and

WHEREAS, to date, the Sheriff's Department has attempted to maintain the CAD system by assigning a considerable amount of overtime hours to dispatchers for this purpose and, in addition, has delegated a number of assignments to other units of government in order to keep up with the workload; and

WHEREAS, the current arrangement for maintaining the CAD is not cost effective, has resulted in numerous data entry errors in need of correction, and leaves no one available to serve as a backup for the Information Systems staff person who is responsible for addressing systems, equipment, software, and user problems; and

WHEREAS, the best long-term plan to cost-effectively maintain and improve the reliability of the CAD system is through the creation of a singularly accountable position within the Information Systems Department for this purpose and for other CAD user support services; and

WHEREAS, the Sheriff has recommended that the appropriate placement of this position be within the Information Systems Department.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time position of User Support Specialist—Public Safety be, and hereby is created within the Winnebago County Information Systems Department.

BE IT FURTHER RESOLVED, that funding to cover the cost of this position be transferred from the Salary Contingency Fund.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Supervisor Schaidler moved to refer the resolution to the newly-created Information Systems Committee. Chairman Maehl ruled Supervisor Schaidler's motion out of order since voting had already begun. Vote on resolution: Ayes: 28. Nays: 6 - Maehl, Schwartz, Troxell, Kramer, Sievert and Brennand. Excused: 4 - O'Brien, Egan, Barker and Savas. CARRIED.

Supervisor Schaidler moved and it was seconded to reconsider Resolution 207-497. Ayes: 21. Nays: 13 - Griesbach, Albrecht, Pech, Frassetto, Sundquist, Planalp, Wagner, Footit, Payne, Finch, Diakoff, Rankin and Rengstorf. Excused: 4 - O'Brien, Egan, Barker and Savas. CARRIED.

Supervisor Schaidler moved and it was seconded to refer the resolution to the newly-created Information Systems Committee. Ayes: 26. Nays: 8 - Albrecht, Pech, Planalp, Wagner, Footit, Kramer, Finch and Diakoff. Excused: 4 - O'Brien, Egan, Barker and Savas. MOTION TO REFER TO INFORMATION SYSTEMS COMMITTEE CARRIED.

RESOLUTION NO. 208-497: Authorize Appropriation Of \$4500.00 - Winnebago County Sesquicentennial History Book

WHEREAS, the Winnebago County Sesquicentennial Committee has recommended the publication of a book detailing the history of Winnebago County, in celebration of Wisconsin's Sesquicentennial; and

WHEREAS, it is estimated that the approximate cost of publishing such a book would be \$45,000; and

WHEREAS, the County Auditor has indicated that as much as \$30,000 in grant money may be available for the publication of such a book; and

WHEREAS, the Sesquicentennial Committee has indicated that approximately 10% of the total cost of said book would be necessary as seed money in relationship to investigating the possibility of publication of such a book and making a down payment for publication; and

WHEREAS, your undersigned Committee believes that revenues from the sale of such a book should be sufficient to cover any costs not paid for by grants received in relationship thereto.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$4500.00 in relationship to the publication of a Sesquicentennial history book relating to Winnebago County from the General Fund of Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any revenues gained from the sale of said book shall be appropriated to the General Fund of Winnebago County as reimbursement to that fund.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 — Barker, O'Brien, Savas, Footit, and Egan. CARRIED.

RESOLUTION NO. 209-497: Urge U.S. Navy to Name Seawolf Submarine "Manitowoc"

WHEREAS, Manitowoc Shipbuilders built 28 submarines in the City of Manitowoc during World War II; and

WHEREAS, that facility and its significance to World War II has never been acknowledged; and

WHEREAS, the Manitowoc firm recently completed its 28th submarine 19 months ahead of schedule and returned \$1.8 million dollars in unused government funds to the United States Government; and

WHEREAS, Congress recently approved building three \$1.5 billion dollar Seawolf submarines, the largest attack submarine in the Navy's fleet; and

WHEREAS, the third of these Seawolf submarines has not yet been named; and

WHEREAS, your undersigned Supervisor is of the opinion that the third Seawolf submarine should be named "Manitowoc" in honor of Manitowoc Shipbuilders and that city which has made such a significant contribution to the United States submarine fleet.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby urges the United States Navy to name its last Seawolf submarine "Manitowoc" in honor of that city.

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 Senators Herbert Kohl and Russell Feingold; Congressmen Thomas Petri and Jay Johnson; to Secretary of Defense John Dalton; to U.S. Navy Chief of Naval Operations Admiral Jay Johnson; to Governor Tommy Thompson; former Governor Lee Dreyfus; the Wisconsin Counties Association and all legislators representing constituents within Winnebago County.

Submitted by:
JOSEPH N. MAEHL
DISTRICT #6 SUPERVISOR

Motion by Supervisor Maehl and seconded to adopt. Supervisor Frassetto suggested sending the resolution to the entire Congressional delegation from Wisconsin. Supervisor Frassetto read the following resolution: Support of Submarine named "Manitowoc" - WHEREAS, Manitowoc, Wisconsin, produced 28 submarines for the U.S. Navy during World War II and cities which have had submarines previously named after them such as: Tucson, Arizona; Boise, Idaho; and Cheyenne, Wyoming have had nothing to do with the U.S. Navy's heritage, and WHEREAS, Joe Maehl was an 18-year old trumpet player in a Navy Band during World War II when he traveled to Manitowoc on 8 occasions to perform for the commissionary of submarines, and NOW, THEREFORE, BE IT RESOLVED, ADVOCAP'S Senior Service Department and its 525 RSVP and Nutrition volunteers resolve that on this 15th day of April, 1997, do hereby support Joe Maehl and his initiative to name the latest U.S. nuclear submarine, the Manitowoc. Respectfully submitted, ADVOCAP'S Senior Service Department and Its Volunteers.

Vote on Resolution 209-497: Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Savas, Footit and Egan. CARRIED.

ORDINANCE NO. 210-497: Create Section 3.11, General Code Of Winnebago County - Establish Fee For Marriage Licenses

WHEREAS, the County Clerk and the staff of that office are occasionally requested to travel to the Oshkosh Correctional Institution, Winnebago County Huber Facility, County Jail, and Winnebago Mental Health Institute in order to process requests for marriage licenses; and

WHEREAS, Section 765.15, Wisconsin Statutes authorizes a County Board to increase the license fee of \$49.50 by any amount, which amount shall become a part of the funds of the County; and

WHEREAS, Brown County and Dodge County charge an additional fee for out-of-courthouse marriage license application processing; and

WHEREAS, it is in the best interest of Winnebago County to charge an additional fee for out-of-courthouse marriage license application processing, in that the time and travel incurred to perform this service is an additional burden upon the taxpayers of

Winnebago County.

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

The creation of Section 3.11, General Code of Winnebago County, which shall read as follows:

3.11 MARRIAGE LICENSE FEE (1) AUTHORITY. This ordinance is adopted pursuant to the authority provided under Sec. 765.15, Wisconsin Statutes.

(2) The fee for marriage licenses in Winnebago County shall be as follows:

(a) Applications made and processed within the Winnebago County Courthouse: As Provided pursuant to State Statute (present amount: \$49.50)

(b) For licenses applied for or processed outside of the Courthouse: \$10.00 in excess of the fee as provided for in State Statute (present fee: \$59.50).

(3) EFFECTIVE DATE. This ordinance shall take effect on May 15, 1997.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Withdrawn by Supervisor Rengstorf.

RESOLUTION NO. 211-497: Create Section 3.12, General Code Of Winnebago County: Establish Maximum Amount Allowed For Claims For Damages By Dogs To Certain Domestic Animals

WHEREAS, Section 174.11, Wisconsin Statutes, permits persons who have claims for damages by dogs to certain domestic animals to bring such claims against the County Dog License Fund; and WHEREAS, Section 174.11(4), Statutes, requires the County Board to allow the fair market value of the domestic animal as the amount of the claim for domestic animals killed by a dog; and

WHEREAS, Section 174.11(4), Statutes, requires that the County Board allow the costs of the injury to a domestic animal, including any loss of fair market value, but not to exceed the fair market value of the domestic animal, as the amount of the claim for a domestic animal injured by a dog; and

WHEREAS, Section 174.11(5), Statutes, permits the County Board to establish the maximum amount that may be allowed for a claim under Section 174.11, Statutes; and

WHEREAS, Section 174.09(2), Statutes, provides that any surplus in excess of \$1,000 remaining in the Dog License Fund at the end of a license year shall be paid by the County Treasurer to the County Humane Society or other designated organizations; and

WHEREAS, unlimited claims under Section 174.11, Statutes, could exhaust the Dog License Fund.

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

The creation of Section 3.12 of the General Code of Winnebago County which shall read as follows:

3.12 CLAIMS FOR DAMAGES BY DOGS TO CERTAIN DOMESTIC ANIMALS.

(1) **AUTHORITY.** This ordinance is created pursuant to that authority provided under Section 174.11, Statutes.

(2) **LIMITATION ON CLAIMS FOR DAMAGE BY DOGS TO DOMESTIC ANIMALS.** The maximum amount that may be allowed for a claim for damages by dogs to domestic animals, including loss of fair market value, injury or death, under Section 174.11, Statutes, shall be limited to \$1,000 per domestic animal.

(3) **EFFECTIVE DATE.** This ordinance shall take effect on the date following its date of publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 1 - Schaidler. Excused: 4 - Savas, O'Brien, Egan and Footit. **CARRIED.**

RESOLUTION NO. 212-497: Authorize Moratorium On Zoning Amendments, Land Subdivision And Conditional Use Permits, Town Of Black Wolf - Winnebago County Shoreland Overlay District

WHEREAS, the Town of Black Wolf, on February 17, 1997, adopted a moratorium on zoning amendments, land division and conditional use activity for a period not to extend beyond December 21, 1997; and

WHEREAS, Winnebago County has zoning authority in the Town of Black Wolf in relationship to the shoreland overlay district; and

WHEREAS, the moratorium ordinance adopted by the Town of Black Wolf is not applicable to the Winnebago County Shoreland

Overlay District; and

WHEREAS, on March 21, 1997, the Town of Black Wolf requested that the County adopt a similar moratorium with regard to the shoreland overlay district, which is within the zoning jurisdiction of Winnebago County; and

WHEREAS, your undersigned Committee recommends that such a moratorium be adopted by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts a moratorium with regard to any applications for zoning amendments, conditional use permits or land division within the Winnebago County Shoreland Overlay District existing within the Town of Black Wolf which Winnebago County has zoning jurisdiction over.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said moratorium shall not extend beyond December 21, 1997.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 33. Nays: 1 - Sundquist. Excused: 4 - O'Brien, Egan, Savas and Footit. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn until Monday, May 19, 1997 at 9 A.M. for the County Board Tour. CARRIED BY VOICE VOTE. Meeting adjourned at 9:45 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, 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 15, 1997.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, MAY 20, 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 Rankin.

Roll Call: All present except Supervisors Rengstorf and Wagner.

Supervisor Planalp moved and it was seconded to adopt the agenda with the change of order of the resolutions. Supervisor Planalp asked that Resolution Nos. 228-597, 230-597, 226-597 and 231-597 be acted on first. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

A memorandum from Wisconsin Counties Association (WCA) regarding the "Midwest Conference of Counties (MCC) Annual Meeting" was received. This conference will be held in Ann Arbor, Michigan from June 24-27, 1997. Registration must be received by June 6. Hotel reservations must be made by May 24, 1997.

A memorandum from WCA regarding the NACo Conference was received. The NACo Conference will be held in Baltimore, Maryland from July 11-15, 1997. Registrations must be in by May 26 to qualify for the reduced rate.

Supervisors who were interested in registering for these two conferences were asked to contact Gary Mayer, County Board Auditor.

A letter from Thuy Morzenti, Policy Advisor for Governor Thompson, was read. In his letter, Mr. Morzenti thanked the Winnebago County Board of Supervisors for sending a copy of

Resolution No. 179-397, "Authorize Support of Assembly Joint Resolution #7 (Unfunded Federal Mandates)" and Resolution No. 181-397, "Authorize Support of Assembly Joint Resolution #6 (Balance Federal Budget)."

A letter from Sen. Ellis thanking the County Board for sending a copy of Resolution No. 181-397, "Authorize Support of Assembly Joint Resolution #6 (Balance Federal Budget)" was read.

A letter from David Saichek, President of the State Bar of Wisconsin, regarding the Commission on Violence and Justice System's Final Report and Recommendations was read. This report is on file in the County Clerk's Office.

A fax from Tom Ziolkowski to Supervisor Hue regarding problems at the intersection of County Road "GG" and County Road "A" was read.

A letter from Robert A. Schultz, 5819 I-Ah-Maytah Road, Oshkosh, to Supervisor Hue regarding permanent and portable bathroom facilities at the County's boat landing on Cowling Bay was read.

A note from Wilbur E. Gehrke to the County Board was read thanking them for the certificate he received upon his retirement as Chairman of the Town of Rushford.

A fax to the County Clerk from the Fond du Lac County Executive's Office was read. Fond du Lac County is trying to determine if one of their County Board Supervisors has the distinction of being the longest serving elected official in the state who is a member of organized labor. They are conducting a survey of Wisconsin counties.

Petition for Zoning Amendment from Jeffrey G. Harrmann for change from A-1 to R-1 for an existing residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Patrick Kempen for change from R-1 to R-3 for an existing dwelling was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Donald H. Lornson for change from B-3 to light industrial for distribution and light manufacturing was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from George Cowling for change from B-3 and R-1 to M-1, R-3 and R-1 for light industry and residential development was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Harrison Sturgis, Jr., for change from R-1 to R-2 for single-family residential development was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Aurora Properties LLC for

change from B-2/M-1 to B-3 for a gift, nursery and gardening business was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Ralph M. Bergman to 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 the Planning & Zoning Committee for amendment to the Winnebago County Town/County Zoning Ordinance to add Section 17.35 (Wireless Communications Facilities) was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Barker reported that she attended meetings of the Fox Wolf Partnership Group, the Great Lakes Non-Point Abatement Coalition and a land use seminar in April. At all of these meetings, land use and urban sprawl seem to be the most important issues in solving pollution problems in the watershed program.

Supervisor Hue commented on the two letters he received that were read to the Board. He told the Board that he has contacted the Parks and Recreation Committee regarding the letter from Mr. Schultz and the Highway Committee regarding the letter from Mr. Ziolkowski.

Supervisor Lauson reported that the Parks Department crews have been very busy getting all the parks ready for summer. He encouraged the Board to read the "April Report of the Parks Committee" that they received in their packet. He also complimented Supervisor Pech for the fine job he is doing with the work group that was formed to evaluate several points regarding the construction of an indoor ice arena. Supervisor Lauson told the Board that the Parks & Recreation Committee, at the request of Supervisor Payne, will be forming an advisory group to study the issue of a race track at the fairgrounds. The Committee and Supervisor Payne feel that there probably is a need for such a facility, but that a complete study should be done before making any formal recommendations to the Board.

Supervisor Robl spoke to the Board regarding Resolution No. 226-597, "Resolution Authorizing the Borrowing of Not to Exceed \$9,200,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor." He explained that \$2.7 Million of this bond issue will be used to complete the West Side Arterial Roadway from State Highway 150 north to County Road "DD." He also pointed out that the cost of this project increased primarily because of the cost of purchasing properties for the right-of-way.

Supervisor Brennand told the Board that officers for the newly formed Information Systems Committee have been selected. Supervisor Metzger is the Vice Chairman, Supervisor Pech is the Secretary and Supervisor Brennand is the Chairman. He also informed the Board that Resolution No. 207-497, "Create Position of User Support Specialist—Public Safety, In the Information Systems Department", which was referred to the Information Systems Committee last month for more study, will be brought back to the full Board in June.

Supervisor Diakoff asked the Board to submit their per diem, at least through the month of April, so that the number of committee days can be determined and a resolution submitted to the Board approving any excess days.

Supervisor Sundquist reported that the Public Safety Building Board and the Property Management & Maintenance and Judiciary & Public Safety Committees will be meeting to discuss the structural engineering report on the Safety Building. He explained that once this report has been analyzed, they will be able to determine what can and cannot be done at the Safety Building.

Supervisor Pech spoke to the Board regarding the work group that is evaluating the possible construction of an indoor ice arena in the Oshkosh area. He told the Board that the survey sent to area middle schools indicates that there is an interest in ice hockey and other ice rink activities.

Supervisor Schaidler reported to the Board that the request for zoning change for Steinacker Farms, Inc., made by Mr. & Mrs. Michael Schwartzbauer in March, has been withdrawn. The reason for the withdrawal, is that they have been able to purchase a larger parcel of land that doesn't have to be rezoned. He also stated that the original parcel, located in the Town of Winchester, will now remain in A-1 and maintain its farmland preservation status. Everyone involved is happy with the outcome.

PUBLIC HEARING

Walter Chrapla, 721 Mitchell Street, Neenah, spoke to the Board about Resolution No. 226-597, "Authorize the Borrowing of Not to Exceed \$9,200,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor." Quoting from the 1996 General Finance Officers Association Capital Improvements Programming Report, Mr. Chrapla stated the importance of capital improvement projects is that citizens have more interest in them and become more involved. He also

expressed his concern about the 1997 Budget's total estimated outstanding debt, the employee trust fund's unfunded liability and other possible projects the County may begin in the future.

Karen Hochfeld, 918 Windward Court, Oshkosh; Darleen Wickman, 2896 Homestead Drive, Oshkosh; and James Hall, 2835 Homestead Drive, Oshkosh; expressed their support of Resolution No. 234-597, "Amend Sec. 9.24(10) and (11) General Code of Winnebago County (Obscenity Ordinance)."

Ted Galloway, 744 South Park Avenue, Neenah, and member of the Tri-County Ice Arena Management Committee, spoke in support of Resolution No. 231-597, "Authorize Lease Extension: Tri-County Recreation Association, Inc. (Tri-County Ice Arena)."

Delores Durkee, Oshkosh, expressed her concern about the County's ability to enforce the obscenity ordinance and the proposed amendment in Resolution No. 234-597, "Amend Sec. 9.24(10) and (11) General Code of Winnebago County (Obscenity Ordinance)."

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey addressed the Board and told them that she has been busy meeting with department heads and discussing projects and goals. She said her assistant should be hired within the next couple of weeks and she hopes that person can act as a liaison to the County Board.

Executive Van De Hey told the Board that arrangements are being made to ward off potential problems that will be caused by anticipated energy shortages this summer. It was discovered that the CAD, Computer Assisted Dispatch System, would not have adequate backup energy to keep it operable in the case of a "brown out." She directed Art Druke, Maintenance Superintendent, to obtain a backup generator to support this system. Last weekend, this generator was tested and it was determined that if the Courthouse and the Orrin King Administration Building is closed, enough energy can be generated to keep CAD functional for hours or possibly days.

Executive Van De Hey told the Board that the Safety Building Space Needs Committee, at the direction of the state, is looking into courthouse/courtroom security. The Committee is primarily looking at studies that have already been done and current concerns about space needs. David Schmidt, County Planner, will then take the Committee's findings, compile them and make recommendations.

Executive Van De Hey has spoken with the Fox River Coalition regarding PCB reduction in the Fox River. The State of Wisconsin, the DNR and the Federal Government are working on ways of removing PCB's. However, the major problem is how to dispose of all the contaminants once they've been removed from the river. \$10 Million has been designated to fund a pilot program that will address this problem.

Executive Van De Hey reported that the University of Wisconsin Center-Fox Valley will be getting the anticipated funds from the State for equipment. Recently, there had been some doubt as to whether those funds would be forthcoming from the State, but the situation has been corrected.

Executive Van De Hey reported that the County has gotten some confirmation from the DNR that they would re-locate their office to the James Coughlin Building. Plans for this re-location are still being discussed.

Executive Van De Hey expressed hope that the W-2 Program and work force development will be in place by October, 1997. There is some concern at this point about funding for these programs. The situation is being monitored and she will keep the Board apprised of this situation.

Executive Van De Hey informed the Board that Winnebago County's debt service is at 13% and that its credit rating is still "AA." Economically, Winnebago County is still quite strong. She also reported that she will be going to New York at the end of the month for municipal bonding. She stated that she has been working with William Wagner, Chuck Orenstein and John Bodnar, on budget issues and complimented them on their professionalism and frugality when dealing with taxpayers money.

Executive Van De Hey spoke regarding Resolution No. 224-597, "Amend Section 17.1 of the Rules of the Winnebago County Board (Tentative Meeting Dates for 1997-1998)", asking that the Board consider changing the 1998 budget sessions from October 6, 19, 20 & 21 to October 20, November 9, 10 & 11.

Executive Van De Hey told the Board that she supports passage of Resolution Nos.: 219-597, "Oppose Assembly Bill 262 and Senate Bill 150"; 226-597, "Authorize the Borrowing of Not to Exceed \$9,200,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor"; 229-597, "Appropriate the Sum of \$125,000 for the Construction of General Aviation Small Aircraft Storage Hangars"; 231-597, "Authorize Lease Extension: Tri-County Recreation Association, Inc. (Tri-County Ice Arena)";

and 234-597, "Amend Sec. 9.24(10) and (11) General Code of Winnebago County (Obscenity Ordinance)."

Supervisor Footit then questioned Executive Van De Hey about the consolidation of the "office of Purchasing/Insurance with the Finance Department", asking if this wasn't a change to the Table of Organization that required approval by the County Board. Executive Van De Hey explained that when she took office, there was a recommendation "on the table" for two years that would change the "configuration" of the Purchasing/Insurance Department. For economical reasons, she decided to follow that recommendation, which required laying off the head of that department, Iris Ost. (Ms. Ost is eligible for benefits and to apply for other positions in the future.) The plan is to see if the two people still remaining in the Purchasing/Insurance Department are able to carry out the functions of that office. Purchasing/Insurance is now under the direction of and answers to the Finance Director. Executive Van De Hey explained that she is keeping her options open regarding this position until it can be determined that the level of service is maintained and that it is cost-effective. Supervisor Footit asked if she has "permanently combined" the Purchasing/Insurance Department with the Finance Department. Executive Van De Hey said "no." Supervisor Footit then stated that if she does make it permanent, he suspects it will need the approval of the County Board. Executive Van De Hey stated that if this project works as is intended and shows a cost savings, when she submits her budget to the County Board that position will not be budgeted for and, at that time, the Board will be able to vote to restore it or leave it out.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS

SUPERVISORY DISTRICT NO. 16 - MARGARET ANNE BROWN

Chairman Maehl appointed Margaret Anne Brown to Supervisor District No. 16 to fill the vacancy created by the resignation of Supervisor Jill Watry. Ms. Brown's term will begin immediately and end on April 21, 1998. Motion by Supervisor Lauson and seconded to approve. CARRIED BY UNANIMOUS VOICE VOTE.

Chairman Maehl administered the oath of office to Ms. Brown.

PARKS & RECREATION COMMITTEE

Chairman Maehl asked for the Board's approval of his appointment of Supervisor Margaret Anne Brown to the Parks & Recreation Committee. Her term would begin immediately and end April 21, 1998. Motion by Supervisor Montgomery and seconded to approve. CARRIED BY UNANIMOUS VOICE VOTE.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to P-1 to combine existing property into one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5-01-97. A request from the Jesuit Retreat House for change from A-2 (General Farming District) to P-1 (Institution and Recreational Park 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 M-1 for construction of an office building. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5-02-97. A request from David J. Williams for change from A-1 (Agri-Business District, Farmland Preservation) to M-1 (Light Industrial & Office District). 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-5 for development of a three unit condominium. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5-03-97. A request from Greg, Gary & Dennis Schuh for change from A-2 (General Farming) to R-5 (Planned Residential District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4. A request from the Town of Omro on behalf of Randy and Melissa Thilke for zoning change to "Residential." Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from the Town of Wolf River on behalf of Luedtke Bros. of Zittau for zoning change to R-1. Motion by Supervisor Metzsig and seconded to

adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from the Town of Wolf River on behalf of John W. Wachs for zoning change to A-3. Motion by Supervisor Metzsig and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Rushford on behalf of David Dobberstein for zoning change to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Omro on behalf of Mary Buckholt for zoning change to "Residential." Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

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:

15.51 SOLID WASTE SECURED DURING TRANS-

PORTATION. (1) AUTHORITY. This section of the Code is adopted pursuant to Section 59.70(2)(h), Wisconsin Statutes.

(2) PURPOSE. The purpose of this section of the Code is to establish a requirement that all solid and recyclable waste materials which is transported by motor vehicle within Winnebago County or to the Winnebago County Solid Waste Management facilities be properly secured during such transport so as to prevent any such solid waste from littering the streets, roads and highways located in Winnebago County.

(3) REQUIREMENTS. Any person, firm or corporation, or agent or employee thereof, transporting solid waste of any kind whatsoever within Winnebago County or to the Winnebago County Solid Waste Management facilities by motor vehicle or trailer attached to a motor vehicle shall provide cover or covers secured to said motor vehicle and trailer to prevent blowing, bouncing, leaking, falling or spilling of the solid and recyclable waste materials being transported. Actual leakage or spillage of such solid waste and recyclable materials is not necessary to constitute a violation of this section of the Code.

(4) SOLID WASTE DEFINED. (Sec. 289.01(33), Wisconsin Statutes). The term "solid waste" and "recyclable materials" means any garbage, refuse, sludge from a waste treatment plant, water supply treatment plant or air pollution control facility and other discarded or salvageable materials, including solid, liquid, semisolid, or contained gaseous materials resulting from industrial, commercial, mining and agricultural operations and from community activities, but does not include solid material and domestic sewage, or solid or dissolved materials in irrigation return flows or industrial discharges which are point sources subject to permits under Ch. 283, Statutes, or source material, as defined in Sec. 254.31(10), Statutes, special nuclear material, as defined in Sec. 254.31(11), Statutes, or bi-product material, as defined in Sec. 254.31(3), Statutes. The term "solid waste" includes yard and garden debris.

(5) ENFORCEMENT. Any person, firm or corporation violating this section may be cited by Winnebago County Solid Waste personnel or by the Winnebago County Sheriff's Department. All incoming solid waste at the Winnebago County Solid Waste Management facilities shall be checked by solid waste personnel at the scale facility to determine whether it is properly secured to the motor vehicle or trailer in which it is being transported. Persons, firms or corporations, or agents or employees thereof may be denied

use of the Winnebago County Solid Waste Management facilities for disposal of such solid waste and recyclable materials which are not properly secured.

(6) PENALTIES. The penalty procedure contained in Sec. 25.04 of the General Code of Winnebago County, Wisconsin shall apply to all violations of this section of the Code including the provisions for citation method of enforcement, with the exception that the penalty for the first offense for violation of this ordinance shall be \$50.00 plus applicable costs and fees; \$100.00 for the second offense for violation of this ordinance plus applicable costs and fees; \$500.00 for the third offense for violation of this ordinance plus applicable costs and fees and \$1,000.00 for the fourth and added offenses for violations of this ordinance plus applicable costs and fees.

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

Motion by Supervisor O'Brien and seconded to adopt. Motion by Supervisor Footit and seconded to amend 15.51 (2) "Purpose" and (3) "Requirements", by striking the word "or" after "within Winnebago County." Vote on amendment - Ayes: 13 - Barker, Griesbach, Albrecht, Schwartz, Brown, Sundquist, Footit, Troxell, Lawson, Sievert, Arne, Rankin and Metzger. Nays: 23. Excused: 2 - Rengstorf and Wagner. LOST. Vote on Resolution Ayes: 29. Nays: 7 - Kollath, Albrecht, Frassetto, Sundquist, Footit, Schaidler and Rankin. Excused: 2 - Rengstorf and Wagner. CARRIED

ORDINANCE NO. 210-497 Create Section 3.11, General Code Of Winnebago County - Establish Fee For Marriage Licenses

WHEREAS, the County Clerk and the staff of that office are occasionally requested to travel to the Oshkosh Correctional Institution, Winnebago County Huber Facility, County Jail, and Winnebago Mental Health Institute in order to process requests for marriage licenses; and

WHEREAS, Section 765.15, Wisconsin Statutes authorizes a County Board to increase the license fee of \$50.00 by any amount, which amount shall become a part of the funds of the County; and

WHEREAS, Brown County and Dodge County charge an additional fee for out-of-courthouse marriage license application processing; and

WHEREAS, it is in the best interest of Winnebago County to charge an additional fee for out-of-courthouse marriage license application processing, at a present rate of \$60.00, in that the time and travel incurred to perform this service is an additional burden upon the taxpayers of Winnebago County.

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

The creation of Section 3.11, General Code of Winnebago County, which shall read as follows:

3.11 MARRIAGE LICENSE FEE (1) AUTHORITY. This ordinance is adopted pursuant to the authority provided under Sec. 765.15, Wisconsin Statutes.

(2) The fee for marriage licenses in Winnebago County shall be as follows:

(a) Applications made and processed within the Winnebago County Courthouse: As Provided pursuant to State Statute.

(b) For licenses applied for or processed outside of the Courthouse: \$10.00 in excess of the fee as provided for in State Statute.

(c) Should an applicant request that a marriage license be issued within less than five (5) days after application, the County Clerk may charge an additional license fee of \$10.00.

(3) EFFECTIVE DATE. This ordinance shall take effect on June 15, 1997.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Rengstorf, Wagner, Putzer and Lawson.
CARRIED

RESOLUTION NO. 213-597: Authorize Acceptance of 1998 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 to help counties administer soil and water resource management programs in 1998; and

WHEREAS, your Land & Water Conservation Department has submitted a grant application in the amount of \$45,400 to the Wisconsin Department of Agriculture, Trade and Consumer

Protection; and

WHEREAS, the County Board must authorize acceptance of said grant.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee Chairman be and hereby is authorized, on behalf of Winnebago County, to accept a 1998 Soil and Water Resource Management Grant from the Wisconsin Department of Agriculture, Trade and Consumer Protection in or near the amount of \$45,400.

Submitted by:

LAND CONSERVATION COMMITTEE

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

RESOLUTION NO. 214-597: Disallow Claim of Christopher A. Keller and Heidi L. Keller

WHEREAS, your Personnel and Finance Committee has had the claim of Christopher A. Keller and Heidi L. Keller 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 Christopher A. Keller and Heidi L. Keller dated March 24, 1997, 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. 215-597: Disallow Claim of Pamela A. Nigh

WHEREAS, your Personnel and Finance Committee has had the claim of Pamela A. Nigh 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 Pamela A. Nigh

dated March 21, 1997, 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. 216-597: Disallow Claim of John Niesen

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

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of John Niesen dated March 5, 1997, 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. 217-597: Commendation to Carol Seibold

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

WHEREAS, Carol Seibold 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 Carol Seibold 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 Carol Seibold.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 218-597: Commendation to Mary Joan Guenther

WHEREAS, Mary Joan Guenther has been employed with Winnebago County for the past twenty years and ten months; twelve years, nine months with the Department of Community Programs, and eight years, one month as Confidential Secretary to the County Executive. During that time, Mary Joan Guenther has been a most conscientious and devoted County employee; and

WHEREAS, Mary Joan Guenther 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 Mary Joan Guenther 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 Mary Joan Guenther.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 219-597: Oppose Assembly Bill 262 and Senate Bill 150

WHEREAS, on April 9, 1997, Assembly Bill 262 and Senate Bill 150 were introduced in the State Legislature; and

WHEREAS, this legislation would provide that if a city, village or a town expended its own revenues to provide services such as law enforcement, patrol and investigative services, park department costs, housing authority costs, highway department costs, etc., that the city, village or town would be exempted from having to pay that portion of county tax levy that is used for such service; and

WHEREAS, such Bills would have a significant negative impact upon county provided services; and

WHEREAS, the fact that a city may provide that service does not prevent the use of county services by city taxpayers, for example: city taxpayers would continue to use county parks,

highways, university extension services and sheriff's services despite the provision of said services by a city; and

WHEREAS, the only way to ensure that taxpayers are receiving services for which they are paying is to implement an across-the-board system of user fees which, in all likelihood, will create an administrative nightmare for all levels of government.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates that it strongly opposes the passage of Assembly Bill 262 and Senate Bill 150.

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 constituents within Winnebago County, to the Wisconsin Counties Association, and to the Office of Governor Tommy Thompson.

Submitted by:

LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 29. Nays: 7 - Kozickowski, Widener, Pech, Schwartz, Putzer, Kramer and Arne. Excused: 2 - Rengstorf and Wagner. CARRIED.

RESOLUTION NO. 220-597: Authorize Support of Senate Bill 47 (Public Records - Customized Work Products)

WHEREAS, Senate Bill 47 has presently been introduced into the State Legislature, which would permit local governmental units, upon request of a person, to create a customized work product in any medium from information in existing records maintained by that unit that are accessible to that person by law; and

WHEREAS, said Bill would also provide that a unit of government may charge a fee, which may include cost of reproduction of existing records from which the product is compiled, plus labor, materials and equipment used; and

WHEREAS, said Bill would exempt a customized work product from laws governing records access and retention; and

WHEREAS, your undersigned Committee is in support of said Bill in that it would allow Winnebago County to charge for actual costs, including labor, of producing customized records, such as are produced by the GIS System, and would also allow Winnebago County to recoup the capital costs of said equipment used to produce said records from the user.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates its support for Senate Bill 47.

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 all legislators representing constituents from Winnebago County in the State Legislature, to the Office of Governor Tommy Thompson, and to the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

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

RESOLUTION NO. 221-597: Authorize Sale of Highway Remnant Parcel - Town of Winchester

WHEREAS, Winnebago County presently owns a triangular-shaped highway remnant which is adjacent to the property of Keith and Norma Schrader who reside at 8104 County Road MM, Town of Winchester; and

WHEREAS, Mr. and Mrs. Schrader have made an offer to Winnebago County to purchase said property for a price of \$100.00; and

WHEREAS, your undersigned Committee believes that the sale of said property to Mr. and Mrs. Schrader is in the best interest of Winnebago County and that the price offered for said property is just and reasonable.

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 transfer title by Warranty Deed to Keith and Norma Schrader of the parcel of property described below upon payment to Winnebago County of the amount of \$100.00. The legal description of said property is as follows:

A triangular shaped parcel of land in the SW 1/4 - SW 1/4, Section 19, T20N, R15E, that is bounded on the west by the west line of the said SW 1/4 - SW 1/4, bounded on the north by a line 660 feet north of and parallel with the south line of the said SW 1/4 - SW 1/4; and is bounded on the southeast by a line 40 feet southeasterly of and parallel with the new centerline of CTH "MM" as laid out under Project E 0-0(31), Boom Bay-Zittau Road described as follows:

Commencing at a point on the west line of said Section 19, 440 feet north of the southwest corner thereof; Thence N44° 28' 30" E

330.05 feet to the north line of said grantors lands.

Said parcel contains 0.79 acres, more or less; exclusive of all lands previously acquired or now used for highway purposes.

This parcel is located in the Town of Winchester, Winnebago County, Wisconsin in Certified Survey Map #3593.

Submitted by:

HIGHWAY COMMITTEE

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

**ORDINANCE NO. 222-597: Amend Section 5.02(6) and (7),
General Code of Winnebago County (Fee Schedule and
Salary - Winnebago County Sheriff's Department Reserve
Deputies)**

WHEREAS, Winnebago County enacted an ordinance, effective September 1, 1993, establishing a fee schedule and salary for reserve deputies with the Winnebago County Sheriff's Department; and

WHEREAS, salaries of said deputies have not been increased since that date; and

WHEREAS, the fee schedule for deputies is based upon the salaries, benefits and actual costs paid by Winnebago County in relationship to providing reserve deputies for security at events within Winnebago County; and

WHEREAS, it is advisable that the salary for reserve deputies be established pursuant to the annual budget adopted by the Winnebago County Board of Supervisors or pursuant to any subsequent salary adjustments by the Winnebago County Board of Supervisors.

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

That Section 5.02(6) and (7) of the General Code of Winnebago County be amended to read as follows:

5.02 SHERIFF'S RESERVE DEPUTIES

(6) Fee Schedule.

- a) Winnebago County shall charge a fee which is equal to the actual cost to Winnebago County of the hourly salary, benefits and any other actual costs related to the assignment to any entity of a reserve deputy, upon that entity's request, for the purpose of providing traffic control or crowd control.

(7) Salary.

- a) Reserve deputies shall be compensated at a rate which shall be determined by the Winnebago County Board of Supervisors for services performed upon the direction and approval of the Winnebago County Sheriff
- b) Reserve deputies shall be solely responsible for the purchase and provision of a firearm, if authorized by the Sheriff, and Sam Brown belt. No expenses incurred for the purchase of a firearm or belt shall be reimbursed by Winnebago County.
- c) Reserve deputies shall not be compensated for that time spent in training with the Winnebago County Sheriff's Department.

BE IT FURTHER ORDAINED by the Board of Supervisors of the County of Winnebago that the effective date of this ordinance amendment shall be the date following the date of its publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

WITHDRAWN by Supervisor Planalp.

ORDINANCE NO. 223-597: Amend Sec. 9.23 of the General Code of Winnebago County: Compulsory School Attendance

WHEREAS, Section 9.23 of the General Code of Winnebago County requires compulsory school attendance within Winnebago County; and

WHEREAS, said ordinance was adopted pursuant to authority granted to Winnebago County under Section 118.163, Wisconsin Statutes; and

WHEREAS, Section 118.163, Wisconsin Statutes was recently amended so as to allow the Court, as a disposition for a child found to have violated this ordinance to be ordered into a Teen Court Program and/or to have the child's work permit revoked; and

WHEREAS, your undersigned Committee believes that it is necessary to amend said ordinance at the present time so as to bring it into compliance with state statute.

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

That Section 9.23 of the General Code of Winnebago County be amended to read as follows: (Changes in **BOLD** print)

9.23 COMPULSORY SCHOOL ATTENDANCE ORDINANCE

(1) AUTHORITY

This section of the Code is adopted under the authority granted by Sections 59.54(22), 59.56(7), and 118.163, Wisconsin Statutes.

(2) PARENT'S, GUARDIAN'S, OR LEGAL CUSTODIAN'S RESPONSIBILITY

- (a) Any person having under control a child (except as provided in Sections 118.15(1)(b) through 118.15(1)(d), Wisconsin Statutes, and Section 118.15(4), Wisconsin Statutes, unless the child is excluded in accordance with Section 118.15(3) Wisconsin Statutes, or has graduated from high school) who is between the ages of 6 and 18 years shall cause the child to attend school regularly during the full period and hours, religious holidays excepted, that the public or private school in which the child should be enrolled in is in session until the end of the school term, quarter, or semester of the school year in which the child becomes 18 years of age.
- (b) No person having under control a child between the ages of 6 and 18 years may, by an act or omission, knowingly encourage or contribute to the truancy of the child, as defined under Section 118.16(1)(c), Wisconsin Statutes. An act or omission contributes to the truancy of a child if the natural and probable consequences of that act or omission would be to cause the child to be truant.
- (c) Prior to any proceeding being brought against a parent, guardian, or legal custodian, under Paragraph (a) supra or Paragraph (b) supra, the school attendance officer shall provide evidence that appropriate school personnel in the school or school district in which the child is enrolled have, within the school year during which the truancy occurred:
 1. Met with the child's parent or guardian to discuss the child's truancy or have attempted to meet with the child's parent or guardian and been refused.
 2. Provided an opportunity for educational counseling to the child to determine whether a change in the child's curriculum would resolve the child's truancy and have considered curriculum

- modifications under Sec. 118.15(1)(d), Wis. Stats.
3. Evaluated the child to determine whether learning problems may be a cause of the child's truancy and, if so, have taken steps to overcome the learning problems.
 4. Conducted an evaluation to determine whether social problems may be a cause of the child's truancy and, if so, have taken appropriate action or made appropriate referrals.
- (d) Subsection (a) and (b) do not apply to a parent, guardian, or legal custodian of a child who has been sanctioned under Section 49.50(7)(h), Wisconsin Statutes.
 - (e) If, under Paragraph (a) supra, a person proves that he or she is unable to comply with the law because of the disobedience of the child, the action shall be dismissed.
 - (f) A person found to have violated Paragraph (a) supra or Paragraph (b) supra shall be subject to a forfeiture of not more than \$500.00.
- (3) CHILD-HABITUALLY TRUANT
- (a) Sections 118.15 and 118.16, Wisconsin Statutes, or as subsequently revised or amended, to the extent such statutory sections require any act to be performed or prohibits any act, is hereby adopted and by reference made a part of the this section of the Code.
 - (b) No child who is between the ages of 6 and 18 years shall be a habitual truant:
 1. The term "habitual truant" shall be defined as set forth in Section 118.163(1)(b), Wisconsin Statutes.
 2. The term "acceptable excuse" shall be defined as set forth in Section 118.15, Wisconsin Statutes.
 - (c) A child between the ages of 6 and 18 years determined to be a habitual truant may be subject to any or all of the following dispositions:
 1. Suspension of the child's operating privilege, as defined in Section 340.01(40), Wisconsin Statutes, for not less than 30 days nor more than 90 days. The Court shall immediately take possession of any suspended license and forward it to the department of transportation with a notice stating the reason for and the duration of the suspension. The child shall not be eligible for an occupational

license.

2. An order for the child to participate in counseling, community service, or a supervised work program as provided under Sec 48.34(9), Wis Stats.
3. An order for the child to remain at home except during hours in which the child is attending religious worship or a school program, including travel time required to get to and from the school program or place of worship. The order may permit a child to leave his or her home if the child is accompanied by a parent or guardian.
4. An order for the child to attend an educational program under Section 938.34(7d), Wisconsin Statutes.
5. **An order for the Department of Industry, Labor, and Human Relations to revoke, under Section 103.72, Wisconsin Statutes, a permit under Sec. 103.60, Wisconsin Statutes authorizing the employment of the person.**
6. **An order for the person to be placed in a Teen Court Program as described in Section 938.342(1)(f), Wisconsin Statutes.**

(4) JURISDICTION

- (a) This ordinance shall be applicable in that part of any city, village, or town located in Winnebago County, unless the city, village, or town has enacted an ordinance under Section 118.163, Wisconsin Statutes in its entirety.
- (b) Commencement of an action under this section of the Code does not preclude concurrent prosecution in the Court assigned to exercise jurisdiction under Chapter 48.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that said ordinance shall take effect as of the date following the date of publication.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Rengstorf, Wagner and Finch. CARRIED.

RESOLUTION NO. 224-597: Amend Section 17.1 of the Rules of the Winnebago County Board (Tentative Meeting Dates for 1997-1998)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Section 17.1 of the Rules of the Winnebago County Board of Supervisors so as to indicate the following meeting dates as tentative meeting dates for the Winnebago County Board of Supervisors during the 1997-1998 calendar year.

1997 TENTATIVE MEETING DATES

January 7	(Special Orders)	6:00 P.M.
January 21	Business	6:00 P.M.
February 25	Business	6:00 P.M.
March 11	(Special Orders)	6:00 P.M.
March 18	Business	6:00 P.M.
April 15	Business	6:00 P.M.
May 19	Tour	9:00 A.M.
May 20	Business	6:00 P.M.
June 3	(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	(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.

1998

January 6	(Special Orders)	6:00 P.M.
January 20	Business	6:00 P.M.
February 24	Business	6:00 P.M.
March 3	(Special Orders)	6:00 P.M.
March 17	Sine Die	6:00 P.M.

April 21	Organizational	6:00 P.M.
April 28	Business	6:00 P.M.
May 18	Tour	9:00 A.M.
May 19	Business	6:00 P.M.
June 2	(Special Orders)	6:00 P.M.
June 16	Business	6:00 P.M.
July 11-15	NACO (Portland)	
July 21	Business	6:00 P.M.
August 18	Business	6:00 P.M.
September 1	(Special Orders)	6:00 P.M.
September 13-16	WCA Convention (Appleton)	
September 22	Business	6:00 P.M.
October 6	Budget Book - Business	6:00 P.M.
October 19	Budget	6:00 P.M.
October 20	Budget	8:30 A.M.
October 21	Adopt Budget	8:30 A.M.
November 17	Business	6:00 P.M.
December 21	Christmas Party	6:00 P.M.
December 22	Business	6:00 P.M.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Motion by Supervisor Planalp and seconded to amend budget session dates in 1998 from October 6, 19, 20 & 21 to October 20 and November 9, 10 & 11. Vote on Amendment - CARRIED BY UNANIMOUS VOICE VOTE. Vote on Resolution as amended - Ayes: 35. Nays: 0. Excused: 3 - Rengstorf, Wagner and Finch. CARRIED.

RESOLUTION NO. 225-597: Revise Per Diem Rates For County Board Supervisors, Modify Salary Rate for Chairman of the County Board and Establish Annual Salary for Vice Chairman (effective April 21, 1998)

WHEREAS, the per diem rates for meeting attendance for members of the Winnebago County Board of Supervisors were last adjusted in April of 1994; and

WHEREAS, the pay for other elected officials that are paid by Winnebago County will increase by an average of 14.9% between 1994 and 1998; and

WHEREAS, it is only fitting and proper that the per diem rate for meeting attendance for members of the Winnebago County Board of Supervisors, who take office in April of 1998, be adjusted

comparably to the adjustment in pay that has been provided to other elected officials that are paid by Winnebago County; and

WHEREAS, a comparable adjustment to per diem rates for meeting attendance of members of the County Board of Supervisors would result in an increase from \$40 per half day meeting to \$45, and from \$60 per full day meeting to \$70; and

WHEREAS, during the six year period from April of 1994 to April of 2,000, the above mentioned per diem increase for meetings of 4 hours or less will average 2% per year and for meetings of more than 4 hours will average 2.75% per year; and

WHEREAS, the annual salary of \$1,500 for the position of County Board Chairman, is substantially below that of chairmen in comparable counties and that an annual salary for the Chairman of the Winnebago County Board of Supervisors should be more appropriately set at \$5,000 per year rather than the current level, and

WHEREAS, it is a common practice in counties of comparable size to Winnebago County to pay an annual salary to the position of vice chairman of the county board in addition to a per diem for meeting attendance, and that an appropriate annual salary would be \$1,500.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the following rates of compensation be provided to the members of the Winnebago County Board of Supervisors who take office in April of 1998:

Per diem for attendance at meetings of	
4 hours or less	\$45
Per diem for attendance at meetings of more than	
4 hours and for all meetings of the full County	
Board	\$70
Annual salary of the Chairman of the County Board	
of Supervisors	\$5,000
Annual salary of the Vice Chairman of the County	
Board of Supervisors	\$1,500

BE IT FURTHER RESOLVED, that funds to cover the cost of these adjustments be provided as part of the 1998 budget.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes:
15 - Barker, O'Brien, Savas, Maehl, Klitzke, Lauson, Albrecht,

Montgomery, Troxell, Kramer, Schaidler, Hue, Diakoff, Brennand and Rankin. Nays: 20 - Kollath, Griesbach, Koziczkowski, Widener, Pech, Frassetto, Schwartz, Brown, Sundquist, Planalp, Putzer, Footit, Robl, Payne, Lawson, Crowley, Sievert, Arne, Egan and Metzgi. Excused: 3 - Rengstorf, Wagner and Finch. LOST.

RESOLUTION NO. 226-597: Resolution Authorizing The Borrowing Of Not To Exceed \$9,200,000; 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 acquiring and installing computer hardware, software and Systems; constructing a portion of the West Side arterial roadway; replacing fuel tanks; constructing a U.W. Fox Valley Science/Student Services Center; constructing a County office facility at the Sunnyview site; developing and improving the Winnebago County Community Park and acquiring equipment, furnishings and fixtures (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) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for such public purposes; and,

WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation promissory notes, issued in one or more series, in the aggregate amount of not to exceed \$9,200,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale.

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

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) of the Wisconsin Statutes, the principal sum of NINE MILLION TWO HUNDRED THOUSAND DOLLARS (\$9,200,000) 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 NINE MILLION TWO HUNDRED THOUSAND DOLLARS (\$9,200,000) (the "Notes").

Section 3. Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Robert W. Baird & Co. Incorporated) is hereby authorized and directed to cause a notice of sale to be published at least once in either the Oshkosh Northwestern, the official newspaper of the County, or in The Bond Buyer, a financial newspaper published in New York, New York, prior to the date set for the sale of the Notes.

Section 4. Official Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Robert W. Baird & Co. Incorporated) 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 responsible bidder or bidders therefor; and to levy a direct annual irrevocable tax sufficient to pay the principal of and interest on the Notes as the same becomes due as required by law.

Section 6. Conflicting Resolutions: severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 227-597: Appropriate the sum of \$28,380 from the Land Records Modernization Fund to the Professional Services account for development of a Web site for the WINGS (GIS) project.

WHEREAS, the County currently has a Geographic Information System (GIS) which has extensive mapping capabilities, and

WHEREAS, information can only be obtained from the system by visiting the Winnebago County GIS Department, and

WHEREAS, there would be tremendous benefit in making the information available to the public on the internet (world wide web).

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the creation of a Winnebago County GIS site and hereby appropriates the sum of \$28,380 from the Land Records Modernization Fund Balance to the Professional Services account of the Land Records Modernization Fund for the purpose of development of the Web site.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Rengstorf, Wagner, Schwartz, Lawson and Finch. CARRIED.

RESOLUTION NO. 228-597: Authorize the County to enter into a contract with Grant Thronton LLP to provide consulting services for implementation of PeopleSoft Business Applications Software and appropriate the balance of funds needed for the contract and temporary help to implement the software.

WHEREAS, the Winnebago County Board of Supervisors passed Resolution 182-397 at its March, 1997 meeting, to approve the purchase of PeopleSoft Business Applications Software and appropriated \$918,000 to the project, and

WHEREAS, it was explained to the Board that the County would need to hire consultants and temporary help to assist with the implementation of the software and an estimate of such costs was included as an attachment to the resolution, and

WHEREAS, the cost of this consulting and temporary help

falls within the project estimated budget of \$1,350,000, and

WHEREAS, the period of time to be covered by the consulting agreement will run from approximately May 21, 1997 through December 31, 1999, at a cost of \$344,000, and

WHEREAS, if this contract is approved, it will now be necessary to appropriate the balance of funds to the project to cover this consulting agreement and other less costly temporary help which in total equals \$432,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$432,000 to the Business Applications Software capital project fund to cover the above additional costs of the project.

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

Submitted by:

INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Lauson, Pech, Wagner and Rengstorf. CARRIED.

RESOLUTION NO. 229-597: Appropriate the sum of \$125,000 for the construction of General Aviation Small Aircraft Storage Hangars.

WHEREAS, there is currently a demand for small (single engine) aircraft hangars in the region;

WHEREAS, both Wittman Airport and Outagamie Airport have waiting lists for people desiring small aircraft hangars;

WHEREAS, the project will consist of the construction of five single engine aircraft storage hangars housed in a single rectangular structure. It would be an unheated building capable of expanding to meet future hangar demand.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates a sum not to exceed \$125,000 for the construction of a five stall aircraft storage facility.

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 Undesignated Fund Balance of Winnebago County.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht noted that corrections needed to be made to: Line 18 by deleting, "five" and inserting, "three heated individual"; and Line 19 by adding a period (.) after "hangars" and deleting the rest of Line 19 and all of Line 20; and Line 24 by deleting "a five stall aircraft storage facility" and adding "three individual 50' X 50' storage aircraft hangars." Vote on Resolution as corrected - Ayes: 32. Nays: 1 - Widener. Excused: 5 - Rengstorf, Wagner, Schwartz, Lawson and Finch. CARRIED.

RESOLUTION NO. 230-597: Authorize the Project Expenditures for the 1997 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 1997 phase of the project includes construction costs from Hwy 150 to BB, and

WHEREAS, total costs related to the 1997 phase are expected to be \$2,700,000, all representing Winnebago County costs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$2,700,000 to the West Side Arterial Capital Project Fund for the purpose of paying said costs.

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 Undesignated Fund Balance of Winnebago County, with said fund to be reimbursed from a subsequent bond issue.

Submitted by:
HIGHWAY COMMITTEE

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

RESOLUTION NO. 231-597: Authorize Lease Extension: Tri-County Recreation Association, Inc. (Tri-County Ice Arena)

WHEREAS, Winnebago County and Outagamie County have previously entered into lease agreements with the Tri-County Recreation Association to operate and maintain the Tri-County Ice Arena; and

WHEREAS, the present lease with the Tri-County Recreation Association expires on June 30, 1997; and

WHEREAS, your undersigned County Board members, as members of the Tri-County Ice Arena Committee, believe that it is in the best interest of Winnebago County and its citizens that said lease be extended for an additional five (5) year period.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County, with the concurrence of Outagamie County, to execute a five (5) year lease agreement with the Tri-County Recreation Association, Inc. for the purpose of operating and maintaining the Tri-County Ice Arena, with said lease to run from July 1, 1997 through June 30, 2002, at an annual rental rate of \$1.00 per year.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Clerk and the Winnebago County Executive to execute said lease agreement.

Submitted by:

MURIEL CROWLEY, DIST. #26

JEROLD FINCH, DIST. #29

COUNTY BOARD SUPERVISORS

Motion by Supervisor Crowley and seconded to adopt. Motion by Supervisor Lauson and seconded to amend to a "two-year contract" by changing Lines 14, 17 and 20 to reflect this change. Vote on amendment - Ayes: 2 - Montgomery and Crowley. Nays: 34. Excused: 2 - Rengstorf and Wagner. LOST. Vote on Resolution - Ayes: 34. Nays: 2 - Montgomery and Crowley. Excused: 2 - Rengstorf and Wagner. CARRIED.

RESOLUTION NO. 232-597: Authorize Extension of Lease Agreement with Winne-Fond Lake Ltd. (Winnebago County Neenah Human Services Building).

WHEREAS, Winne-Fond Lake Ltd. entered into a lease with Winnebago County on June 10, 1994 to lease Rooms 136, 137, 143 and 002 in the Winnebago County Neenah Human Services Building located at 211 N. Commercial Street in the City of Neenah, at the rate of \$12.00 per square foot per year which is the equivalent of a monthly rate of \$686.00; and

WHEREAS, Winne-Fond Lake Ltd. desires to extend said lease upon those terms as are incorporated in the original lease agreement at the same rate for an additional year; and

WHEREAS, the Director of Social Services has advised your undersigned Committee that it is advisable to extend said lease upon its original terms; and WHEREAS, your undersigned Committee believes that it is in the best interest of Winnebago County to extend said lease as requested.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an extension of the lease agreement between Winne-Fond Lake Ltd. and Winnebago County for Rooms 136, 137, 143 and 002 in the Winnebago County Neenah Human Services Building located at 211 N. Commercial Street, Neenah, Wisconsin at a rate of \$686.00 per month for the period from July 1, 1997 through June 30, 1998.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Supervisor Koziczkowski asked that the "Committee Vote" on the bottom of the resolution be corrected to "4-0." Vote on Resolution as corrected - Ayes: 33. Nays: 0. Excused: 5 - Rengstorf, Wagner, Schwartz, Lawson and Finch. CARRIED.

**RESOLUTION NO. 233-597: Authorize Execution of Lease -
Valley Aviation Inc. (Wittman Regional Airport).**

WHEREAS, Valley Aviation Incorporated has expressed a desire to enter into a three (3) year lease agreement with Winnebago County for rental of an improved ramp, bare land and a hangar at Wittman Regional Airport at an initial rate of \$3,515.00 per year; and

WHEREAS, your undersigned Committee believes that entry of a lease agreement with Valley Aviation Incorporated for those purposes stated above is reasonable and in the best interest of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to enter into a three (3) year lease agreement, commencing June 1, 1997 with Valley Aviation Incorporated for an improved ramp, bare land and a hangar at Wittman Regional Airport at an annual amount of \$3,515.00 per year. (A copy of the proposed lease agreement may be obtained in its entirety from the Office of

Corporation Counsel).

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Rengstorf, Wagner, Schwartz, Lawson and Finch. CARRIED.

ORDINANCE NO. 234-597: Amend Sec. 9.24(10) and (11) General Code of Winnebago County (Obscenity Ordinance)

WHEREAS, Section 9.24 of the General Code of Winnebago County, dealing with the prohibition of sale and distribution of obscene material within Winnebago County, is presently only applicable in unincorporated areas of Winnebago County; and

WHEREAS, a recent Attorney General's Opinion indicates that such an ordinance may be made applicable to incorporated areas of a county as well as unincorporated areas; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County citizens that said ordinance apply to all areas of Winnebago County.

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

That Section 9.24(10) and (11) of the General Code of Winnebago County be amended to read as follows:

9.24 OBSCENITY ORDINANCE.

(10) JURISDICTION. This section of the Code shall apply in all areas of Winnebago County.

(11) EFFECTIVE DATE. This ordinance, as amended, shall be in full force and effect as of June 15, 1997.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Ayes: 30. Nays: 3 - Klitzke, Pech and Kramer. Excused: 5 - Rengstorf, Wagner, Schwartz, Lawson and Finch. CARRIED.

ORDINANCE NO. 235-597: Amend Section 8.04(3) General Code of Winnebago County: Procedure for County Board Action on Town Zoning Amendments: Policy.

WHEREAS, information received from towns within Winnebago County with regard to town zoning amendments result

in insufficient information being provided to County Zoning Department, Planning and Zoning Committee and the County Board; and

WHEREAS, your undersigned Committee believes that the present County Ordinance should be amended to reflect that information which is necessary and should be submitted to Winnebago County by the towns with regard to proposed zoning changes.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows: That Section 8.04(3) of the General Code of Winnebago County be amended to read as follows:

8.04 PROCEDURE FOR COUNTY BOARD ACTION ON TOWN ZONING AMENDMENTS POLICY.

(3) **PROCEDURE.** (a) **Information to be submitted by Town.** Any Town with an adopted Town Zoning Ordinance which has been approved by the Winnebago County Board of Supervisors shall submit its recommendation or action on all Town Zoning Ordinance Amendments; both text and map amendments, to the Winnebago County Board in care of the Winnebago County Clerk.

(b) **Information Required for Submittal to County Board.**

- (1) Prior to submittal of a Town zoning change to the County Board of Supervisors, the following information must be received from the Town.
 - (a) The name and address of the owner of the property proposed to be rezoned, and the name and address of the applicant, if different.
 - (b) An accurate legal description of the parcel or area rezoned. If an entire tax parcel is not being rezoned, the legal description must be by metes and bounds, specifying distances and bearings.
 - (c) The zoning district designation and name of both the existing and proposed zoning districts. For example, A-2 (General Ag) to R (Residential).
 - (d) Certification by the Town Clerk that a public hearing was conducted, the date of the hearing, and that publication and/or notices required by ordinance were made.
 - (e) Findings (reasons) made by the Town Board to support the approval or denial.
 - (f) A scale map showing the affected area, and all surrounding properties within 1,320', detailing at

a minimum, parcel boundaries, zoning districts, structures, and road names.

- (2) Failure to provide the information required in (1), above, will place the request in abeyance until such time as the information is provided. When the information is received, the request will be placed on the next appropriate County Board agenda for action.
- (c) Reading of Town Board Information. The County Clerk will read the town Board recommendation or action on the Town Zoning Ordinance at the first County Board meeting that follows ten days or more from the receipt of the submittal by the Town on the amendment.
- (d) Options Concerning Proposed Amendment. Following the reading of the proposed Town Zoning Amendment by the County Clerk and during the County Board session at which the Zoning Amendment has been read by the Clerk, it will be the responsibility of the County Board Supervisor in the affected Town to exercise one of two options on the proposed Zoning Amendment:
1. He or she may submit a resolution recommending approval of the Town Zoning Amendment as acted upon or recommended by the Town Board. Any such resolution for County Board approval shall include a disclaimer of County liability for the Town Zoning Amendment and Town Zoning Ordinance.
 2. He or she may request that the proposed Town Zoning Amendment be referred to the County Planning and Zoning Committee for its review, a public hearing, and its recommendation on the matter to the County Board within ninety days. A filing fee of \$45.00 will be required of the property owner for any such review by the Planning and Zoning Committee.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that said ordinance shall become effective on the date following the date of its publication.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Motion by Supervisor Egan and seconded to amend Line 35, after the word "description", by adding "or the parcel number." Vote on amendment - CARRIED BY UNANIMOUS VOICE VOTE. Vote on Resolution as amended - Ayes: 33. Nays: 0. Excused: 5 - Rengstorf, Wagner, Schwartz, Lawson and Finch. CARRIED.

RESOLUTION NO. 236-597: Approve sharing of up to 25% of the fiber optic cable with the FoxNet Consortium

WHEREAS, the County is installing 72 strands of fiber optic cable, running from Oshkosh to Menasha; and

WHEREAS, this includes capacity in excess of our anticipated requirements; and

WHEREAS, the FoxNet Consortium, is currently composed of the school districts in Neenah, Menasha and Oshkosh, as well as Fox Valley Technical College, UW-Oshkosh, the cities of Oshkosh, Neenah and Menasha, Menasha Utilities and the East Central Wisconsin Regional Planning Commission; and

WHEREAS, the FoxNet Consortium is interested in sharing up to 25% of the fiber optic cable, for public and educational uses to the benefit of all county residents; and

WHEREAS, the County is interested in allowing the FoxNet Consortium to share the fiber optic cable, to improve communications and the opportunities for joint cost savings between the FoxNet Consortium members and the County; and

WHEREAS, allowing the FoxNet Consortium to use up to 25% of the fiber optic cable will benefit the County, the members and the county as a whole by, providing shared communications between the member institutions and the County without increasing our installation costs; and

WHEREAS, the FoxNet Consortium will commit to sharing in the ongoing cost of maintaining the fiber optic network as a condition for using a portion of the fiber optic cable, reducing the on-going operating cost of the network to the County, as well as paying for any additional costs of installation due to their desire to share the fiber optic cable;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Information Systems Department to enter into

an agreement to share up to 25% of the fiber optic network with the FoxNet Consortium for public and educational purposes.

Submitted by:

INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Ayes: 32. Nays: 1 - Kramer. Excused: 5 - Rengstorf, Wagner, Schwartz, Lawson and Finch. CARRIED. Motion by Supervisor Lauson and seconded to adjourn until Tuesday, June 3, 1997. CARRIED BY VOICE VOTE.

Meeting was adjourned at 10:35 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 Adjourned meeting held May 20, 1997.

Susan T. Ertmer, Deputy
Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS MEETING
COUNTY BOARD MEETING**

TUESDAY, JUNE 3, 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 America the Beautiful by the Rollin' Clovers 4-H group.

An Invocation was given by Supervisor Wagner.

Roll Call: All present except Supervisors Koziczkowski, Finch and O'Brien.

Supervisor Planalp moved to adopt the agenda. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Letter from Senator Mike Ellis regarding Resolutions 197-497 and 209-497 regarding naming the Seawolf submarine the "Manitowoc" and support of AB 2 prohibiting name changes by prisoners, probationers and parolees was read and placed on file. Letter from Senator Alan Lasee regarding the state budget bill was read and placed on file. Notice of Wis. Counties Assn. meeting on "Planning and Conducting Effective Meetings" to be held June 30, 1997 in Wausau was read and filed. Reservations can be made through County Auditor Gary Mayer.

Petition for Zoning Amendment from Jeffrey D. Ogden for change from B-3 to M-1 for distribution and light manufacturing was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Dan Guller for change from floodplain to non-floodplain-res. was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Steven Levine for change from R-2/SWDD-50' to R-2/SWDD-20' for residential purposes/wetlands was referred to Planning and Zoning Committee. Petition for Zoning Amendment from Jack Salm

for change from A-2 to M-2 for warehouse was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Rankin stated the Board of Health has delayed hiring a Sanitarian until later this year. He reported the Chairman of the Town of Omro, Art Schnyder, announced his resignation due to ill health. He also served as Treasurer for nearly 35 years. Supervisor Barker spoke to 6th grade students at St. John's School on land use and planning and it was very enjoyable. The Menasha City Council voted to purchase the sun for the planetarium at UW-Fox Valley Center for \$7,500. She attended the Fox Wolf Basin 2000 meeting. DNR Secretary George Meyer was the speaker. Supervisor Rengstorf attended the American Jail Association Convention in Salt Lake City and said it was a very interesting meeting.

Supervisor Crowley reported the cherries are in full bloom in Door County. Supervisor Wagner reported on the American Jail Association Convention. She toured their 3-year old jail, and they are building a \$130,000,000 pod-type jail on 38 acres of land to house 3,000-4,000 inmates. They have no plans to use their 3-year old jail. Supervisor Putzer asked if department heads could attend County Board meetings to answer questions.

PUBLIC HEARING

Walter Chrapla, 721 Mitchell Street, Neenah, WI spoke on the Capital Improvements Program which he said builds public consensus and public awareness. He did a 2-page summary of his review of a former Capital Improvements Program which he will distribute to anyone requesting a copy. He questioned why a Public Hearing was held on the Capital Improvements Program last year and none held this year. He urged the County Board to involve the public in the process. On Resolution 237-697 - Approve Rental Housing Project of the Housing Authority - he questioned who is going to be able to afford the \$900/month rent and what the proceeds are going to be used for. He thought the Housing Authority's mission was to help low to moderate income people.

COUNTY EXECUTIVE'S REPORT

Ms. Van De Hey introduced the Governor's appointee to the office of Coroner, Barry Busby. Mr. Busby addressed the

Board and stated he would work very hard for the citizens of Winnebago County. Executive Van De Hey announced that at the Courthouse Security Meeting last week, the question came up as to how much space the Coroner would need in the future. Ms. Van De Hey reported that if a Medical Examiner is hired in the future, the space needs would be increased. The decision to go to Medical Examiner instead of an elected Coroner would not be made by the County Executive, but by the Judiciary and Public Safety Committee and Personnel and Finance Committee, and full County Board.

The Maintenance Department will be completing the major bathroom plumbing changes in the Courthouse within the next week.

She met with Jim Schuette, Outagamie County Executive regarding a consortium agreement for the W—2 and Workforce Development. Fond du Lac and Brown Counties have also been working with Winnebago County on this.

She stated that Paul Sundquist, Chairman of the Public Safety Building Space Committee, Judge Bruce Schmidt, Chairman of the Courthouse Security Committee and Jackie Wagner, Chairman of the Property Management and Maintenance Committee will be working with County Planner Dave Schmidt regarding space needs. The report should be ready in mid-September.

COUNTY EXECUTIVE'S APPOINTMENT GRIEVANCE REVIEW BOARD

The County Executive appointed Brenda Keller to a five-year term on the Grievance Review Board. Her term will expire December 21, 2001. Motion by Supervisor Pech and seconded to approve. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl stated letters were sent to schools, service clubs, veterans groups, social clubs, and others regarding the County Board Speakers' Bureau. Supervisors Barker, Hue, Rankin, Lauson and Pech have or will be speakers at various groups. Chairman Maehl has given 6 speeches so far. The program is working well. Paul Harvey did a radio program on the USS Manitowoc. Chairman Maehl is working to have the Seawolf named the "Manitowoc."

REPORTS, RESOLUTIONS AND ORDINANCES**AMENDED RESOLUTION NO. 237-697 Approve Rental Housing Project of the Housing Authority of the County of Winnebago, Wisconsin (VNA Apartments, Inc. Project) and (VNA Assisted Living, Inc. Project)**

WHEREAS, on May 29, 1997, a public hearing was held before the Housing Authority of the County of Winnebago, Wisconsin (the "Authority") with respect to rental housing project (the "Projects") to be located in the City of Neenah; and

WHEREAS, notice of such public hearing, in the form attached as "Exhibit A" hereto and incorporated herein (the "Notice"), was published by at least one insertion official newspaper of the County of Winnebago (the "County") for the publication of notices pursuant to Chapter 985 of the Wisconsin Statutes and a newspaper of general circulation in the locality of the Project, no less than fourteen (14) days prior to the date of such public hearing; and

WHEREAS, such public hearing was conducted in a manner that provided a reasonable opportunity to be heard for persons with differing views on both issuance of the bonds referred to in the Notice (the "Bonds") and the location and the nature of the Project, which is to be financed by the Bonds; and

WHEREAS, the Authority has made a report of such public hearing available to this body, which report this body has had the opportunity to consider; and

WHEREAS, this body is an elected legislative body of the County; and

WHEREAS, Sections 59.075 and 66.40 to 66.404 of the Wisconsin Statutes, as amended (the "Act"), provides that this body shall approve any housing project to be undertaken by the Authority; and

WHEREAS, the Bonds shall not constitute an indebtedness of the County within the meaning of any State constitutional provision or statutory limitation and shall not constitute or give rise to a pecuniary liability, direct or contingent, of any kind or degree whatsoever, of the County or a charge against its general credit or taxing powers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors on behalf of the Housing Authority of Winnebago County, for the purposes of Section 147(f) of the

Internal Revenue Code of 1986, as amended, and the Act, that this body hereby approves the Project and the issuance of the Bonds therefore in an amount not to exceed \$4.2 Million for the VNA Assisted Living Project and \$2,481,600 for the VNA Apartments, Inc. project.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Judy Eberhardy, VNA, Inc. and John Franzen, Executive Director of the Winnebago County Housing Authority explained that 32 units will be independent living units, 6 will be for low-moderate income, and 60 will be for support-giving units. Persons must be 55 or over or physically handicapped to apply. Rent includes heat, water and hot water. Nurses will be there every other week for wellness clinics and events, and will be on-call 24 hours a day as needed. The low to moderate income units are based on the renter's income being 50%-80% of the county's median income. Apartments will be 850-900 square feet. This is the VNA's first project, and rent can be charged up to approximately \$900 per month to support the project. Studies have been done by underwriters, the Housing Authority and others as to its feasibility. The City of Neenah supported the project to be built in their city. There is no obligation to the County for these bonds. The Housing Authority and County are merely a pass-through for the funding.

VOTE ON RESOLUTION: Ayes: 33. Nays: 2 - Savas and Crowley. Excused: 3 - O'Brien, Koziczkowski and Finch. CARRIED.

WINNE-FOND LAKE CONSORTIUM REPORT

Mr. Joe Halter, Executive Director of the Winne-Fond Lake Consortium, gave the County Board a short history of the consortium. It started in 1974 with emphasis on employment, training, education and economic development. Former County Executive Orrin King was notified the county was eligible for funding under the Comprehensive Employment Training Act (CETA). Winnebago and Fond du Lac Counties joined together to form a consortium, with 3 supervisors from each county on the board. Former County Executive James Coughlin was the first Chairman of their Board. They served 23,000 individuals during the CETA years. They won awards in 1981 and 1982

from the Department of Labor for their efforts and performance records.

CETA ended and the Job Training Partnership Act (JTPA) started in 1983, which included the public sector and the Private Industry Council was created. Green Lake joined Winnebago and Fond du Lac Counties, and the name was changed to the Winne-Fond Lake Consortium. JTPA was to be more accountable to the public on its resources. It would continue to be funded as long as it met federal and state guidelines. \$763,000 has been received to serve job seekers. The three counties each have county representation. Supervisors Gene Troxell, Anne Lawson and Don Arne presently served on the Policy Board. They meet on a quarterly basis to make sure the funds are being spent wisely.

County Executive Paul Stevenson was instrumental in the Consortium becoming a private non-profit corporation. Joe Halter had been a County Department Head prior to that time. The three chief elected officials serve on the board.

The Winne-Fond Lake Consortium has two customers: employers seeking employees with job skills, and job seekers. In the past, they were primarily a funding agency, funding Advocap, the Fox Valley Technical Institute, UW-O, etc. With the low unemployment, funding has dropped dramatically.

The State of Wisconsin received a grant for a "One-Stop Center" for employers and job seekers. Winne-Fond Lake is involved in setting up the job centers, even if it is electronic. Fond du Lac County, Berlin, Winnebago County, UW-O, Fox Valley Technical College, Vocational Rehabilitation, the Chamber of Commerce and others are working together to have a Workforce Development Center in Oshkosh, and also in the Neenah-Menasha area. They are in the process of looking at merging with other counties, such as Outagamie, Calumet, Waupaca, Waushara.

The Jobs Program serves AFDC recipients. In 1987 there were 2,012 clients, and in 1997, there are 439.

The W-2 program, Wisconsin Works, is targeted to start on September 1, 1997. The people they serve today are individuals with problems getting or holding a job and have certain barriers to obtaining employment. They have tried a motivational program which seems to be working well.

Workforce Development is an enlargement of the whole system and is bigger than W-2. The emphasis is to get people off AFDC and put them to work.

PUBLIC SAFETY BUILDING REPORT

James Vander Heiden of Hammel, Green and Abrahamson, Inc. gave a report to the County Board on the Safety Building Expansion Study. They evaluated the structural system of the building and assessed the feasibility of vertical and/or horizontal expansion.

The building size is 81,100 square feet. The floor heights are: basement - 12', first floor - 14' and second floor - 10'10". The structure is concrete frame, with post-tensioned floors, which is strands of wire pulled and tensioned. With this type of flooring, you have to be very careful when remodeling. Usually, the floor is x-rayed so you don't cut through the wires.

The conclusions of the study are:

1. Current structure designed for current use
2. No additional capacity in structural system
3. First floor suitable for office - not for jail
4. Second floor suitable for office or jail
5. Roof structure not suitable for office or jail occupancy.

If the second floor was used for office space, you would need more stairways.

The estimated need by the year 2010 is 208,900 square feet. They used 2010 as a guideline, but many counties are looking at 2015 and 2020 for their planning. Current space is 81,100 square feet and the site could accommodate 65,000 additional square feet. He presented four options with vertical and horizontal uses.

Parking was not a consideration in these options. Additional parking in a parking lot would be \$2,000 per car; a parking ramp would be \$8,000 to \$10,000 per car; and underground parking would cost \$15,000-\$25,000 per car.

Supervisor Sievert suggested the present Public Safety Building could be converted to a Juvenile Center and holding cells, and build a new jail out on Highway 45 near the Huber Center. Mr. Vander Heiden stated there would have to be some remodeling to house juveniles in the present jail because the law requires that juveniles have more space than adults.

Supervisor Wagner stated that reports state crime is decreasing, but juvenile crime is increasing.

SHAKE THE LAKE BOAT RACES

Supervisor Sundquist showed a video on the Shake the Lake off-shore boat races on Lake Winnebago. He said the Industrial

Development Board included tourism in its definition of "industry", and these races are expected to bring in 5,000 tourists to watch the races and participate in them. Proceeds last year were donated to the Wisconsin Children's Hospital.

Supervisor Griesbach questioned the liability insurance, which has caused other areas to discontinue boat racing. Supervisor Sundquist said the boat racers are carrying their own liability insurance now.

He said in 1996, tourism in Winnebago County generated \$133,000,000 in direct revenue and 2,363 full-time jobs, with \$40,000,000 in wages. In indirect revenue, tourism created 3,678 jobs and \$79,000,000 in wages. Local revenue was \$3.5 million dollars and state revenue was \$7.7 million dollars attributed to tourism.

Supervisor Schwartz moved and it was seconded to adjourn until Tuesday, June 17, 1997 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, 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 Orders of Business Meeting held June 3, 1997.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, JUNE 17, 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: All present except Supervisors Schaidler, Lauson, O'Brien and Finch. Supervisor Lauson moved and it was seconded to accept the minutes of May 20, 1997. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to adopt the agenda, but to consider Resolutions 257-697 and 258-697 after Resolution 207-497. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Francis McGowan regarding damage to his residence by the Winnebago County Drug Unit was referred to the Personnel and Finance Committee. Notice of Claim from Mary Lou Moore regarding damages to her vehicle by a Winnebago County Sheriff's Department vehicle was referred to the Personnel and Finance Committee. Letters from PGI, Inc. and Bob Gardinier, Box 404, Neenah, WI in favor of a racetrack was read and referred to Parks and Recreation Committee. The proposed 1997-98 budget for the Fox Valley Technical College was placed on file in the County Clerk's office. Coroner Barry Busby is the event organizer for the golf fundraiser for the American Cancer Society's cancer camp for kids. The event will be held June 23rd at the Oshkosh Country Club. Petition for Zoning Amendment from Richard Halbbrook for change from M-1 to R-5 for construction of two 16-unit apartment buildings was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Wagner reported on a teen court meeting she attended. Teen court is working out very well. Supervisor Montgomery stated teen court is looking for adult volunteers. He asked supervisors to read the article in the packet in the Journal-Sentinel regarding long-term plan changes in the state. Secretary of Health and Family Services put his proposed plan on hold after receiving negative feedback from the public on it. Supervisor Robl advised that an engineering firm has been chosen to do a study on County Trunk A from AA to Y, which will be completed by August of 1998. Supervisor Lauson stated that Senate Bill 134 goes with Resolution 242-697 and the Saylor survey goes with Resolution 239-697. Supervisor Pech announced his office hours on June 23, 1997 will be from 5:30 P.M. to 7 P.M. in Room 60 of the Courthouse. Supervisor Sundquist advised that any additions to the jail will be made off-site since the study showed it would be too expensive to add to the present jail. Supervisor Sievert invited board members to the Larsen Brothers Airport Open House on Saturday, June 28 from 1-4 P.M. Supervisor Rankin stated Conservation Field Days were held for 4th grade students from 13 Winnebago County schools. 547 students toured a farm and a wildlife center near Winchester. Supervisor Barker attended a Fox-Wolf Basin partners meeting. Representatives from throughout the basin from counties and Indian tribes attended. They are working closely with the DNR on changes.

PUBLIC HEARING

Walt Chrapla, 721 Mitchell Street, Neenah, Wisconsin spoke on off-road and stock car racing at the fairgrounds. He cited resolutions and studies which were conducted on this. He felt it should be included in the Capital Improvements Program. He said Resolution 239-693 set up a policy of summarizing a 5-year capital improvements program and approving it on an annual basis. A public hearing was to be scheduled in June. An important part of the process is the involvement of citizens. He thinks capital improvement projects should be prioritized and brought before the public for their scrutiny. He recommended every board member read the Task Force Study on the Efficiency and Effectiveness of Government from 1990. Supervisor Wagner asked how the county was supposed to inform the people. Mr. Chrapla responded by putting notices in the library, holding hearings on major issues and

projects, and contacting the people personally. Chairman Maehl said the County Board Speakers' Bureau is taking the message of the county to the people.

Jessica King, 536 Algoma, Apt. F, Oshkosh, Wisconsin, and President of the Oshkosh Student Association, spoke in opposition to Resolution 242-697: Support Senate Bill 134 (Segregated Fees at the University of Wisconsin System), which she felt was premature at this time since it is still being decided by the courts. Michelle Litjens, 419 Scott Avenue, Oshkosh, Wis. spoke in support of Resolutions 242-697: Support Senate Bill 134 and 238-697: Authorize Application for Conditional Use Permit for Off-Road and Stock Car Racing at Winnebago County Sunnyview Exposition Center. Mark Nielsen, 1617 W. 5th Avenue, Oshkosh, Wis. spoke in support of Resolution 242-697. Ned "Bubba" Blume, UW-O student and representative, spoke in opposition to Resolution 242-697. Discussion was held regarding the segregated fees at the UW system.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey introduced her new Administrative Assistant, John Fink. The County Executive supports the following resolutions: 207-497 - Create Position of User Support Specialist, Public Safety, in the Information Systems Department; 245-697 - Commendation for Sharon Williams; 246-697 - Commendation for Jewel Kempinger; 250-697 - Initial Resolution Authorizing the Issuance of Approximately \$1,815,000 General Obligation Refunding Bonds; 251-697 - Replace One Full-time Position of Deputy Clerk of Courts with One Full-Time Position of Accounting Supervisor: Clerk of Courts Department and Motion 259-697 - Reconsider Resolution No. 237-697 - Approve Rental Housing Project of the Housing Authority of the County of Winnebago, Wisconsin (VNA Apartments, Inc. Project) and (VNA Assisted Living, Inc. Project).

APPOINTMENTS BOARD OF ADJUSTMENT

County Executive Van De Hey asked for confirmation of the reappointment of Andrew Welsch and Carita Williams for three year terms beginning June 30, 1997 and expiring June 30, 2000. Motion by Supervisor Metzsig and seconded to confirm. CARRIED BY VOICE VOTE.

OSHKOSH LIBRARY BOARD

County Executive Van De Hey asked for confirmation of the reappointment of Supervisor Ron Montgomery to the Oshkosh Library Board, term beginning July 1, 1997 and ending June 30, 2000. Motion by Supervisor Metzsig and seconded to confirm. CARRIED BY VOICE VOTE.

OMRO LIBRARY BOARD

County Executive Van De Hey asked for confirmation of the reappointment of Supervisor Stephen Rankin to the Omro Library Board, term beginning July 1, 1997 and ending June 30, 2000. Motion by Supervisor Metzsig and seconded to confirm. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl stated the Emergency Government Mobile Command Unit was viewed by the County Board members prior to the meeting and it will be an excellent vehicle for emergency situations. He announced that Supervisor Patrick O'Brien's father passed away today and sympathy was extended to him and his family. He wished Supervisor Jim Lauson a happy birthday. The Town of Menasha sent a letter thanking Supervisor Herb Kramer for serving on the County Trunk PP Committee. He told supervisors that the per diem and expense sheets are to be submitted to him by the first Monday of each month. Supervisor Rankin was given a Certificate of Appreciation to take to Mr. Arthur Schnyder, Town of Omro Chairman, who recently retired. Supervisor Muriel Crowley was presented with a corsage on receiving the County Board Member of the Year Award from the Wisconsin Social Services Association. Park View Nurse Bonnie Walker was presented with a Certificate of Appreciation and a savings bond on receiving the Nightingale Award from the UW-O School of Nursing. Park View Administrator Charlene Lowe stated it was the first time a Park View nurse had ever won and she won over many nominees from around the state.

ZONING REPORTS & ORDINANCES

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

AMENDATORY ORDINANCE NO. 06-01-97. A request from Jeff Harrmann for change from A-1 (Agri-Business District—Farmland Preservation) to R-1 (Rural Residential District—Single Family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: change to R-3 for an existing duplex. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-02-97. A request from Patrick Kempen for zoning change from R-1 (Rural Residential District - Single-Family, Non-Subdivided) 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: change to M-1 for light industrial uses. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-03-97. A request from Jeffrey D. Ogden for zoning change from B-3 (General Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: change to R-5 for continuation of condominium project. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-04-97. A request from Dennis Hermans/Janet Gollnick for zoning change from R-5 (Planned Residential District) and B-5 (Planned Commercial Business District - Sewered) to R-5 (Planned Residential District). Motion by Supervisor Sievert and seconded to deny. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: change to R-2 for single family residential development. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-05-97. A request from Harrison Sturgis, Jr. for zoning change from R-1 (Rural Residential District - Single-Family, Non-Subdivided) to R-2 (Suburban Residential District - Single-Family Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE

VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: change to B-3 for development of a nursery/gift shop/garden. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-06-97. A request from Aurora Properties LLC for zoning change from B-2 (Community Business District) and M-1 (Light Industrial & Office District) to B-3 (HB)(General Business District - Highway Business Overlay). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 007. A report from Planning & Zoning Committee re: change in Winnebago County Town/County Zoning Ordinance. Withdrawn by Supervisor Diakoff.

AMENDATORY ORDINANCE 8 - A request from Town of Nepeuskun on behalf of Terry Krause for zoning change from A-2 to Residential. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 9 - A request from Town of Winneconne on behalf of Lakewind Corporation - Harbour View Estates for zoning change from R-1/A-1 to R2A (Lots 7-11) and C-1 (Lot 12). Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 10 - A request from Town of Wolf River on behalf of Lois Olson and Sophia Strusinske for zoning change from A-2 to A-3. Motion by Supervisor Metzsig and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 207-497: Create Position Of User Support Specialist—Public Safety, In The Information Systems Department.

WHEREAS, the maintenance of the Computer Assisted Dispatch (CAD) System requires a large number of work hours; and

WHEREAS, to date, the Sheriff's Department has attempted to maintain the CAD system by assigning a considerable amount of overtime hours to dispatchers for this purpose and, in addition, has delegated a number of assignments to other units of government in order to keep up with the workload; and

WHEREAS, the current arrangement for maintaining the CAD is not cost effective, has resulted in numerous data entry errors in need of correction, and leaves no-one available to serve as a backup for the Information Systems staff person who is responsible for addressing systems, equipment, software, and user problems; and

WHEREAS, the best long-term plan to cost-effectively maintain and improve the reliability of the CAD system is through the creation of a singularly accountable position within the Information Systems Department for this purpose and for other CAD user support services; and

WHEREAS, the Sheriff has recommended that the appropriate placement of this position be within the Information Systems Department.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time position of User Support Specialist—Public Safety be, and hereby is created within the Winnebago County Information Systems Department.

BE IT FURTHER RESOLVED, that funding to cover the cost of this position be transferred from the Salary Contingency Fund.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE &
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Two-thirds vote required. Ayes: 32. Nays: 2 - Metzger and Klitzke. Excused: 4 - O'Brien, Lauson, Finch and Schaidler. CARRIED.

RESOLUTION NO. 238-697: Authorize Application for Conditional Use Permit for Off-Road and Stock Car Racing at Winnebago County Sunnyview Exposition Center

WHEREAS, it has become apparent that the Winnebago County Sunnyview Exposition Center grandstand area is to a large extent under-utilized; and

WHEREAS, the grandstand area at the Sunnyview Exposition Center was originally constructed to allow for auto racing events; and

WHEREAS, systematic scheduling of auto racing events would offer increased long-term operating revenue at the Sunnyview Exposition Center; and

WHEREAS, it is the position of your undersigned Committee that no tax levy funds shall be utilized for any planning in relationship to the utilization of the Sunnyview Exposition Center

grandstand area for off-road and stock car racing.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Parks Director to apply for a conditional use permit with the City of Oshkosh to allow stock car racing at the Winnebago County Sunnyview Exposition Center.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that no tax levy funds shall be used or appropriated for the purpose of the development of plans for the use of the Sunnyview Exposition Center for off-road and stock car racing.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that actual authorization of the use of the Sunnyview Exposition Center grandstand area for off-road and stock car racing shall be subject to further authorization of the Winnebago County Board of Supervisors.

Submitted by:

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Discussion held on perceived noise problems. The Noise Testing Results report stated the noise levels were well below the limits in the City of Oshkosh's noise ordinance. Supervisor Payne noted corrections to the Noise Testing Results report: one officer witnessed the decibel readings and there were 5 cars being tested rather than 4. Supervisor Hue received calls from Town of Vinland residents with concerns about noise. Supervisor Diakoff asked where this project would fall on a priority scale of 1-10. Supervisor Lauson replied somewhere in the middle or to the bottom. Supervisor Sievert expressed concerns for neighbors when there are 3-day races.

Vote on resolution: (two-thirds vote required) Ayes: 32. Nays: 2 - Schwartz and Crowley. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

RESOLUTION NO. 239-697: Authorize Granting of Temporary Construction Easement to Mr. Robert Ciscel to Develop an Adjoining Wetlands Mitigation Area with Lake Butte Des Morts.

WHEREAS, the construction of a residential subdivision known as Harbor Village is presently contemplated on the private property west of the Lake Butte des Morts Park border; and

WHEREAS, development of such a subdivision shall require wetland mitigation to be included in the project; and

WHEREAS, on park land adjoining the proposed subdivision there exists a common wetland which acts as a water retention site; and

WHEREAS, there are a number of intrinsic drainage problems within the park which inhibit the flow of water and thereby limit use of a large section of park property; and

WHEREAS, modifications made to said water retention area would help alleviate drainage problems on the park site and allow for development of a trail system.

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 Mr. Robert Ciscel for the purpose of allowing wetland mitigation to take place on a portion of the Lake Butte des Morts Park 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. Implementation of this project is contingent on Department of Natural Resources approval for construction of a harbor facility within the boundaries of the Harbor Village subdivision.
2. That the temporary construction easement on County-owned land shall be confined to an area no greater than 75 feet outside the perimeter of the actual mitigation site.
3. That a portion of the excavated fill be disbursed on site and utilized in such a way so as to establish a high point on which to develop a trail base, all other fill and debris will be disposed of off-site.
4. Access onto the park site will be restricted to a specified point on the west side of the park unless prior approval is granted.
5. That all contractors performing work on the easement on County-owned land shall meet current Winnebago County insurance regulations and shall present certificates of liability insurance to County Purchasing/Risk Management Department for approval prior to commencing work.

6. That Mr. Robert Ciscel, his agents or assigns shall recondition the affected park land and restore it to be satisfactory state on completion of construction activities.
7. That said easement shall be granted for the period of July 1, 1997 to and including July 1, 1998 or upon completion of wetland mitigation and restoration, whichever occurs first.

Submitted by:

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 33. Nays: 1 - Crowley. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

RESOLUTION NO. 240-697: Authorize Execution of Warranty Deed From Winnebago County Housing Authority to Michael K. Schraa and Sherry L. Schraa and Authorize Acceptance of Warranty Deed from Michael K. Schraa and Sherry L. Schraa to Winnebago County Housing Authority.

WHEREAS, in 1992, the Winnebago County Housing Authority acquired for property for housing units located in the City of Neenah; and

WHEREAS, as a result of an anticipated real estate sales transaction, it was discovered that a mistake contained in the description of the property deeded to the Winnebago County Housing Authority in 1992 had been made; and

WHEREAS, it is necessary that corrective deeds be executed to correct this mistake.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby does authorize the execution of a Warranty Deed by the Winnebago County Clerk and the Winnebago County Executive to Michael K. Schraa and Sherry L. Schraa from the Winnebago County Housing Authority for property which is described as follows: A part of the southwest 1/4 of the northwest 1/4 of Section 28, Township 20 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin, containing 0.67 acres (29,250 square feet) of land and described as follows: Commencing at the northwest corner of said Section 28; thence S00-28-40W, 1818.53 feet along the west line of said northwest 1/4; thence N88-56-9E, 79.56 feet parallel with the north line of said southwest 1/4 of the northwest 1/4 to the east right-of-way line of Green Bay Road and the point of beginning; thence continuing

N88-56-09E, 194.31 feet (recorded as the south line of the north 503.00 feet of said southwest 1/4 of the northwest 1/4); thence S00-31-57E, 150.50 feet to the north line of certified survey map No. 1710; thence S88-56-09W, 194.41 feet parallel with the north line of said southwest 1/4 of the northwest 1/4 (recorded as the south line of the north 653.50 feet of said southwest 1/4 of the northwest 1/4) to the east along said east line to the point of beginning, subject to all easements and restrictions of record.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes acceptance and filing of a Warranty Deed from Michael K. Schraa and Sherry L. Schraa to the Winnebago County Housing Authority for property described as follows: part of the southwest 1/4 of the northwest 1/4 of Section 28, Township 20 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin, containing 0.41 acres (18,025 square feet) of land and described as follows: Commencing at the northwest corner of said Section 28; thence S00-28-40W, 1818.53 feet along the west line of said northwest 1/4; thence 1/4 of the northwest 1/4 to the point of beginning; thence continuing N88-56-09E, 119.69 feet (recorded as 120.00 feet along the south line of the north 503.00 feet of the said southwest 1/4 of the northwest 1/4) to the west right-of-way line of Greenfield Street; thence S00-35-33E, 150.50 feet along said west right-of-way line to the north line of Certified Survey Map No. 1710; thence S88-56-09W, 119.85 feet (recorded as 120.00 feet along the south line of the north 653.50 feet of said southwest 1/4 of the northwest 1/4); thence N00-31-57W, 150.50 feet to the point of beginning. Subject to all easements and restrictions of record.

Submitted by:

PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Supervisor Wagner noted the committee vote should be 5-0. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

RESOLUTION NO. 241-697: Oppose Funding Cuts for UW Extension State Budget.

WHEREAS, the Joint Finance Committee of the Wisconsin Legislature has amended the Governor's budget proposal to include a 5% across-the-board cut to the UW Extension State Budget; and

WHEREAS, this reduction amounts to a 2.5 million dollar reduction in the UW Extension State Budget and will result in the loss of staff, programs and services which reach over 1 million Wisconsin citizens each year; and

WHEREAS, this is the second consecutive biennial budget to cut extension funding; and

WHEREAS, such cuts to the UW Extension budget threaten funding obtained by the UW Extension Program for Wisconsin counties, the federal government and private grants.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it opposes cuts to the UW Extension State Budget in that such cuts will result in a loss of staff, programs and services which reach numerous Winnebago County citizens.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is directed to forward a copy of this resolution to members of the Joint Finance Committee of the Wisconsin Legislature, all members of the state legislature representing constituents within Winnebago County, the office of Governor Tommy Thompson and the Wisconsin Counties Association.

Submitted by:

JOSEPH N. MAEHL,

DISTRICT #6 COUNTY BOARD SUPERVISOR

Motion by Chairman Maehl and seconded to adopt. Ayes: 33. Nays: 1 - Crowley. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

RESOLUTION NO. 242-697: Support Senate Bill 134 (Segregated Fees at the University of Wisconsin System).

WHEREAS, under current statutes, students presently enrolled in each institution of the University of Wisconsin System are responsible for paying student fees that constitutes a substantial support for campus student activities; and

WHEREAS, in the case of Southworth v. Grebe, the U.S. District Court for the Western District of Wisconsin held that the imposition of mandatory segregated fees violates the First Amendment of the United States Constitution wherein a portion of such fees is used to support student organizations whose educational benefits are incidental to their political and ideological purposes; and

WHEREAS, Senate Bill 134 prohibits the University of Wisconsin Board of Regents from approving any fee for the support of a student organization whose educational benefits are incidental to its primary purpose of advancing a political or ideological cause unless it exempts from payment of the fee any student who objects to supporting the organization.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports Senate Bill 134.

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 all legislators representing constituents within Winnebago County, to the Wisconsin Counties Association and to the office of Governor Tommy Thompson.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Supervisor Brown explained segregated fees and the University process for allocations. Ayes: 18 - Barker, Koziczkowski, Klitzke, Lauson, Albrecht, Montgomery, Planalp, Wagner, Putzer, Footit, Troxell, Robl, Payne, Crowley, Hue, Arne, Rankin, Metzsig. Nays: 16 - Kollath, Griesbach, Savas, Maehl, Widener, Pech, Frassetto, Schwartz, Brown, Sundquist, Kramer, Sievert, Diakoff, Brennan, Egan, Rengstorf. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

RESOLUTION NO. 243-697: To Support Creation of a Seventh Circuit Court In Winnebago County.

WHEREAS the Committee has reviewed the Director of State Courts analysis of judicial need based on the weighted caseload system developed by the National Center for State Courts under a grant from the State Justice Institute, and

WHEREAS this information discloses a substantial increase in judicial need since Branch Six was created in 1989 and indicates the need for 7.82 judges in Winnebago County based on the 1996 case load, and

WHEREAS it is reasonable to assume that an increase in judicial case load in Winnebago County Circuit Court will continue in the future based Upon economic expansion and population growth, and

WHEREAS it will probably take three years to accomplish all that is necessary for the creation, establishment and staffing of a new court, including: (A.) action by the Wisconsin Legislature to create a new Circuit Court. (B.) action by the Winnebago County Board of Supervisors to locate, finance, construct and staff a new Circuit Court. (C.) election of a new Circuit Judge, and

WHEREAS now is an appropriate time to request that the Wisconsin Legislature create a seventh Circuit Court for Winnebago County,

NOW, THEREFORE, BE IT RESOLVED BY the Winnebago County Board of Supervisors that it does support an additional Circuit Court for Winnebago County and authorizes appropriate county officials to request the State of Wisconsin to take action, legislative and otherwise, to create Winnebago County Circuit Court Branch Seven.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that all Winnebago County departments or other entities studying or planning the space needs of Winnebago County develop a plan for appropriate facilities for a new circuit court to be created as determined by the Wisconsin Legislature.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk transmit a copy of this resolution to all Legislators representing constituents within Winnebago County, to Governor Tommy Thompson, and to the Director of State Courts.

Submitted By:

JUDICIARY & PUBLIC SAFETY COMMITTEE &
PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Rengstorf and seconded to adopt. Judge Haase explained the need for another court and explained the duties of judges. He stated every county in this district has a shortage of judges. It will take until the year 2000 or 2001 before the new judge would start. If we don't ask for this now, it will take another 2 years before we can request it. Vote on resolution: Ayes: 31. Nays: 3 - Frassetto, Sundquist, Klitzke. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

RESOLUTION NO. 244-697: Appropriate a sum not to exceed \$1,235,000 for phases 3 and 4 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, has been completed, and Phase 2 is in progress; and

WHEREAS, it is in the County's best interest that funding for Phases 3 and 4 of the project be appropriated so that preliminary work can begin this summer;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates a sum not to exceed \$1,235,000 to the Computer Systems Infrastructure Improvement Project for the purpose of completing Phases 3 and 4 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 a subsequent bond issue to pay for said costs of the Computer Systems Infrastructure Improvement Project.

Submitted by:

INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Ayes: 31. Nays: 3 - Klitzke, Putzer and Kramer. Excused: 4 - O'Brien, Lauson, Schaidler and Finch. CARRIED.

RESOLUTION NO. 245-697: Commendation for Sharon Williams.

WHEREAS, Sharon Williams has been employed with Park View Health Center of Winnebago County, for the past thirty years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Sharon Williams 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 Sharon Williams 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 Sharon Williams.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE Motion by Supervisor Diakoff and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 246-697: Commendation for Jewel Kempinger.

WHEREAS, Jewel Kempinger has been employed with Winnebago County Clerk of Courts for the past thirty-four years and eleven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Jewel Kempinger 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 Jewel Kempinger 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 Jewel Kempinger.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE Motion by Supervisor Diakoff and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

ORDINANCE NO. 247-697: Amend Section 3.04(2) General Code of Winnebago County (Accounts Receivable).

WHEREAS, the Finance Director and the Corporation Counsel recently reported to your undersigned Committee that based upon current ordinance and County policy, that neither believed that they had the ability to compromise an account owed to Winnebago County as a means of settling that account; and

WHEREAS, your undersigned Committee believes that it is in the best interest of Winnebago County to provide the Finance Director and the Corporation Counsel with some discretion in

relationship to the settlement of accounts, in that to do so would assist the County, in some situations, in collecting receivables.

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

That Section 3.04(2) be amended as follows:

(2) PROCEDURE.

- (a) The Finance Department shall be accountable to the County Executive for review of all accounts receivable as they relate to the following areas:
 1. Park View Health Center.
 2. Mental Health Clinic
 3. Airport Accounts
 4. County Health Nurse
 5. Miscellaneous General Accounts
- (b) The Finance Department will review these accounts periodically with the Department Heads and, upon mutual agreement, refer these accounts to the Corporation Counsel.
- (c) Upon findings of the Corporation Counsel, these accounts will then be reviewed by the County Executive who will either refer them to a collection agency or to the County Board's Personnel and Finance Committee.
- (d) The Corporation Counsel shall have the authority to settle an account provided that the amount of an account written off as a result of a settlement does not exceed \$1,000.
- (e) A list of all accounts settled pursuant to Paragraph (d), above, will be provided to the Personnel and Finance Committee for review at the next scheduled meeting after a settlement has occurred.
- (f) The Personnel and Finance Committee shall present a resolution to the County Board setting forth the total dollars to be written off on all other accounts which do not have settlements and the account applicable, with detail retained by the Finance Department for reference and public inspection.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this Ordinance shall become effective as of the date following the date of publication.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Schaidler, Finch and Lauson. CARRIED.

RESOLUTION NO. 248-697: Authorize the capitalization limit for fixed assets to be increased from \$500 to \$1,500.

WHEREAS, the capitalization limit represents the cost of items purchased by departments that must be capitalized for accounting purposes and must be expensed over their useful lives, and

WHEREAS, the current capitalization limit of \$500 was set in 1991, and

WHEREAS, 47% of the County's fixed asset items are under \$1,500 and make up 1.2% of the total fixed asset cost, and

WHEREAS, the cost in time and effort of tracking these assets is continually increasing and is not cost beneficial, and

WHEREAS, the Government Finance Officers Association recently issued a publication that states that "in no case should a government establish a capitalization threshold of less than \$1,000 for any individual item," and

WHEREAS, because of the size of Winnebago County, having a budget of over \$100 million, it would be prudent to set a limit greater than the GFOA recommended minimum.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the increase in the capitalization limit to \$1,500.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Schaidler, Finch and Lauson. CARRIED.

RESOLUTION NO. 249-697: Accept donations of \$4,155 and use funds to purchase wheelchairs and recliners for residents of Parkview Health Center.

WHEREAS, the Oshkosh Area United Way has offered to donate funds to Parkview Health Center for the purchase of assorted wheelchairs and recliners for residents use, and

WHEREAS, Parkview Health Center has a need for wheelchairs and recliners for its residents.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Parkview

Health Center to accept donations of \$4,155 from the Oshkosh Area United Way and use such funds to purchase assorted wheelchairs and recliners for use by the residents.

Submitted by:
PARK VIEW HEALTH CENTER COMMITTEE &
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Schaidler, Finch and Lauson. CARRIED.

RESOLUTION NO. 250-697: INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF APPROXIMATELY \$1,815,000 GENERAL OBLIGATION REFUNDING BONDS.

BE IT RESOLVED by the County Board of Supervisors of Winnebago County, Wisconsin that there may be issued pursuant to Chapter 67, Wisconsin Statutes, approximately \$1,815,000 General Obligation Refunding Bonds for the public purpose of refunding obligations of the County, including interest on them, to wit: refunding the County General Obligation Bonds, Series 1990 A, dated February 1, 1990. Adopted and recorded this 17th day of June, 1997.

Joseph N. Maehl

Chairperson Attest:

Linda Wolfe
County Clerk

Jane VanDeHey
County Executive(SEAL)

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Supervisor Diakoff moved and it was seconded to adopt. Supervisor Diakoff moved and it was seconded to amend to add: "BE IT FURTHER RESOLVED that the benefit of refinancing will exceed the issuance expense." CARRIED BY VOICE VOTE. VOTE ON RESOLUTION AS AMENDED: Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Lauson, Finch and Schaidler. CARRIED.

RESOLUTION NO. 251-697: Replace One Full-time Position of Deputy Clerk of Courts with One Full-time Position of Accounting Supervisor: Clerk of Courts Department.

WHEREAS, because of the size and complexity of the operations of the Clerk of Courts Office, with a staff of 39 and an annual operating budget in excess of \$2.6 million, it is certainly appropriate that the Clerk of Courts have one full-time management position within the general office of the Department to assist her in managing the affairs of the office, to oversee accounting operations and insure the continuing effectiveness of internal controls in the area of cash management; and

WHEREAS, with the recent retirement of the incumbent in the position of Deputy Clerk of Courts, an opportunity presently exists to convert the position of Deputy Clerk of Courts to that of Accounting Supervisor at a minimal additional cost and without requiring a layoff.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time position of Deputy Clerk of Courts be, and hereby is replaced with the full-time position of Accounting Supervisor.

BE IT FURTHER RESOLVED, that funds to cover the full cost of this action be applied from within the budget of the Clerk of Courts.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE &
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Lauson, Finch and Schaidler. CARRIED.

RESOLUTION NO. 252-697: Authorize Support of Recommendations of Legislative Council Special Committee on Recycling.

WHEREAS, state funding for local recycling programs is set to sunset in 1999; and

WHEREAS, when such legislation was enacted, it was anticipated that the market for recycled goods would grow and the program would recover some funds through the marketing of the recyclables; and

WHEREAS, the market for recyclables is shifting, thus causing government to subsidize some recycling efforts to a greater than anticipated level; and

WHEREAS, the Legislative Counsel Special Committee on the future of recycling has examined the state recycling program and the future funding for recycling.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby authorize its support for the recommendations adopted by the Legislative Council Special Committee on the future of recycling and specifically support the following recommendations:

1. Support of the continuation of the recycling grant program to responsible units of government.
2. Promotion of the reduction of the use of disposable materials and promotion of reuse of materials.
3. Support of the restructuring of market development efforts. Support of the continuation of a dedicated fund for recycling. The support of an option on the part of counties to develop and implement a county-wide integrated solid waste management plan.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is directed to transmit a copy of this resolution to all state legislators representing constituents within Winnebago County, the office of Governor Tommy Thompson, the Wisconsin Counties Association and to Secretary George Meyer of the Wisconsin Department of Natural Resources.

Submitted by:

SOLID WASTE MANAGEMENT BOARD &
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Supervisor Lauson made the following corrections to the resolution: delete "government" on line 13 and insert "local municipalities" and delete "some". Vote on resolution: Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

RESOLUTION NO. 253-697: Oppose Proposed Environmental Protection Agency National Ambient Air Quality Standards for Ozone and Particulate Matters.

WHEREAS, the United States Environmental Protection Agency has proposed National Ambient Air Quality Standards for ozone and particulate matters; and

WHEREAS, pursuant to these standards, Winnebago County would be a non-attainment area and would be required to comply with such standards; and

WHEREAS, the implementation of such standards would require massive expenditure of public and private funds for additional programs to achieve attainment such as requiring government entities and businesses to require car pooling for commuters and altered work shifts for employees; prohibiting motorists from driving one day or more each week to work; requiring additional vehicle inspections for motorists; requiring the use of slower drying paints and solvents; limitations on the use of wood stoves, charcoal grills, boats, power mowers and other outdoor power equipment; and limits on the aerosol content of consumer products such as bathroom and tile cleaners and insect repellents; and

WHEREAS, your undersigned Committee believes that such regulations are unnecessary in Winnebago County at the present time.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby expresses its opposition to the United States Environmental Protection Agency's proposed National Ambient Air Quality Standards for ozone and particulate matter.

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 United States Representative Thomas Petri and United States Senators Russell Feingold and Herbert Kohl.

Submitted by:

LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 31. Nays: 3 - Widener, Schwartz and Kollath. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

RESOLUTION NO. 254-697: Modify Salary Rate for Chairman of the County Board and Establish Annual Salary for Vice Chairman (effective April 21, 1998)

WHEREAS, the annual salary of \$1,500 for the position of County Board Chairman is substantially below that of chairmen in comparable counties and that an annual salary for the Chairman of the Winnebago County Board of Supervisors should be more

appropriately set at \$5,000 per year rather than the current level; and

WHEREAS, it is a common practice in counties of comparable size to Winnebago County to pay an annual salary to the position of vice chairman of the county board in addition to a per diem for meeting attendance, and that an appropriate annual salary would be \$1,500, and

WHEREAS, it would be appropriate for the per diem amounts paid for meeting attendance to County Board members to be raised, effective April 21, 1998, by a percentage which is equal to the percentage to any cost of living increase provided to administrative employees of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the following rates of compensation be provided to the Chairman and Vice Chairman of the Winnebago County Board of Supervisors who take office in April of 1998.

Annual salary of the Chairman of the County Board of Supervisors	\$5,000
Annual salary of the Vice Chairman of the County Board of Supervisors	\$1,500

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the per diem for meeting attendance for County Board Supervisors who take office in April, 1998 shall be increased by the percentage of any cost of living increase provided to administrative employees of Winnebago County in the 1998 budget.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the funds to cover the cost of these adjustments be provided as part of the 1998 budget.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Arne to amend as follows:

AMENDED RESOLUTION NO. 254-697 Modify Salary Rate for Chairman of the County Board and Establish Annual Salary for Vice Chairman (effective April 21, 1998)

WHEREAS, an annual salary for the Chairman of the Winnebago County Board of Supervisors should be more appropriately set at \$5,000 per year, in addition to a per diem for meeting attendance, rather than the current level; and

WHEREAS, it is a common practice to pay an annual salary to the position of Vice Chairman of the County Board in addition to a per diem for meeting attendance, and that an appropriate annual salary would be \$1,500.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the following rates of compensation be provided to the Chairman and Vice Chairman of the Winnebago County Board of Supervisors who take office in April of 1998.

Annual salary of the Chairman of the County Board of Supervisors	\$5,000
Annual salary of the Vice Chairman of the County Board of Supervisors	\$1,500

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the funds to cover the cost of these adjustments be provided as part of the 1998 budget.

Submitted by:
SUPERVISOR DONALD ARNE, DISTRICT 32

Vote on amendment: Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Lawson, Schaidler and Finch. CARRIED.

Vote on Resolution as amended: Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Lawson, Schaidler and Finch. CARRIED AS AMENDED.

RESOLUTION NO. 255-697: Replace the Part-time Position of Director of Activity Services and the Part-time Position of Volunteer Coordinator with a New Full-time Position of Director of Activity/Volunteer Services: Park View Health Center.

WHEREAS, it is possible to achieve greater operational efficiency in the areas of Activity Services and Volunteer Services by consolidating two part-time positions into one full-time position responsible for both areas; and

WHEREAS, there is currently a vacancy in the position of Volunteer Coordinator; and

WHEREAS, the current incumbent in the position of Director of Activity Services is qualified and willing to accept full-time work and responsibility for volunteer coordination; and

WHEREAS, this situation makes it possible to initiate a consolidation of two part-time positions at Park View Health Center

without the displacement of any individual and with a resulting net savings in labor costs.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the part-time positions of Director of Activity Services and Volunteer Coordinator be, and hereby are replaced with a single new full-time position of Director of Activity/Volunteer Services.

Submitted by,
PARK VIEW HEALTH CENTER COMMITTEE &
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt.
Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Lauson, Schaidler and Finch. CARRIED.

Resolution No. 256-697: Replace One Full-time Position of Activity Aide with One Full-time Position of Certified Occupational Therapy Assistant : Park View Health Center.

WHEREAS, because of recruitment problems that existed several years ago, a full-time position of Certified Occupational Therapy Assistant was converted to a full-time position of Activity Aide; and

WHEREAS, now that the position of Activity Aide has become vacant and the recruitment situation has changed, it is desirable to convert the full-time vacant position of Activity Aide back to the full-time position of Certified Occupational Therapy Assistant.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Activity Aide within the Table of Organization of Park View Health Center be, and hereby is deleted and replaced with one full-time position of Certified Occupational Therapy Assistant.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be applied from within the budget of Park View Health Center.

Submitted by,
PARK VIEW HEALTH CENTER COMMITTEE &
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt.
Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Lauson, Schaidler and Finch. CARRIED.

**ORDINANCE NO. 257-697: Amend Section 5.02(6) and (7),
General Code of Winnebago County (Fee Schedule and
Salary - Winnebago County Sheriff's Department Reserve
Deputies.)**

WHEREAS, Winnebago County enacted an ordinance, effective September 1, 1993, establishing a fee schedule and salary for reserve deputies with the Winnebago County Sheriff's Department; and

WHEREAS, salaries of said deputies have not been increased since that date; and

WHEREAS, the fee schedule for deputies is based upon the salaries, benefits and actual costs paid by Winnebago County in relationship to providing reserve deputies for security at events within Winnebago County; and

WHEREAS, it is advisable that the salary for reserve deputies be established pursuant to the annual budget adopted by the Winnebago County Board of Supervisors or pursuant to any subsequent salary adjustments by the Winnebago County Board of Supervisors.

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

That Section 5.02(6) and (7) of the General Code of Winnebago County be amended to read as follows:

5.02 SHERIFF'S RESERVE DEPUTIES

(6) Fee Schedule.

- (a) Winnebago County shall charge a fee which is equal to the actual cost to Winnebago County of the hourly salary, benefits and any other actual costs related to the assignment to any entity of a reserve deputy, upon that entity's request, for the purpose of providing traffic control or crowd control.

(7) Salary.

- (a) Reserve deputies shall be compensated at a rate which shall be determined by the Winnebago County Board of Supervisors for services performed upon the direction and approval of the Winnebago County Sheriff.
- (b) Reserve deputies shall be solely responsible for the purchase and provision of a firearm, if authorized by the Sheriff, and Sam Brown belt. No expenses incurred for the purchase of a firearm or belt shall be reimbursed by Winnebago County.

- (c) Reserve deputies shall not be compensated for that time spent in training with the Winnebago County Sheriff's Department.

BE IT FURTHER ORDAINED by the Board of Supervisors of the County of Winnebago that the effective date of this ordinance amendment shall be the date following the date of its publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Lauson, Finch and Schaidler. CARRIED.

RESOLUTION NO. 258-697 - Authorize Increase in Hourly Wage Rate for Sheriff's Reserve Deputies.

WHEREAS, an amendment has been brought to the County Board of Supervisors amending Section 5.02(7) of the General Code of Winnebago County so as to provide that compensation for Sheriff's Reserve Deputies shall be determined by the Winnebago County Board of Supervisors; and

WHEREAS, no increase in the rate paid to Sheriff's Reserve Deputies has been made by the County Board of Supervisors for several years; and

WHEREAS, your undersigned Committees have approved the pay rate for Sheriff's Reserve Deputies which would provide an hourly wage of \$11.25 for the Chief of the Sheriff's Reserve Unit; \$10.75 per hour for Lieutenants within the Sheriff's Reserve Unit; \$10.50 per hour for Sergeants within the Sheriff's Reserve Unit; \$10.00 per hour for all unranked reserve deputies who have more than one year of experience on the Sheriff's Reserve Force; and \$9.00 per hour for all unranked deputies who have less than one year of experience on the Sheriff's Reserve Force; and

WHEREAS, your undersigned Committees believe that said wage rates are equitable at the present time.

WHEREAS, funds are presently available within the Sheriff's Department Budget to cover such a proposed hourly wage increase.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes hourly rates for Sheriff Reserve Deputies as follows:

\$11.25 per hour - Chief

\$10.75 per hour - Lieutenants

\$10.50 per hour - Sergeants

\$10.00 per hour - Unranked Deputies with more than 1 year of reserve experience

\$ 9.00 per hour - Unranked Deputies with less than 1 year of experience

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this wage rate increase shall not be effective until such time as the amendment to Section 5.02(7) of the General Code of Winnebago County is signed by the County executive and published, but in no event shall this wage increase be effective prior to July 21, 1997.

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Finch, Schaidler and Lauson. CARRIED.

MOTION NO. 259-697 - Reconsider Resolution #237-697.

The undersigned County Board Supervisor is requesting the Winnebago County Board of Supervisors to reconsider Resolution #237-697.

Submitted by:

DAVID ALBRECHT, DIST. #11
COUNTY BOARD SUPERVISOR

It was moved by Supervisor Albrecht and seconded to reconsider Resolution No. 237-697. CARRIED BY VOICE VOTE.

AMENDED RESOLUTION NO. 237-697: Approve Rental Housing Project of the Housing Authority of the County of Winnebago, Wisconsin (VNA Apartments, Inc. Project) and (VNA Assisted Living, Inc. Project).

WHEREAS, on May 29, 1997, a public hearing was held before the Housing Authority of the County of Winnebago, Wisconsin (the "Authority") with respect to rental housing project (the "Projects") to be located in the City of Neenah; and

WHEREAS, notice of such public hearing, in the form attached as "Exhibit A" hereto and incorporated herein (the "Notice"), was published by at least one insertion official newspaper of the County of Winnebago (the "County") for the publication of notices pursuant to Chapter 985 of the Wisconsin Statutes and a newspaper of general circulation in the locality of the Project, no less than fourteen (14) days prior to the date of such public hearing; and

WHEREAS, such public hearing was conducted in a manner that provided a reasonable opportunity to be heard for persons with differing views on both issuance of the bonds referred to in the Notice (the "Bonds") and the location and the nature of the Project, which is to be financed by the Bonds; and

WHEREAS, the Authority has made a report of such public hearing available to this body, which report this body has had the opportunity to consider; and

WHEREAS, this body is an elected legislative body of the County; and

WHEREAS, Sections 59.075 and 66.40 to 66.404 of the Wisconsin Statutes, as amended (the "Act"), provides that this body shall approve any housing project to be undertaken by the Authority; and

WHEREAS, the Bonds shall not constitute an indebtedness of the County within the meaning of any State constitutional provision or statutory limitation and shall not constitute or give rise to a pecuniary liability, direct or contingent, of any kind or degree whatsoever, of the County or a charge against its general credit or taxing powers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors on behalf of the Housing Authority of Winnebago County, for the purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, and the Act, that this body hereby approves the Project and the issuance of the Bonds therefor in an amount not to exceed \$4.2 Million for the VNA Assisted Living Project and \$2,481,600 for the VNA Apartments, Inc. project.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Albrecht and seconded to adopt. Vice-Chairman Albrecht advised the Board that John Franzen, Executive Director of the Winnebago County Housing Authority said that it would be too costly to go through the County for the bonding at this time. It was estimated that the County would pay an additional \$60,000 for their bonding. The Housing Authority can go through the City of Oshkosh at no charge. County Executive Van De Hey urged the members to approve this, even with the \$60,000 County charge. Ayes: 6 - Maehl, Kollath, Griesbach, Koziczkowski, Widener and Brennand. Nays: 28. Excused: 4 - O'Brien, Lauson, Finch and Schaidler. LOST. Supervisor Schwartz

moved and it was seconded to adjourn until Tuesday, July 22, 1997 at 6 P.M. CARRIED BY VOICE VOTE.

Meeting adjourned at 10:30 P.M.

Respectfully submitted,
LINDA WOLFE
WINNEBAGO COUNTY CLERK

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Adjourned meeting held June 17, 1997.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, JULY 22, 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 Finch and Schaidler. Supervisor Planalp moved and it was seconded to accept the minutes of June 3 & 17, 1997. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to adopt the agenda, but to act on Resolution No. 266-797 before Resolution No. 260-797. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from T.J.S., a minor boy, and T.M.S., a minor boy, through their attorneys at the Robinson Law Firm, regarding alleged sexual assault in a Winnebago County foster home, was referred to the Personnel & Finance Committee. Notice of Claim from Jeanne Klein for injuries sustained from a fall on the Courthouse steps on April 15, 1997, was referred to the Personnel & Finance Committee. Notice of Claim from Edwin and Sherrin Amundson regarding injury to daughter at Lake Winneconne County Park was referred to Personnel & Finance Committee. Notice of Claim from State Farm Insurance Companies for Eileen W. Ludwig regarding injuries she sustained when she fell at the Courthouse was referred to the Personnel & Finance Committee. Notice of Claim from William J. Dobson, inmate at Waupun State

Prison, regarding conditions of incarceration was referred to Personnel & Finance Committee.

Linda Wolfe, County Clerk, read off the list of supervisors attending the WCA Convention in September. She asked that any other interested supervisors fill out the registration and housing forms and return them to her.

A memo from Chairman Maehl referencing a memo from Chuck Orenstein, Finance Director, regarding insurance coverage for mileage reimbursement was read. Chairman Maehl asked that the Supervisors submit a copy of their current declaration page of their insurance policy to him so they can receive mileage reimbursement.

Mrs. Wolfe informed the Board that Chairman Maehl has been elected the Chairman of the East Central Wisconsin Regional Planning Commission. His election was announced in the ECWRPC's newsletter "Rapport".

An invitation to attend Forest County's Enforcement Center dedication and open house was read. Supervisors interested in attending should contact Supervisor Wagner or Supervisor Rengstorf.

Information on a WCA Educational Seminar entitled, "Effective Personnel Management & Discipline" was read. It will be held on July 28, from 10:00 to 3:00, at the Wausau Inn, Wausau, Wisconsin. Supervisors interested in attending should contact Mrs. Wolfe.

A letter from Sen. Michael Ellis was read. He thanked the Board for their resolutions regarding pending legislation and said he will take their positions under consideration when they come before the Senate.

Petition for Zoning Amendment from Douglas W. Reinhardt for change from A-2 to M-2 for warehouse, industrial, office & retail facilities was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Michael J. Marta for change from B-1 to R-1 for a two-car garage was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from the Town of Algoma for change to the Town/County Zoning Ordinance, County of Winnebago, Wisconsin, was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Stephen D. Mercer for change from R-1 to R-3 for one owner-occupied duplex was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Steven Basler for change from A-1 to A-2 for farmette and family living was referred to the Planning & Zoning Committee. Petition for Zoning Amendment

from Richard F. Auchter for change from R-1/Floodplain to R-1 for a single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Gordon and Ramona Van Asten for change from R-2 and B-3 to R-3 for two two-family homes was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from William K. Miller for change from A-1/B-3 to A-2 for agricultural use was referred to the Planning & Zoning Committee. Petition for Zoning Amendments from Kay Krause, Supervisor, Town of Black Wolf for zoning changes to numerous parcels (listing of parcels and changes on file with County Clerk) was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Rankin and Brennand, aka "Frick and Frack", presented their annual "Top Ten Reasons to Come to the Fair".

Supervisor Hue extended his congratulations to Jim Barthel, Winnebago County's 4-H Youth Development Educator, on receiving his full professorship. Winnebago County is one of only five counties in the state that have a full professor on their staff.

Supervisor Brennand reported that the Information Systems Committee is working on a five-year plan on how technology will be used to increase efficiency in County departments. Over the course of a year, Department heads and their committees of jurisdiction will be invited to meet with the Information Systems Committee and discuss their ideas.

Supervisor Rankin informed the Board that staff from the Public Health Nurses' Office was in the Village of Winneconne providing assistance to its residents after a house exploded earlier this month. Because many people were evacuated from their homes and more were left without electricity, the Public Health staff assisted people in determining what food was safe for consumption, obtaining needed prescriptions and various other tasks. Supervisor Rankin thanked and congratulated Susan Huelsbeck, the Director of the Public Health Department, for a job well done.

Supervisor Lawson attended a meeting in Madison regarding job centers across the state. Currently there are 67 centers state-wide, with one proposed for the City of Oshkosh to be located in the old Sears building at Park Plaza. The W-2 program will operate through the job centers.

Supervisor Lauson reported that "Country USA" was very successful with great attendance. "Rock America" also was well attended, even though it was shortened from two days to one.

Supervisor Lauson asked that the Supervisors read over the NACo Fact Sheet and bring their concerns to the Legislative Committee.

Supervisor Wagner reported to the Board that members of the Property Management & Maintenance and Judiciary & Public Safety Committees toured the Shawano, Outagamie and Walworth County Jails. They were very impressed with the "pod system" used by Shawano County. Walworth County's jail was also impressive, and they offered to help us with planning our facility. They also recommended touring the jail in Lake County, Illinois.

Supervisor Barker invited the Board to attend the Smith Park Centennial Celebration on Saturday, July 26. Chairman Maehl will be playing his trumpet at the dedication ceremony for the new gazebo.

Supervisor Rengstorf presented Don Kujawa, Emergency Management Director, who gave an update on the Emergency Mobile Command Vehicle. Mr. Kujawa told the Board that since the vehicle has been in service, it has been used for four emergency situations: the ammonia spill at the Galloway Dairy in Neenah; the ruptured gas main at the intersection of Church Avenue and Jackson Street that required evacuating the Courthouse and Safety Building; the power outage at Mercy Medical Center in Oshkosh; and the Village of Winneconne house explosion. In addition, there were three planned events for the vehicle, including "Country America" at the County Fairgrounds. Mr. Kujawa introduced Police Chief Peter Running and Fire Chief Bill Wright of the Village of Winneconne, who gave their appraisal of the performance of the Emergency Mobile Command Vehicle following the explosion in Winneconne. They were both very grateful to have the vehicle in Winneconne and felt it made the situation much easier to handle. They both feel, however, that more communication equipment (portable radios, etc.) is needed to improve communications between various agencies. Chiefs Running and Wright complimented Mr. Kujawa, stating that he was "excellent to work with". They also thanked the Public Health office for their assistance.

Executive Van De Hey also commended Mr. Kujawa on his excellent handling of the situation. She also noted that another problem with the vehicle is the positioning of the tail pipe towards

the ground. This allows the exhaust to get back into the vehicle, causing headaches and carbon monoxide problems. She asked that Mr. Kujawa make a list of the problems they've come across with the vehicle and bring it to the County Board.

Executive Van De Hey commented on the issue of accepting donations for the command vehicle, stating that it isn't a problem. She stated that businesses made donations to the coroner/medical examiner convention that was held in Oshkosh a number of years ago. Also, Park View Health Center has accepted donations from the Keller family. She asked that the Board pass Resolution No. 268-797, "Accept and Appropriate Donations: Emergency Mobile Command Vehicle".

Executive Van De Hey told the Board that Mr. Kujawa and Paula Peterson, Purchasing/Insurance Department, are working on disaster plans and evacuation plans for the Orrin King Building and the Courthouse.

PUBLIC HEARING

John Salm, 3382 Breezewood Lane, Neenah, spoke to the Board about Amendatory Ordinance No. 7-05-97 expressing his opposition to the Planning & Zoning Committee's recommendation to deny. Bob Pence, Berlin Boat Club, N201 36th Road, Berlin, Wisconsin, spoke in support of Resolution No. 267-797, "Authorize Participation in Recreational Boating Facilities Grant Program: Eureka Lock Dredging Project".

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey told the Board that the County's bond rating is excellent.

She told the Board that her attendance at NACo was very interesting and productive. They arranged for her to record an anti-pollution radio ad, at no cost to the County, to be run in Winnebago County. She emphasized that these conferences are not "junkets". The days at the convention are full of relevant and interesting seminars and sessions.

Executive Van De Hey expressed her support of and asked the Board to approve Resolution No. 267-797, "Authorize Participation in Recreational Boating Facilities Grant Program: Eureka Lock Dredging Project".

Executive Van De Hey told the Board that the 1998 Budget process has begun and that she will be meeting with each department to go over their capital improvement requests.

Executive Van De Hey recently attended the graduation ceremony of the Civil Air Patrol. This two-week program was held at Wittman Regional Airport. She was very impressed with the young people who participated in this program.

Executive Van De Hey emphasized that the intent of Resolution No. 265-797, "Authorize Appropriation of Funds to Determine the Feasibility and Cost of Construction of a Jail Justice Center", is not to conduct a study, but to get an actual architectural design. She also explained that the justice center is for future consideration, but must be taken into account as they plan and design the new jail and Sheriff's Department facility.

COUNTY EXECUTIVE APPOINTMENT

Winne-Fond Lake Private Industry Council

County Executive Van De Hey asked for confirmation of the following reappointments to the Winne-Fond Lake Private Industry Council: Norm Halfen, 1125 Armory Place, Oshkosh; Crystal Loonsfoot, 233 McKinley Avenue, Omro; Mark Westphal, 945 Hunt Avenue, Neenah; and Peggy Wendt, 2434 Forest Manor Court, Neenah

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

COUNTY BOARD CHAIRMAN REPORT

Chairman Maehl displayed Supervisor Crowley's plaque that she received when she was named "Wisconsin Social Services Association County Board Member of the Year". The Chair and the Board extended their congratulations to Supervisor Crowley.

Chairman Maehl read a letter from Jan Schettl, City of Omro Administrator, congratulating Mrs. Wolfe for her award-winning program on elections that will be published by the National Association of Counties. The Chair and the Board extended their congratulations to Mrs. Wolfe.

Chairman Maehl shared with the Board a letter Supervisor O'Brien received from George E. Meyer, Secretary of the Department of Natural Resources. In the letter, Mr. Meyer

congratulates Winnebago County on their nomination for the 1997 John Brogan Environment Achievement Award. Although this year's award went to the Rhinelander Paper Company, Rhinelander, Wisconsin, Mr. Meyer acknowledged Winnebago County's environmental achievements through the successful operation of the landfill; recycling of tires, waste oil and batteries; and the landfill gas electric generation facility.

Chairman Maehl reminded the Board that the EAA Convention will begin next week. This year there will be coverage of the convention by local stations, CBS, ESPN and ABC, who will be here to develop a special program about the convention.

ZONING REPORTS & ORDINANCES

REPORT NO. 97-ZC-025. A report from Planning & Zoning Committee re: zoning change to R-5 (Planned Unit Development) for construction of two 16-unit apartments. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-01-97. A request from Thomas E. Schuler for zoning change from M-1 (Light Industrial & Office District) to R-5 (Planned Residential District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 97-ZC-026. A report from Planning & Zoning Committee re: zoning change to M-1 (Light Industrial) for distribution and light manufacturing uses. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-02-97. A request from Jeffrey D. Ogden for zoning change from B-3 (General Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 97-ZC-027. A report from Planning & Zoning Committee re: zoning change to remove floodplain zoning. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE (Nay - 1).

AMENDATORY ORDINANCE NO. 07-03-97. A request from Tom Hoffman for zoning change from R-2/Floodplain (Suburban Residential District—Subdivided, Single Family) to R-2 (Suburban District—Subdivided, Single Family). Motion by Supervisor Sievert seconded to adopt. CARRIED BY VOICE VOTE. (Nay - 1).

REPORT NO. 97-ZC-028. A report from Planning & Zoning Committee re: zoning change to reduce a mapped surface water drainageway from 50' to 20'. Motion by Supervisor Sievert and seconded to accept recommendation to DENY. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-04-97. A request from Steven Levine for zoning change from R-2/SWDD - 50' Suburban Residential (Single Family, Subdivided) to R-2/SWDD - 20' Suburban Residential (Single Family, Subdivided) by Supervisor Sievert and seconded to DENY. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 97-ZC-029. A report from Planning & Zoning Committee re: zoning change to M-2 (Heavy Industrial) for paper trans-shipment depot. Motion by Supervisor Sievert and seconded to accept recommendation to DENY. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-05-97. A request from Tom Hoffman for zoning change from A-2 (General Farming District) to M-2 (Heavy Industrial District). Motion by Supervisor Sievert and seconded to DENY. Motion by Supervisor Kollath and seconded to refer back to committee. Motion to refer - CARRIED BY VOICE VOTE (Nay - 1).

AMENDATORY ORDINANCE NO. 6. A request from the Town of Rushford on behalf of Erwin Oleson for zoning change to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Rushford on behalf of Edith Carpenter, William & Denise Carpenter for zoning change to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Rushford on behalf of Maude Hintz & Paula Treau (POA) for zoning change to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 260-797: Oppose Elimination of State-Shared Revenue to Wisconsin Municipalities

WHEREAS, legislation is being drafted to eliminate State-shared revenue to Wisconsin municipalities; and

WHEREAS, if shared revenue were to be eliminated, Winnebago County would likely increase the County share on property taxes; and

WHEREAS, your undersigned committee does not believe that the elimination of State-shared revenue with Wisconsin municipalities would benefit the residents of Winnebago County;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it opposes any action on the part of the Wisconsin Legislature to eliminate or reduce State-shared revenue to Wisconsin municipalities;

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be forwarded to all legislators representing constituents of Winnebago County within the Wisconsin State Legislature, to the Wisconsin Counties Association, and to the Office of Governor Tommy Thompson.

Submitted by:

LEGISLATIVE COMMITTEE

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

**RESOLUTION NO. 261-797: Oppose State Senate Bill 148
(Amendment Section 893.55, Wisconsin Statutes)**

WHEREAS, Senate Bill 148, which is presently pending before the Wisconsin Legislature, will seek to eliminate the cap on non-economic damages, such as pain and suffering, mental distress, etc., in medical mal-practice actions and would also seek to eliminate the cap of \$150,000.00 in damages in wrongful death actions brought by the survivor of a deceased; and

WHEREAS, your undersigned committee believes that passage of said Bill would increase costs to counties in the form of insurance premiums which they pay; and

WHEREAS, your undersigned committee believes that said Bill should be defeated;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes its opposition to Senate Bill 148;

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk to transmit a copy of this Resolution to all legislators representing constituents of Winnebago County within the Wisconsin State Legislature, to the Wisconsin Counties Association, and to the Office of Governor Tommy Thompson.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt.
CARRIED BY VOICE VOTE (Nays - 4).

**RESOLUTION NO. 262-797: Support Reduction of Postage Rates
for Local Governmental Units**

WHEREAS, Bill HR 906 is presently pending before the United States House of Representatives which would reduce postal rates for local governmental units for certain mailings such as Property Tax Statements, Child Support checks, summons, mail to prospective jurors, etc., which are required under either Federal Law or State Law; and

WHEREAS, said Bill, if passed, would reduce the rate of a first-class letter regarding said items to 26¢; and

WHEREAS, give the fact that Winnebago County's postage costs are presently nearly \$200,000.00, passage of said Bill would have a favorable impact upon Winnebago County's budget;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports passage of HR 906 by the United States Congress;

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 Representative Thomas Petri, U.S. Senator Herb Kohl, U.S. Senator Russell Feingold, and to the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt.
CARRIED BY VOICE VOTE (Nays - 3).

**RESOLUTION NO. 263-797: Authorize Transfer of Jurisdiction
of County Trunk D, County Trunk W, and a Northern Portion
of U.S. Highway 45**

WHEREAS, the Wisconsin Department of Transportation has offered to accept jurisdictional transfer of responsibility for the maintenance of County Trunk D and County Trunk W, which lie in Winnebago County, from Winnebago County to the State of Wisconsin; and

WHEREAS, in return thereof, Winnebago County has offered to accept jurisdictional responsibility for the maintenance of U.S. Highway 45 from its intersection with U.S. Highway 41 North to the Outagamie County line; and

WHEREAS, approval of such jurisdictional transfers would enhance continued improvement of the Highway infrastructure and would promote commercial and industrial development and growth in Winnebago County;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the jurisdictional transfer of the maintenance of County Trunk Highway D and County Trunk Highway W in Winnebago County to the Wisconsin Department of Transportation.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that, in return for the jurisdictional transfer of the maintenance of County Trunk D and County Trunk W in Winnebago County to the Wisconsin Department of Transportation, it hereby authorizes Winnebago County's acceptance of jurisdiction of the maintenance of U.S. Highway 45, from its intersection with U.S. Highway 41 North to the Outagamie County line, from the Wisconsin Department of Transportation.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Motion by Supervisor Diakoff and seconded to add to Line 20, "upon completion of the new Highway 45". Vote on amendment: CARRIED BY UNANIMOUS VOICE VOTE. Vote on Resolution as amended - Ayes: 33. Nays: 2 - Wagner and Troxell. Excused: 3 - Arne, Finch & Schaidler. CARRIED.

RESOLUTION NO. 264-797: Approve Appraisals of Tax Deed 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, an appraisal of a tax deeded property acquired as a result of delinquent real estate taxes as a consequence of an In Rem action wherein judgment was rendered during 1997 has been made; and

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

Parcel # 703-0579

204 Railroad Street
Third Ward
City of Menasha
Winnebago County, Wisconsin
SUB OF FRAC LOT 3
S22 T20N R17E
ALL THAT PT OF BLK C DESC
V748 P520 ROD
APPRAISED VALUE \$40,000.00

WHEREAS, the appraisal value of said property as provided by the appraiser has 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 appraisal of the parcel of property listed above, which was acquired by the Winnebago County Treasurer for tax delinquency pursuant to an In Rem judgment entered during 1997. The full appraisal report for the parcel shall be incorporated as a part of this resolution. (A copy of the appraisal report can be viewed in the Treasurer's office.)

Submitted by;

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Arne, Finch & Schaidler. CARRIED.

RESOLUTION NO. 265-797: Authorize Appropriation of Funds to Determine the Feasibility and Cost of Construction of a Jail Justice Center

WHEREAS, the present County Jail and Sheriff's Administration space in the Public Safety Building is overcrowded pursuant to a study completed in September 1996; and

WHEREAS, in January 1996, a task force was appointed by the Public Safety Building Board to study the feasibility of constructing a new Jail/ Sheriff's Department building, or, in the alternative, expanding the existing Public Safety Building; and

WHEREAS, the task force has recommended that a new Jail/Sheriff's Department building be constructed on County-owned property near the intersection of County Trunk Y and State Highway 45; and

WHEREAS, in June 1997, an architect reported to the Winnebago County Board of Supervisors that the addition of floors to the existing Public Safety Building for Jail space would be very expensive; and

WHEREAS, prior to building a Jail/Sheriff's Department building either at a sight near the intersection of County Trunk Y and State Highway 45, or in an area near the Winnebago County Courthouse, Winnebago County should first acquire the cost estimates regarding the cost of constructing a building and acquiring any property therefore;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates a sum not to exceed \$48,000.00 for the purpose of retaining an architect to develop a master plan and to provide cost estimates for the construction of a Jail/Justice Center near the intersection of County Trunk Y and State Highway 45, or in the area of the Winnebago County Courthouse;

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby requests the Winnebago County Executive to work with the Property Management and Maintenance Committee, and the Judiciary and Public Safety Committee, of the Winnebago County Board of Supervisors for the purpose of developing a master plan and cost estimates for such a facility, and that the Winnebago County Executive be further requested to provide the final recommendations of those Committees to the Winnebago County Board of Supervisors

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE
and PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt.
Motion by Supervisor Albrecht and seconded to amend Lines 5 and 28 by deleting "Justice Center" and adding "Sheriff's Department Building". Vote on Amendment—Ayes: 20 - Savas, Maehl, Lauson, Albrecht, Frassetto, Brown, Sundquist, Wagner, Putzer, Footit, Troxell, Robl, Payne, Lawson, Kramer, Hue, Sievert, Egan, Rankin, Metzsig. Nays: 15 - Kollath, Barker, Griesbach, O'Brien, Koziczkowski, Klitzke, Widener, Pech, Schwartz, Montgomery, Planalp, Crowley, Diakoff, Brennand and Rengstorf.

Excused: 3 - Arne, Finch & Schaidler. CARRIED. Vote on Resolution as amended—Ayes: 34. Nays: 1 - Klitzke. Excused: 3 - Arne, Finch & Schaidler. CARRIED AS AMENDED.

RESOLUTION NO. 266-797: Resolution Awarding the Sale of \$9,200,000 General Obligation Promissory Notes; Providing the Form of the Notes; and Levying a Tax In Connection Therewith

WHEREAS, on May 20, 1997, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted a resolution entitled: "Resolution Authorizing the Borrowing of Not to Exceed \$9,200,000; 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 \$9,200,000 for the purpose of paying the cost of acquiring and installing computer hardware, software and systems; constructing a portion of the West Side arterial roadway; replacing fuel tanks; constructing a U.W. Fox Valley Science/Student Services Center; constructing a County office facility at the Sunnyview site; developing and improving the Winnebago County Community Park; and acquiring equipment, furnishings and fixtures (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 \$9,200,000 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 July 22, 1997;

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>TRUE INTEREST COST</u>	<u>NET INTEREST RATE</u>
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(SEE BID TABULATION ATTACHED AS EXHIBIT C)

WHEREAS, it has been determined that the bid proposal submitted by Hutchinson, Shockey, Erley & Co., Chicago, Illinois,

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 Hutchinson, Shockey, Erley & Co., Chicago, Illinois (the "purchaser") is hereby accepted, said proposal offering to purchase the \$9,200,000 Winnebago County General Obligation Promissory Notes (the "Notes") for the sum of NINE MILLION ONE HUNDRED SEVENTY THOUSAND FIVE HUNDRED EIGHTY-NINE DOLLARS AND FIFTY-FIVE CENTS (\$9,170,589.55), 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>
1998	\$ 675,000	4.30%
1999	590,000	4.30
2000	480,000	4.30
2001	615,000	4.30
2002	1,130,000	4.30
2003	1,140,000	4.40
2004	1,140,000	4.50
2005	1,140,000	4.50
2006	1,145,000	4.55
2007	1,145,000	4.60

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall be dated August 1, 1997; 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, 1998.

Section 4. Redemption Provisions. At the option of the County, the Notes maturing on April 1, 2005 and thereafter shall be subject to redemption prior to maturity on April 1, 2004 or on any day thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 5. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 6 Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years and in the amounts as follows:

<u>Levy Year</u>	<u>Amount</u>
1997	\$1,136,017.92
1998	955,887.50
1999	822,882.50
2000	934,340.00
2001	1,411,822.50
2002	1,372,447.50
2003	1,321,717.50
2004	1,270,417.50
2005	1,223,718.75
2006	1,171,335.00

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 \$9,200,000 Winnebago County General Obligation Promissory Notes dated August 1, 1997", 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. The Declarations referred to above and the Authorizing Resolution 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 elects to have Section 148(f) (4) (C) (vii) of the Code apply and to pay the penalty thereunder in the event the available construction proceeds of the Notes are not expended according to the schedule set forth above.

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 22nd day of July, 1997.

Submitted by:

Personnel & Finance Committee

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Arne, Finch, Schaidler and Troxell. CARRIED.

RESOLUTION NO. 267-797: Authorize Participation in Recreational Boating Facilities Grant Program: Eureka Lock Dredging Project

WHEREAS, funds may be available in 1997 - 1998 through Department of Natural Resources, Recreational Boating Facilities

Program, for dredging of lock channels which provide access between waterways for operators of recreational watercraft; and

WHEREAS, Winnebago County recognizes that maintenance of channels is an important element in keeping waterways safe for recreational boating; and

WHEREAS, dredging of the Eureka lock channel is crucial in allowing boaters access to areas of the upper Fox River; and

WHEREAS, the estimated cost for said dredging operations is approximately \$100,000;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive be and hereby is authorized to make application on behalf of Winnebago County with the Department of Natural Resources, Recreational Boating Facilities Program, for such funding aids as may be available and to take whatever action is necessary to complete the aforementioned Eureka Lock dredging project.

BE IT FURTHER RESOLVED that Winnebago County will comply with State and Federal rules relating to the project, may perform force account work and will keep the facilities open to the general public during reasonable hours consistent with the type of facility.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that \$100,000 to pay for said project is hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed by means of financial aid from the Department of Natural Resources and donations made available by the Berlin Boat Club.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that prior to the start of any planning, design, engineering or dredging activities, this project shall be subject to the following conditions.

1. Winnebago County shall be in receipt of donations from the Berlin Boat Club totaling 40% of the project costs.
2. Department of Natural Resources approval of a grant amount equaling 60% of the project costs.

Submitted by:

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes:

34. Nays: 0. Excused: 4 - Arne, Finch, Schaidler and Troxell.
CARRIED.

RESOLUTION NO. 268-797:ACCEPT AND APPROPRIATE DONATIONS: EMERGENCY MOBILE COMMAND VEHICLE

WHEREAS, donations have been pledged in the amount of \$7,015.00 by those entities listed below for the purpose of purchasing additional portable radios and subsidizing improvements regarding the leveling system for the Emergency Management Mobile Command Vehicle; and

WHEREAS, your undersigned Committee recommends that said donations be accepted and that said donations be appropriated for that purpose described above;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Emergency Management Department to accept donations in the following amounts:

ASHLAND CHEMICAL COMPANY	\$2,000.00
VULCAN MATERIALS	100.00
EXPERIMENTAL AIRCRAFT ASSOCIATION	2,000.00
HYDRITE CHEMICAL COMPANY	2,000.00
F&M BANK	500.00
HOFFMASTER CORPORATION	250.00
PREMIER GROUP OF OSHKOSH	100.00
FIN & FEATHER LTD	50.00
LEON HOFFMAN AGENCY	<u>15.00</u>

TOTAL 7,015.00

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates those funds received as a result of said donation to the Emergency Management Department for the purpose of paying for improvements, specifically, improvements to the leveling system and the purchase of additional portable radios, with regard to the Emergency Command Vehicle.

Submitted by:
EMERGENCY MANAGEMENT COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 2 - Klitzke and Footit. Excused: 3 - Arne, Finch and Schaidler. CARRIED.

RESOLUTION NO. 269-797: Replace Positions within the Financial Assistance Division with W-2 Positions: Department of Social Services

WHEREAS, the implementation of the W-2 Program, which replaces most former financial assistance programs of the Department of Social Services with a new program involving job search, employment procurement and related support activities, requires the replacement of sixteen positions of Financial Assistance Case Manager and two positions of Financial Assistance Lead Worker with five positions of Financial Employment Planner, nine positions of Supportive Services Planner, two positions of Resource Specialist and two positions of W-2 Trainer; and

WHEREAS, the timetable for W-2 case preparation and program implementation requires prompt action in the creation and filling of necessary replacement positions within the Financial Assistance Division of the Department of Social Services; and

WHEREAS, the cost of staffing the W-2 Program will not exceed the cost of staffing the previous financial assistance programs, which are being replaced.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sixteen positions of Financial Assistance Case Manager and two positions of Financial Assistance Lead Worker, be, and hereby are, replaced with five positions of Financial Employment Planner, nine positions of Supportive Services Planner, two positions of Resource Specialist and two positions of W-2 Trainer; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be applied from within the budget of the Department of Social Services.

Submitted by,
SOCIAL SERVICES BOARD and
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Crowley and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Arne, Finch and Schaidler. CARRIED.

RESOLUTION NO. 270-797: Replace One Full-Time Position of Engineering Technician With One Full-Time Position of Registered Engineer: Solid Waste Department

WHEREAS, the Solid Waste Board has reviewed the cost of consulting engineering services at the various operations of the Solid Waste Department and has determined that a significant

savings could be realized through the creation of a position of Registered Engineer within the Table of Organization of the Solid Waste Department; and

WHEREAS, the Solid Waste Board has determined that the most cost effective way of creating this position within the Table of Organization is to use it as a replacement for the currently vacant position of Engineering Technician.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Registered Engineer be, and hereby is created within the Table of Organization of the Solid Waste Department; and

BE IT FURTHER RESOLVED, that the position of Engineering Technician be, and hereby is deleted from the Table of Organization of the Solid Waste Department; and

BE IT FURTHER RESOLVED, that funds to cover the cost of the new position of Registered Engineer be applied from within the budget of the Solid Waste Department.

Submitted by:

SOLID WASTE BOARD and

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 33. Nays: 2 - Putzer and Robl. Excused: 3 - Arne, Finch and Schaidler. CARRIED.

RESOLUTION NO. 271-797: Commendation for Margaret Peterson

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

WHEREAS, Margaret Peterson 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 Margaret Peterson 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 Margaret Peterson.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

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

Motion by Supervisor Schwartz and seconded to adjourn to
August 19, 1997, at 6:00 p.m.

Respectfully submitted,
Susan Ertmer, Deputy
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Susan Ertmer, Deputy 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 22, 1997.

Susan Ertmer, Deputy
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, AUGUST 19, 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: All present except Supervisors Frassetto, Lawson and Putzer.

Supervisor Lauson moved and it was seconded to accept the minutes of July 22, 1997. A motion was made by Supervisor Widener and seconded to correct the fourth paragraph on Page 110 by changing "Tom Hoffman" to "John Salm". Motion to correct the minutes CARRIED BY UNANIMOUS VOICE VOTE. Motion to approve minutes as corrected CARRIED BY UNANIMOUS VOICE VOTE.

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

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim for Damages to Animals received from the Town of Clayton on behalf of Douglas Prellwitz was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Robert L. Maasch for zoning change from A-1 to A-2 to combine parcels and have new parcel within one zoning district was referred to the Planning & Zoning Committee.

A letter from Senator Michael Ellis indicating his support of a seventh circuit court in Winnebago County was read. He also stated

that the resolutions he received from the Board regarding pending legislation and budget-related items, will be kept on file for future reference.

A letter from Rep. Gregg Underheim acknowledging receipt of various resolutions was read. He stated that he will keep the County's positions in mind as these issues are debated in the legislature.

A letter from the Governor's Office expressing his appreciation for receiving County Board resolutions was read.

COMMITTEE REPORTS

Chairman Maehl introduced Laurie Ann Nelson, who was chosen as this year's "Fairest of the Fair". Ms. Nelson expressed her delight at having been chosen as "Fairest of the Fair". She will represent Winnebago County at the state-wide competition to be held in Milwaukee. Ms. Nelson thanked the Board for their support of 4H and the county fair. She told them that they had a 4H fund raiser at the fair, where they auctioned off baskets filled with candy and food items. Over \$1,000 was made from this auction.

Supervisor Wagner told the Board that she had heard very positive comments about the 4H projects at the fair, the judging and the County's facilities.

Supervisor Barker stated that she had had the privilege of being a judge for the Clover Bud projects at the fair. She also presented Key Awards (the top 4H award) to various participants.

Supervisor Barker asked the Board to try to attend one of the two public forums on the algae problems in Lake Winnebago. The forums are scheduled for 8:00 p.m., on August 25 at the Waverly Beach Sports Bar in Menasha and on September 10 at the Fond du Lac Yacht Club.

Supervisor Pech asked that the Board read the editorial that he distributed, as it relates to his support of Senate Bill 148 and the elimination of the cap on wrongful death actions.

PUBLIC HEARING

Kay Krause, Town of Black Wolf Supervisor, 6769 State Road 175, Oshkosh, spoke in support of Amendatory Ordinance No. 8-02-97.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey asked for the Board's support of Resolution No. 287-897, "Authorize Execution of Consortium Agreement for the Fox Valley Service Delivery Area". She explained that the State has asked counties to enlarge their service areas and that this is the first step in that process.

Executive Van De Hey told the Board that the construction of the James C. Coughlin Building is going very well. She flew over the building site during the EAA Convention and was able to see its progress.

Executive Van De Hey stated that the algae situation in Lake Winnebago is causing some health problems. These problems have prompted Sue Huelsbeck, Public Health Director, to bring this to the public's attention. Ms. Huelsbeck will be speaking about this situation at the Fox Wolf Basin meeting and other organizations' meetings.

Executive Van De Hey told the Board that she attended the EAA Convention and that early indications show that attendance was very good. Chairman Maehl and Vice Chairman Albrecht were also there participating in the festivities.

Executive Van De Hey told the Board that she thought this year's fair was excellent, in spite of the weather. She also was a Key Award presenter and was very impressed by the 4H participants.

Executive Van De Hey explained that the budget process is going along very well. A 3.5% budget increase limit has been set and departments are trying to stay within those guidelines. She thanked and complimented Chuck Orenstein, Finance Director, for his assistance in preparing the budget. She reported that equalized growth is up 6.68%, or 6.47% without the TIF zone.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl shared with the Board a proclamation from the Labor Council and Fire Fighters Union announcing the week of September 1-7 as "Union Label Week".

Chairman Maehl asked that those Supervisors who have not turned in the declaration page of their auto insurance do so soon. Mileage expense can not be reimbursed without proof of adequate auto insurance coverage.

Chairman Maehl told the Board that the mobile Vietnam Veterans' War Memorial, "The Wall", will be at Lake View Memorial

Cemetery in Oshkosh. The opening ceremony will be held on August 30 at 8:30 a.m. He urged the Board to attend. It will be displayed August 30 through September 3.

Chairman Maehl stated that despite the weather, the fair was very successful. He commended the 4H participants for all their efforts and hard work.

Chairman Maehl informed the Board that the five libraries that form the Winne-Fox Library System had readership of 2,018,317 in 1996. This was the highest readership in the entire state.

Chairman Maehl asked that the Supervisors read through the resolutions presented by the Wisconsin Counties Association. If there are resolutions that need consideration by our Legislative Committee, Supervisors are asked to contact Supervisor Lauson.

Chairman Maehl then went through the proper way to fill out an expense report. He asked that the Supervisors try to be a little more concise when completing their reports.

Chairman Maehl then introduced Vance Forest, Vice President of Aegis, Corp. Mr. Forest, representing Wisconsin County Mutual Insurance, presented Chairman Maehl with a refund check for \$135,463. This is a refund for the County's general liability insurance deductible.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to M-2 (Heavy Industrial District) for paper trans-shipment depot. Motion by Supervisor Schaidler and seconded to accept recommendation to DENY. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-01-97. A request from John Salm for zoning change from A-2 (General Farming District) to M-2 (Heavy Industrial District). Motion by Supervisor Schaidler and seconded to adopt. Ayes: 7 - Klitzke, Pech, Montgomery, Brown, Sievert, Egan and Metzger. Nays: 28. Excused: 3 - Frassetto, Lawson and Putzer. LOST.

REPORT NO. 002. A report from Planning & Zoning Committee re: numerous zoning changes in the Town of Black Wolf. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-02-97. A request from the Town of Black Wolf for zoning changes to numerous parcels (listing of parcels and changes on file with County Clerk). Motion by Supervisor Schaidler and seconded to adopt. A correction was

made to the 25th line of the second page, changing "R1" to "B2" on Parcel 0054. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to M-1 (Light Industrial & Office District) and R-1 (Rural Residential District, Single-family, non-subdivided) for industrial and residential development. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-03-97. A request from Martenson & Eisele for zoning change from B-3 (General Business District) and R-1 (Rural Residential District, Single-family, non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to M-1 (Light Industrial & Office District) for warehousing and general industrial use. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8-04-97. A request from Alan Ament 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 UNANIMOUS VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to R-1 (Single Family) for construction of a garage on a garage lot. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8-05-97. A request from Michael J. Marta for zoning change from B-1 (Local Service District) to R-1 (Rural Residential District, Single Family, non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: zoning change to R-3 (Duplex) for construction of a duplex. Motion by Supervisor Schaidler and seconded to accept recommendation to DENY. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8-06-97. A request from Stephen D. & Melissa J. Mercer for zoning 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 DENY. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 007. A report from Planning & Zoning Committee re: zoning change to A-2 (General Farming District) for creation of an additional lot for single family residence. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8-07-97. A request from Steven & Paula Basler 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 UNANIMOUS VOICE VOTE.

REPORT NO. 008. A report from Planning & Zoning Committee re: zoning change to R-1 (Rural Residential) to remove floodplain from a residential lot. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8-08-97. A request from Richard F. Auchter for zoning change from R-1/FP (Rural Residential with Floodplain Overlay) to R-1 (Rural Residential). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 009. A report from Planning & Zoning Committee re: zoning change to R-3 (Duplex) and B-3 (Commercial) for construction of a duplex and a funeral home. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8-09-97. A request from Westgor Funeral Home, Inc. (Ted W. Westgor) for zoning change from R-2 (Suburban Residential District, Single-family, Subdivided) and B-3 (General Business District) to R-3 (Two Family Residential) and B-3 (General Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 010. A report from Planning & Zoning Committee re: zoning change to A-1 (Agri-Business District) to place an entire parcel in one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8-10-97. A request from William K. Miller and Gerald Mathusek for zoning change from A-1 (Agri-Business District) and B-3 (General Business District) to A-1 (Agri-Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 011. A report from Planning & Zoning Committee re: a text amendment to the Winnebago County Town/County Zoning Ordinance to add Section 17.35 (Wireless Communications Facility). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8-11-97. A request from the Planning & Zoning Committee for a text amendment to the Winnebago County Town/County Zoning Ordinance to add Section 17.35 (Wireless Communications Facility). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 12. A request from the Town of Wolf River on behalf of Robert C. Krenke for zoning change to A-3. Motion by Supervisor Metzgi and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 13. A request from the Town of Wolf River on behalf of the Estate of Herman W. Braun, c/o Sorenson & Steckbauer, for zoning change to A-3. Motion by Supervisor Metzgi and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 272-897: Replace One Full-Time Position of Financial Assistance Case Manager with One Full-Time Position of Social Service Case Aide:Department of Social Services

WHEREAS, further steps toward the implementation of the W-2 Program, require the replacement of an existing vacant position of Financial Assistance Case Manager to a position of Social Service Case Aide for the purpose of handling the resulting and expected increased child care management workload; and

WHEREAS, this replacement action will result in a small reduction in operating expenses for the Department of Social Services and the position will be eligible for full cost reimbursement by the State of Wisconsin under the W-2 Program.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that a currently vacant position of Financial Assistance Case Manager in the Department of Social Services be, and hereby is abolished and replaced with one full-time position of Social Service Case Aide.

Submitted by,
SOCIAL SERVICES BOARD
& PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Crowley and seconded to adopt. Ayes: 34. Nays: 1 - Wagner. Excused: 3 - Frassetto, Lawson and Putzer. CARRIED.

RESOLUTION NO. 273-897: Disallow Claim of Edwin & Sherri Amundson on behalf of Alyssa Jill Ann Amundson

WHEREAS, your Personnel and Finance Committee has had the claim of Edwin & Sherri Amundson on behalf of Alyssa Jill Ann Amundson 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 Edwin & Sherri Amundson on behalf of Alyssa Jill Ann Amundson dated July 10, 1997, 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. 274-897: Create One Full-time Position of Account Clerk-Collections: Clerk of Courts Office

WHEREAS, the Winnebago County Budget for 1997 contained funding within the Clerk of Courts Department for hiring a temporary employee on a part-time basis for the purpose of initiating and maintaining a new installment-based fine collections program; and

WHEREAS, the duties of the temporary position have been expanded in order to provide back-up services to the revised jury management system, resulting in the employment of the temporary employee on a full-time basis rather than on a part-time basis; and

WHEREAS, all funds initially appropriated for the temporary position have been expended and the temporary employee has worked the maximum number of hours allowed for this type of temporary position; and

WHEREAS, in order to continue the new fine collections program and the jury management back-up system as presently provided, it is now necessary to create a new full-time permanent position of Account Clerk-Collections in the Clerk of Courts Office and to appropriate additional funds.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that a new full-time regular position of Account Clerk-Collections be, and hereby is created within the Table of Organization of the Clerk of Courts Office; and

BE IT FURTHER RESOLVED, that funds to cover the full cost of this action be transferred from the Salary Contingency Fund.

Submitted by,

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 30. Nays: 5 - Albrecht, Schwartz, Payne, Sievert & Metzsig. Excused: 3 - Frassetto, Lawson and Putzer. CARRIED.

RESOLUTION NO. 275-897: Resolution Awarding the Sale of \$1,815,000 General Obligation Refunding Bonds; Providing the Form of the Bonds; and Levying A Tax In Connection Therewith

WHEREAS, pursuant to a resolution adopted on June 17, 1997 (the "Initial Resolution"), the County Board of Supervisors of Winnebago County, Wisconsin (the "County") authorized the issuance of not to exceed \$1,815,000 General Obligation Refunding Bonds for the public purpose of refunding obligations of the County, including interest on them, to wit: refunding the County's General Obligation Bonds, Series 1990A, dated February 1, 1990 (the "1990 Bonds") (hereinafter the refunding of the County's outstanding obligations shall be referred to as the "Refunding");

WHEREAS, the 1990 Bonds were issued for the purpose of paying a portion of the cost of purchasing and installing enhanced emergency telecommunications equipment for the Sheriff's Department and constructing and equipping a building for use by the University of Wisconsin Fox Valley Center (the "1990 Project");

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the 1990 Bonds for the purpose of achieving debt service cost savings and restructuring the County's debt;

WHEREAS, counties are authorized by the provisions of Chapter 67 of the Wisconsin Statutes to borrow money and to issue

general obligation refunding bonds for the purpose of refinancing their outstanding obligations; and

WHEREAS, the County Board has directed its financial advisor, Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin, to take the necessary steps to sell its General Obligation Refunding Bonds in the amount of \$1,815,000 (the "Bonds") for the purpose set forth above;

WHEREAS, a Notice of Sale and an Official Notice of Sale (copies of which are attached hereto as Exhibits A and B and incorporated herein by this reference) have been circulated to potential bidders;

WHEREAS, the following bid proposals were received:

BIDDER TRUE INTEREST COST NET INTEREST RATE

(SEE BID TABULATION ATTACHED AS EXHIBIT C)

WHEREAS, it has been determined that the bid proposal submitted by Hutchinson, Shockey, Erley & Co., Chicago, Illinois, 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 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 Bonds. The bid proposal of Hutchinson, Shockey, Erley & Co., Chicago, Illinois (the "Purchaser") is hereby accepted, said proposal offering to purchase the Bonds for the sum of ONE MILLION EIGHT HUNDRED TWENTY THOUSAND TWO HUNDRED SIXTY-ONE AND 70/100 DOLLARS (\$1,820,261.70), plus accrued interest to the date of delivery. The Bonds bear interest as follows:

<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
1998	\$710,000	4.50%
1999	840,000	4.50
2000	265,000	4.50

Section 3. Terms of the Bonds. The Bonds shall be designated "General Obligation Refunding Bonds"; shall be dated September 15, 1997 ; 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, 1998.

Section 4. Redemption Provisions. The Bonds shall be non-callable.

Section 5. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 6. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds 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>
1997	\$779,330.00
1998	870,825.00
1999	270,962.50

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 Bonds 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 for the Bonds created below.

Section 7. Segregated 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 \$1,815,000 Winnebago County General Obligation Refunding Bonds dated September 15, 1997", which fund account shall be used solely for the purpose of paying the principal of and interest on the Bonds. There shall be deposited in said fund account all accrued interest paid on the Bonds at the time the Bonds 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 Bonds as the same become due. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Bonds, shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished, and shall at all times be invested in a manner that conforms with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any applicable income tax regulations (the "Regulations").

Section 8. Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds 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 for the principal of and the interest on the Bonds.

Section 9. Arbitrage Covenant. The County shall not take any action with respect to the Bond Proceeds which, if said action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of delivery of and payment for the Bonds (the "Closing") would have caused the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code and the Regulations.

The Bond Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Bonds remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Bonds, whether such moneys were derived from Bond Proceeds or from any other source, will not be used or invested in a manner which would cause the Bonds 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 Bonds, 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 Bond Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 10. Additional Tax Covenants; Six Month 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 Bonds) to assure that the Bonds 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 Bonds, 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 Bonds 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.

In accordance with Section 148(f)(4)(B) of the Code, the County covenants that it is a governmental unit with general taxing powers; that the Bonds are not "private activity bonds" as defined in Section 141 of the Code; that ninety-five percent (95%) or more of the net proceeds of the Bonds are to be used for local governmental activities of the County; and that 100% of the proceeds of the Bonds will be expended for the governmental purposes of the issue within six months of the Closing. If for any reason the County did not qualify for the six month exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

Bonds in the principal amount of \$1,795,000 are deemed designated as "qualified tax exempt obligations" pursuant to the provisions of Section 265(b)(3)(D)(ii) of the Code and the balance of the Bonds are designated as "qualified tax-exempt obligations" pursuant to 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 Bonds, shall provide an appropriate certificate of the County, all as of the Closing.

Section 11. Execution of the Bonds. The Bonds shall be prepared 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 Bonds shall cease to be such officers before the delivery of the Bonds, 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 all documents as may be necessary and convenient for effectuating the Closing.

Section 12. Payment of the Bonds. The principal of and interest on the Bonds shall be paid in lawful money of the United States of America by the County Clerk or Treasurer.

Section 13. Persons Treated as Owners; Transfer of Bonds. The County shall keep books for the registration and for the transfer of the Bonds. The person in whose name any Bond 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 Bond 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 Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond 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 Bond or Bonds 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 Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds 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 Bonds. Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds 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 Bonds eligible for the services provided by The Depository Trust Company, New York,

New York, 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. Redemption of the 1990 Bonds. The County Board of Supervisors hereby calls the 1990 Bonds due on and after April 1, 1998 for redemption on October 1, 1997. The County hereby directs its financial advisor, Robert W. Baird & Co. Incorporated, to cause a notice of redemption, in substantially the form attached hereto as Exhibit F to be provided by registered or certified mail, or overnight express delivery to The Depository Trust Company, New York, New York, not less than thirty (30) days nor more than sixty (60) days prior to October 1, 1997. Notice shall also be provided to, but need not be published in, The Bond Buyer. Notice shall also be provided to other registered securities depositories and to national information services that disseminate redemption notices. Such other notices shall also be provided at least thirty (30) days prior to October 1, 1997.

Section 16. Bond Insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as any municipal bond insurer which makes a commitment accepted by the County to insure the Bonds may reasonably request and which are acceptable to the Chairperson and County Clerk, including provisions regarding restrictions on investment of Bond Proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, appropriate reference to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the holders of the Bonds, 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 Bonds 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 Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, 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 18. 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 19th day of August, 1997.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded. Ayes: 35. Nays: 0. Excused: 3 - Frassetto, Lawson and Putzer. CARRIED.

RESOLUTION NO. 276-897: Accept Donations for Development of Construction Documents: Sunnyview Exposition Center Race Track Renovations

WHEREAS, donations have been pledged in the amount of \$15,400.00 by those entities listed below for the purpose of preparing construction documents for renovation of the Sunnyview Exposition Center grandstand area so as to facilitate the programming of stock car and off-road racing; and

WHEREAS, your undersigned Committee recommends that said donations be accepted, and said donations be appropriated for that purpose described above, said funds shall be placed in the Exposition Center Trust Fund to be held until such time as disbursement is required to pay for said construction documents.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Parks Department to accept donations in the following amounts:

Tri-County Distributing	\$ 2,000.00
Badgerland Off-Road Racing Assoc. Inc	\$ 3,000.00
General Beer Distributing	\$ 2,000.00
Pepsi Cola Bottling of Oshkosh, Inc.	\$ 750.00

Winnebagoland Motorsports Assoc.,Inc.	\$ 575.00
Lakewood Roofing of Oshkosh, Inc.	\$ 500.00
Mueller Chrysler/Plymouth - Oshkosh	\$ 300.00
Bergstrom of Oshkosh	\$ 300.00
B & B Racing Engines	\$ 300.00
AllCar Automotive	\$ 300.00
Holm's Automotive	\$ 250.00
Competition Products	\$ 250.00
SUNWEST Marketing	\$ 200.00
Dave Yakim Ford	\$ 200.00
NAPA Auto Parts - Oshkosh	\$ 200.00
Automotive Specialists - Neenah	\$ 200.00
Liquid Supply Company	\$ 100.00
DMS Auto Parts	\$ 100.00
Red's Pizza - Oshkosh	\$ 100.00
Conklin Sheet Metal	\$ 100.00
Expert Tire - Oshkosh	\$ 100.00
Wentzel Ford - Winneconne	\$ 100.00
Don's Auto Body	\$ 100.00
Snap-on Tools - Steve Garrow	\$ 100.00
Mug Shots	\$ 100.00
Rhino Graphics	\$ 100.00
Leroy's	\$ 100.00
Herbie's Acee Deucee	\$ 100.00
U-SAVE Auto Rental - Oshkosh	\$ 100.00
IN-LINE Auto Body	\$ 100.00
The Cheatin Heart	\$ 100.00
Winnebago Liquid Waste	\$ 100.00
S&S Auto Body	\$ 100.00
Tom's Muffler	\$ 100.00
Competition Specialists	\$ 100.00
Nate's One More	\$ 100.00
Harrison Motors	\$ 100.00
Badger Electric Supply Co., Inc	\$ 100.00
Muza Sheet Metal	\$ 100.00
Evil Roy Slades	\$ 100.00
King Clift Auto Sales	\$ 100.00
The Chalice	\$ 100.00
Panske Enterprises	\$ 100.00
Ricoshey's Bar	\$ 100.00
Pro-Sports	\$ 100.00
Arrow Electric Inc	\$ 100.00

J&S Demolition Derby's	\$	100.00
Nolte's Northside Standard	\$	100.00
Lang Oil Co., Inc	\$	100.00
Tony's Auto Body	\$	75.00
Fox Valley Transmissions	\$	50.00
Karni Pier of Oshkosh, Inc	\$	50.00
#1 STOP Lube Shop	\$	50.00
Jackson Drive C Store	\$	50.00
Shaw Barton Sales - John Hoeft	\$	50.00
The Jeff Hall Family	\$	50.00
Service Oil Company	\$	50.00
The Steve Koehler Family	\$	50.00
The David Christensen Family	\$	25.00
The Tom Stephany Family	\$	25.00
Walt's Sharpening Service	\$	25.00
Oshkosh Bearing & Transmission	\$	25.00
Godfather's	\$	25.00
Champion Auto Parts	\$	25.00
Cocktails & Dreams	\$	25.00
Shea's Muffler	\$	25.00
West Side Tire & Auto Center	\$	25.00
Loren's Auto Body & Towing	\$	25.00
Emperor Auto Sales - Omro	\$	25.00
Basler Auto LTD	\$	25.00

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates those funds received as a result of said donations to the Exposition Center Trust Fund for the purpose of paying for engineering and cost estimate studies needed for the future renovation of the Sunnyview Exposition Center Grandstand area with regard to a stock car race track.

Submitted by:

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 30. Nays: 5 - Kollath, Montgomery, Crowley, Schaidler, Diakoff. Excused: 3 - Frassetto, Lawson and Putzer. CARRIED.

RESOLUTION NO. 277-897: Authorize Closure of Portion of Knapp Street Road

WHEREAS, Section 114.12, Wisconsin Statutes, provides that whenever a County owns all land or access rights on both sides of

a street, it may, within the limits where it has ownership or access rights on both sides, vacate and close such public way by resolution of the governing body of the County and that no costs or damages shall be assessed against the County as a result of said closing; and

WHEREAS, Winnebago County owns all land on both sides of Knapp Street Road from the intersection of Knapp Street Road and Waukau Avenue to a point approximately 2700 feet south of the intersection of Knapp Street Road and Poberezny Road; and

WHEREAS, it is necessary to close said portion of said roadway in order to accommodate the construction of taxiway P-1 which will be extended west approximately 2300 feet and will cross Knapp Street Road; and

WHEREAS, the Federal Aviation Administration has issued directives which preclude the joint use of Knapp Street Road for public vehicles and taxiway P-1 for obvious aircraft safety reasons.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes that Knapp Street Road in the Town of Algoma, be closed from its intersection with West Waukau Avenue, North to a point 3700 feet from said intersection pursuant to the authority provided to the County by Section 114.12, Wisconsin Statutes.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Frassetto, Lawson, Putzer and Schaidler. CARRIED.

RESOLUTION NO. 278-897: Disallow Claim of Willie J. Dobson

WHEREAS, your Personnel and Finance Committee has had the claim of Willie J. Dobson 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 Willie J. Dobson dated June 26, 1997, 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. 279-897: Disallow Claim of John L. Klein Sr.

WHEREAS, your Personnel and Finance Committee has had the claim of John L. Klein Sr. referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of John L. Klein Sr. dated July 9, 1997, 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. 280-897: Disallow Claim of Margaret Miller (State Farm Insurance Companies) Regarding Eileen M. Ludwig

WHEREAS, your Personnel and Finance Committee has had the claim of Margaret Miller (State Farm Insurance Companies) Regarding Eileen M. Ludwig 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 Margaret Miller (State Farm Insurance Companies) regarding Eileen M. Ludwig dated June 19, 1997, 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. 281-897: Disallow Claim of T.J.S. and T.M.S.

WHEREAS, your Personnel and Finance Committee has had the claim of T.J.S. and T.M.S. 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 T.J.S. and T.M.S. dated July 15, 1997, 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. 282-897: Approve the Nonpoint Source Control Plan and Authorize Grant Application for the Pine River/Willow Creek/Lake Poygan South Priority Watershed

WHEREAS, the Pine/Willow/Poygan South Priority Watershed Project, authorized and funded through the Wisconsin Nonpoint Source Water Pollution Abatement Program (Sec. 144.25, Wis. Stats. and Chapter NR 120, Wisconsin Administrative Code), was previously accepted by the Winnebago, and Waushara County Boards (10/95); and

WHEREAS, the Winnebago County Land and Water Conservation Department, the Waushara County land Conservation Department, and the Watershed Project Citizen's Advisory Committee, along with the Wisconsin Department of Natural Resources and the Wisconsin Department of Agriculture, Trade and Consumer Protection, worked cooperatively to prepare a pollution control plan for the Watershed Project; and

WHEREAS, said plan assesses nonpoint sources of pollution throughout the watershed, identifies Best Management Practices needed to control those pollutants, and guides the voluntary implementation of those practices by landowners in an effort to achieve specific water quality and water resource improvement goals; and

WHEREAS, upon approval of the watershed plan, Wisconsin Nonpoint Source Grant Funds will be made available to landowners, through the County Land and Water Conservation Department, in the form of cost share assistance for purposes of installing Best Management Practices; and

WHEREAS, the Wisconsin Nonpoint Source Grant amount for Winnebago County in 1998, estimated at \$100,000, is to be budgeted within the Land and Water Conservation Department Fund 42272-7131: NPS Grant Revenue Account.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that they hereby approve the Nonpoint Source Pollution Control Plan and authorizes the Nonpoint Source Grant application for the Pine/Willow/Poygan South Priority Watershed Project.

BE IT FURTHER RESOLVED that the Chairman of the Winnebago County Board is hereby authorized to notify the Wisconsin Department of Natural Resources of the Board's action, and that said notification be accompanied by a copy of this resolution.

Submitted by:

LAND CONSERVATION COMMITTEE

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

(AMENDED) ORDINANCE NO. 283-897: Amend Section 7.02(10)(a), General Code of Winnebago County (Speed Limit: County Trunk K)

WHEREAS, the speed limit on County Trunk Highway K from Oakwood Road west to Clairville Road is presently 45 miles per hour; and

WHEREAS, with the construction and completion of the new Traeger School, your undersigned Committee believes that it is necessary and in the best interests of children attending said school to reduce the speed limit on County Highway K within the vicinity of said school.

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

That Section 7.02(10)(a) of the General Code of Winnebago County be amended to read as follows:

7.02 SPEED LIMIT REGULATIONS...

(10) COUNTY TRUNK HIGHWAY "K". (a) Town of Algoma.

1. 35 miles per hour for all vehicles from its intersection with Clairville Road easterly to its intersection with the City of Oshkosh boundary line.

BE IT FURTHER RESOLVED that this ordinance shall become effective as of the date of posting the new speed limit following the date of publication.

Submitted by:
HIGHWAY COMMITTEE

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

RESOLUTION NO. 284-897: Authorize Execution of Intermunicipal Agreement Between Winnebago County and Town of Menasha: Installation of Traffic Signal Light: West Side Arterial

WHEREAS, it has been agreed between your undersigned Committee and the Town of Menasha that the installation of vehicular traffic signals at the intersection of Jacobsen Road and the West Side Arterial (County Highway CB) in the Town of Menasha would be in the best interests of all persons utilizing those roads; and

WHEREAS, your undersigned Committee and the Town of Menasha have entered into a tentative agreement, pending approval of their respective Boards, that the Town and the County would share the costs of said signal with the Town contracting for the installation of said signal; and

WHEREAS, your undersigned Committee believes that it would be in the best interests of Winnebago County to enter into said Intermunicipal Agreement pursuant to the provisions of Section 66.30, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby does approve the attached Intermunicipal Agreement between the Town of Menasha and Winnebago County for the installation of and payment for traffic signals at the corner of Jacobsen Road and the West Side Arterial (County Highway CB) in the Town of Menasha.

Submitted by:
HIGHWAY COMMITTEE

WITHDRAWN BY SUPERVISOR ROBL.

RESOLUTION NO. 285-897: Authorize Approval of Grant Agreement from Federal Aviation Administration for Construction of Taxiway P-1 Wittman Regional Airport

WHEREAS, a grant offer has been issued by the Airport's District Office of the Federal Aviation Administration to Wittman Regional Airport with regard to the Federal Government paying a

90% share of the allowable project costs for the construction of taxiway P-1 at Wittman Regional Airport up to a maximum project cost of \$1,242,000.00 during fiscal year 1997; and

WHEREAS, your undersigned Committee believes that it is in the best interest of Winnebago County to authorize acceptance of said grant agreement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby does authorize the acceptance and execution of a grant agreement for the acceptance of 90% funding of the construction of taxiway P-1 at Wittman Regional Airport from the Federal Aviation Administration.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that monies received as a result of said grant are hereby appropriated for use in relationship to the construction of taxiway P-1 by Wittman Regional Airport.

Submitted by:

AVIATION COMMITTEE

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

RESOLUTION NO. 286-897: Authorize Amendment to Lease Agreement Between Winnebago County and John Monnett (Wittman Regional Airport)

WHEREAS, on August 1, 1993 John Monnett entered into a Ground Lease Agreement at Wittman Regional Airport for the lease of approximately 3,000 square feet of property; and

WHEREAS, Mr. Monnett presently desires to lease an additional 2,360 square feet of property at Wittman Regional Airport; and

WHEREAS, your undersigned Committee recommends approval of an amendment to said lease to allow Mr. Monnett to lease an additional 2,360 square feet of property at the current price of \$.08 per square foot per year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute an amendment to the Ground Lease Agreement between Winnebago County and John Monnett dated August 1, 1993 so as to allow Mr. Monnett to rent an additional 2,360 square feet of property as is shown in the attached exhibit at the current rate of \$.08 per square foot per year. (The term of the amended lease shall

remain the same).

Submitted by:
AVIATION COMMITTEE

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

RESOLUTION NO. 287-897: Authorize Execution of Consortium Agreement for the Fox Valley Service Delivery Area

WHEREAS, Section 66.30(2) of the Wisconsin Statutes provides for intergovernmental agreements; and

WHEREAS, counties in this area have a mutual interest in forming a single purpose service delivery area as defined under the Job Training Partnership Act of 1982 for the purpose of facilitating effective delivery of job training, placement and related services within their boundaries; and

WHEREAS, the Winne-Fond Lake Consortium is a consortium formed for the purpose of delivering services under the Job Training Partnership Act of 1982 in Fond du Lac, Winnebago and Green Lake Counties; and

WHEREAS, the State of Wisconsin has asked the counties to enlarge said consortiums so as to serve a larger geographical area; and

WHEREAS, it has been tentatively agreed to form a consortium between Calumet, Fond du Lac, Green Lake, Outagamie, Waupaca, Waushara and Winnebago Counties for the purpose of delivering services under the Job Training Partnership Act of 1982.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a new Consortium Agreement for the Fox Valley Service Delivery Area in relationship to the Job Training Partnership Act of 1982, is herewith attached, with said delivery area to include Calumet, Fond du Lac, Green Lake, Outagamie, Waupaca, Waushara and Winnebago Counties.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to execute said Consortium Agreement on behalf of Winnebago County.

Submitted by:
EUGENE TROXELL, DIST. #22
COUNTY BOARD SUPERVISOR

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

Motion by Supervisor Schwartz and second to adjourn to
September 2, 1997, Special Orders Meeting. CARRIED BY
UNANIMOUS VOICE VOTE.

The meeting adjourned at approximately 8:40 p.m.

Respectfully submitted,
Susan T. Ertmer
Deputy Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Susan T. Ertmer, Deputy 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 19, 1997.

Susan T. Ertmer
Deputy Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING

TUESDAY, SEPTEMBER 2, 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 Rankin.

Roll Call: 32 present. Excused: 6 - Finch, Pech, Kollath, Wagner, Arne and Lawson. Supervisor Planalp moved and it was seconded to adopt the agenda. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Donald J. Miller regarding an accident with a Winnebago County Sheriff's Department squad car was referred to the Personnel & Finance Committee. Notice of Claim from Richard Lemme regarding alleged interference by the Emergency Government Director and his staff in using the open repeater was referred to the Personnel & Finance Committee.

The Board was given information on a WCA Educational Seminar entitled, "Managing the County Sheriff's Department". The seminar will be held Friday, October 3 from 10:00 a.m. to 3:00 p.m., in Eau Claire, Wisconsin. Interested supervisors should contact the County Clerk's Office by September 26 for registration.

A "thank you" note from the "Fairest of the Fair", Laurie Nelson, was read. She thanked the Board for their continuing support of the County fair and the 4H Program.

COMMITTEE REPORTS

Supervisor Brown told the Board that classes at UW-Oshkosh will start tomorrow. Students moved back into the dorms over Labor Day, and even with the Packer's win that night, all was quiet on the campus. She also told the Board that UW-Oshkosh student, Bill Schwulst, has been elected Student Veterans' National Chairman for the United States Student Association. She also invited the Board to attend the Oshkosh Student Association meetings, which are held each Monday at 4:00 p.m. at the Reeve Union on the UW-Oshkosh campus.

PUBLIC HEARING

Dan Rudebeck, 7769 Haase Road, Larsen, WI, speaking as President of the Lake Poygan Sportsmen's Club, expressed his concern about water quality in the Lake Winnebago pool and his support for the Water Quality Improvement Program.

Judy DeRocher, 1071 North Lake Street, Neenah, expressed concern about the algae problems on Lake Winnebago and support for the Water Quality Improvement Program.

Kenneth Hahn, expressed his concern about shoreland erosion and his support for the Water Quality Improvement Program.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl extended belated birthday wishes to Supervisor Robl. He also commended Supervisor Robl for 50 years of service to the City of Oshkosh and Winnebago County.

Chairman Maehl extended wishes for a speedy recovery to Supervisor Wagner, who recently had surgery.

AUDIT REPORTS - HIGHWAY DEPARTMENT & WINNEBAGO CONFLICT RESOLUTION CENTER

These reports were held over until a future meeting when Gary Mayer will be present.

1997 CITIZEN GARDENER AWARDS

Chairman Maehl introduced Ted Hagen, Community Garden Supervisor, who presented the 1997 Citizen Gardener Awards to the following people: Kalio Lo, Pa Vang Lee, Chia Vang, Nao Xiong Thao, Robert A. Way, Edward J. Lowe and James L. Barthel. These awards were presented in recognition of their service to the Community Garden Project and its participants.

**WISCONSIN & SOUTHERN RAILROAD
CONSORTIUM REPORT**

Supervisor Robl explained to the Board that in June, 1980, the Chicago, Milwaukee, St. Paul and Pacific railroad lines were scheduled for complete abandonment. Realizing the economic impact this would have on them, the counties of Dodge, Fond du Lac, Green Lake, Washington and Winnebago formed the East Wisconsin Counties Railroad Consortium. The purpose of the consortium was to provide for the continuation of rail service in various communities in these counties.

Supervisor Robl introduced Mr. Bill Gardiner, President and CEO of Wisconsin and Southern Railroad. Mr. Gardiner told the Board that Wisconsin and Southern Railroad was formed in 1980 as a result of the Milwaukee Road abandoning certain rail lines in Wisconsin. At that time, Governor Thompson and the Wisconsin Department of Transportation realized that these closures would hurt the state economically, because rail service is essential to industrial and economic growth.

In his presentation to the Board, Mr. Gardiner explained to the Board that Wisconsin and Southern Railroad has approximately 150 miles of rail in the counties of Dodge, Fond du Lac, Green Lake, Washington and Winnebago. Maintaining these rails helps to reduce the number of trucks using county and state highways, which reduces the cost of road repairs for the counties. He explained that every rail car carries as much as three semi-trailors. Last year, Winnebago County received or shipped out by rail 273,640 tons of product. This is equivalent to 3,000 railroad cars or 10,530 trucks.

Mr. Gardiner said that he was here tonight to ask for the County's assistance in obtaining funding from a state program that Wisconsin and Southern Railroad is eligible. He explained that eighty percent of the rail property (rails, ties, ballast, etc.) is owned by the State of Wisconsin and the Department of Transportation. Wisconsin and Southern Railroad owns the remaining twenty percent. However, all the land that the rails sit on is owned by the Department of Transportation. It's because of this joint ownership that his company is eligible for a grant.

Mr. Gardiner presented the Wisconsin and Southern Railroad's four year plan for upgrading their 150 miles of railroad tracks. The total cost of the project will be \$8,675,208. Eighty percent of this amount (\$6,940,166.00) is a grant from the State of Wisconsin. Fifteen percent of this amount (\$1,301,281.00) will be a loan from

the state and will be the responsibility of Wisconsin and Southern Railroad. The remaining five percent (\$433,760.40) would come from the Consortium. This is divided among the five counties based on their percentage of tonnage shipped and received, and their mileage (number of miles of track in each county). Winnebago County's share of tonnage is 22.2 percent and 8.8 percent of mileage. This calculates to \$67,232.86 over four years, or \$16,808.22 per year. Mr. Gardiner told the Board the Wisconsin Department of Transportation has approved this four-year program.

Mr. Gardiner then introduced Ben Nehan who explained the focus of the project. Mr. Nehan told the Board that in 1998 the majority of the work will be done in and around the City of Waupun, replacing ties, correcting bad crossings, and repairing or replacing rail. He also stated that some side rails will be removed, eliminating some railroad crossings in the area. In 1999, Ripon and Brandon to Fairwater will be the area where similar changes and updates will be made. In 2000 and 2001, the area to be worked on will be Beaver Dam to Cambria. This will be a two year project because the rail has to be completely replaced with heavier rail.

In 1980, the Freight Rail Preservation Program (FRPP) was designed to fund repair costs to preserve marginal railroads. This was a two year project with a budget of \$6,000,000. Since that time, project costs have risen to four and five times that amount.

Mr. Gardiner told the Board that in 1992, a rail replacement project took place between the cities of Oshkosh and Ripon, costing \$2.2 Million. At that time, the state covered eighty percent of the cost and the Wisconsin and Southern Railroad covered the remaining twenty percent. Winnebago County's financial assistance wasn't asked for at that time, but because of the increasing costs of doing these projects, Wisconsin and Southern Railroad can no longer afford to fund as large a percentage of these costs. That is why they are now asking for the County's assistance.

Mr. Gardiner thanked the Board for hearing their presentation.

PARK VIEW AIR CONDITIONING REPORT

Charlene Lowe, Park View Administrator, and Jim Vroman, Buildings & Grounds Manager, addressed the Board regarding the installation of air conditioning. The age of the buildings is adding to the costs of installing air conditioning systems. Ms. Lowe explained to the Board that they would like to bond for this project, spreading the cost over fifteen years. They would like to start the engineering and design portion of the project this year, so that the

bidding process could be started in December. By doing the bidding in December and the installation in the winter, there will be a ten to fifteen percent savings on the cost of the project.

Pleasant Acres, the newer of the two buildings, does have some areas that are air conditioned. These areas are in kitchen, residents sitting areas and therapy rooms. Other areas that will be air conditioned are the hallways and dining rooms. Residents' rooms will not be air conditioned. Ms. Lowe explained that some residents don't have problems with the heat and wear sweaters year round; however, they are some residents experiencing an increasing number of respiratory problems because of the heat. In the past, these people were re-located to air conditioned areas of the facilities, or, in some instances, hospitalized. Ms. Lowe explained that because the majority of Park View Health Center's residents are acutely ill, and with the facility becoming Medicare certified later this year, a proper air conditioning system is necessary.

Mr. Vroman explained that the Rehabilitation Pavilion has the basic equipment installed for the required sprinkler system. Some rooms are already set up with sprinklers, it's just a matter of expanding the system.

Mr. Vroman explained the types of air conditioning units that are under consideration. One type would be a main compressor roof top air handling unit. The other option would be a water cooling system.

Mr. Vroman told the Board that the ages of the two buildings changes the code requirements for the type of system to be installed. If this were a new building, code requirements would be much stricter. There are even different requirements between the two existing buildings, because the Rehabilitation Pavilion is ten years older than Pleasant Acres. But because of their ages, the two buildings are "grandfathered" and don't have to meet the same standards as a newer building.

Mr. Vroman addressed the issue of health concerns (Legionaries Disease) with a water cooling system. He admits that under the right conditions and if the system is not properly maintained, it could occur. He then explained that with proper maintenance and the use of chemical products this would not be a problem.

Mr. Vroman further explained that both of the buildings will be up to state and federal codes as are appropriate for buildings that age. The sprinkler system is being included because that is one of the code requirements for buildings this age that are going through major renovations.

Ms. Lowe explained to the Board that this project is not in the Five Year Capitol Improvement Plan. Mr. Orenstein stated that this would be a bond issue and could be added to any bonding done next year.

Ms. Lowe commented that she was sure a new jail would be air conditioned and that "she would be hard pressed" to explain to Park View employees, residents and residents' families why Park View Health Center wasn't air conditioned.

Ms. Lowe thanked the Board for their interest in this project.

WATER QUALITY IMPROVEMENT PROGRAM

Peter Van Airsdale, Director of the Land & Water Conservation Department, introduced Art Techlow, Winnebago System Biologist for the DNR; Brad Bauer, Community Development Educator, Winnebago County UW-Extension; and Joe Olson, Winnebago County farmer and concerned citizen.

Art Techlow gave a short slide presentation and explained the Winnebago System and the types of problems that we are facing. He explained that the "Winnebago Pool" is made up of Lakes Poygan, Butte des Morts, Winneconne and Winnebago. The water levels in this chain of lakes is determined by the Fox River locks in Neenah and Menasha. This "pool" and the Upper Fox and Wolf River basins make the Winnebago System. This system is very significant to the State of Wisconsin and makes up about 17 percent of Wisconsin's inland water.

Mr. Techlow told the Board that Lake Winnebago is one of the largest inland lakes in North America. It has the largest population of self-sustaining sturgeon in the world and is one of the best places for walleye fishing in North America. Lake Winnebago is also the water supply for over 200,000 people.

Some of Mr. Techlow's slides were aerial views of Lake Winnebago and showed the blue-green algae problem. He explained that this year because the algae accumulated near the shore and people could see its density, they thought this was an extreme case. In reality, this occurs every year. However, if conditions are right, the bulk of the algae stays off shore. He told the Board that the loss of 90% of our waters' "rooted vegetation" (weed beds, bogs, etc.), is a major reason why algae has become such a large problem. Another contributor to the algae problem is the excessive amount of nutrients entering into the water system. The algae feeds off the nutrients and grows to these unwanted levels. Mr. Techlow explained that if there were more rooted

vegetation and wetlands, they would absorb a lot of the nutrients and keep the algae growth down.

Mr. Techlow said we all share in the blame for the excessive nutrients and sediments in the water system. Urban and agricultural uses both contribute to the deterioration of water quality.

Brad Bauer was introduced to the Board and gave some background on two surveys that have been conducted on water quality in the Winnebago System. A couple of years ago a survey was done that covered the area that encircled the Winnebago System three miles in from its shore line and included the three counties where the system lies. More recently, a survey more specific to Winnebago County was conducted by the county's UW-Extension Office and Land and Water Conservation Department.

Mr. Bauer explained that what makes both of these studies different, is the fact that they were attempting to place a "market value to a non-market amenity. In this case, a natural resource in the Winnebago System; more specifically, water quality." In the first and broader survey, people were asked how much money they would be willing to spend annually to improve water quality. The average amount is \$71.00. In the second survey conducted just in Winnebago County, the question was asked differently. People were asked how much in additional taxes they would be willing to pay annually if that money was "earmarked" specifically to be used for creation of a water quality improvement program. The average amount was \$16.62.

Joe Olson spoke to the Board giving the county landowners' and farmers' perspective on this issue. He repeated how important it is to improve the quality our water, and also to maintain the beauty of our waterways. The aesthetic value of our lakes and rivers needs to be maintained by everyone. He stated that the majority of people do what they can, but is that enough. Urban and rural people must make that extra effort towards better water quality. Mr. Olson said most farmers follow recommended practices on their farms to reduce runoff and erosion, but some can't or won't. He explained that this is when a water quality program that offers financial assistance to help farmers bring their equipment and systems up to better standards will make a great difference.

It was discussed that scattered housing developments and their lawns will not help with run off problems. Further more, the salt that is used for icy roads is not as much of a problem as the fertilizers, pesticides and other chemicals that people use.

Mr. Van Airsdale explained that the \$100,000 budget request will provide cost sharing or loans to farmers to use systems that reduce run off. He stated that the state and federal governments are watching Winnebago County closely to see how we try to help ourselves with this situation.

Mr. Van Airsdale also told the Board that the Winnebago County ordinance does have fines in place for various violations that affect water quality, but that over time these ordinances will be refined and brought up to today's standards.

MEDICAL EXAMINER VS. CORONER

Dr. John Taggart, Deputy Chief Medical Examiner for Milwaukee County, gave the Board some background on his training and his feelings on the differences between a medical examiner and a coroner. Dr. Taggart went to medical school in Minnesota and is a licensed forensic pathologist. He stated that as a medical examiner, you need to be compassionate, have an understanding of police work and death investigation techniques, as well as medical knowledge. He told the Board that nationwide, there are only between 300 and 400 forensic pathologists. It is a very specialized medical field.

Dr. Taggart said that the trend across the country is to go from a coroner to a medical examiner. He also noted that Wisconsin is the only state that allows a medical examiner be someone other than a medical physician. Some national associations for forensic scientists and medical examiners are aware of this and may make it an issue.

He believes in "a death investigation system that works well", "education", and "someone in this office who knows what they're doing" and who "asks for help when they don't know what they're doing". He also believes this person must be compassionate, be able to work well with law enforcement, as well as, the medical community.

Dr. Taggart explained that the coroner system began in England and was brought to the American colonies. The primary duties of the coroner were to declare the person dead, make arrangements for the burial of the body and make sure the deceased's personal items were given to the proper people. Now it is more involved and requires determining the cause of death. When a crime has been committed, there are criminal investigations to deal with, involvement by the police departments and district attorneys.

Dr. Taggert said that recently the public's view on the importance of the coroner or medical examiner positions has changed. In the past, people didn't want to spend tax dollars on these positions, but now the sophistication of technique and the importance of death investigation has changed peoples' minds.

Dr. Taggert didn't know whether Winnebago County would be better served by a medical examiner or a coroner. He hasn't studied any of Winnebago County Coroner's statistics or numbers.

District Attorney Joseph Paulus thanked the Board for the opportunity to speak at this informational session on medical examiners and coroner positions. He felt that this is a start for the County in determining which way they should go in this issue. He reiterated the historical background of the coroner position and its main responsibility to provide "good bedside manner" to the deceased's family. As time went on, the coroner became more of an investigator and state statutes were created to direct the duties of this position.

Mr. Paulus stated that Winnebago County calls in forensic pathologists to determine medical causes of death or to determine whether foul play was involved. Area agencies provide bereavement services and help with the questions of the grieving family members.

Mr. Paulus stressed that at every stage of death investigation we need to have the most qualified people available to get the answers and get the job done. He also stated that almost all deaths are reportable to the coroner as dictated by state statute.

Mr. Paulus suggested that area counties could join together and hire one medical examiner for this area. He said that Winnebago, Outagamie, Calumet and Fond du Lac counties work very well together in police investigations and would make a joint medical examiner very feasible.

Chief Don Forcey, City of Neenah Police Department, said that having served twenty-four years as a police officer, he sees the benefits of having a forensic pathologist to "partner" with the police and victims families to assure proper death investigation. He stated that the coroner, police and district attorney also have worked together on many cases that may have gone undiscovered.

Chief Forcey stated that changing to a medical examiner is the "evolution of doing a better job for the citizens of Winnebago County" and is not a political issue.

Coroner Barry Busby addressed the Board and stated that he feels the County Board and the citizens of Winnebago County are qualified to choose what is best for the county.

Mr. Busby told the Board that the majority of Wisconsin's counties elect their coroner. There are only five forensic pathologists in the entire state, and only 300 to 400 across the United States. Winnebago County does use the services of a pathologist quite regularly. Mr. Busby told the Board that we vary the pathologists we use.

Mr. Busby asked the Board to see through the "hidden agenda" in this situation. He said that he feels it has become a personal issue. He stated that the only legal requirements to being elected coroner is that a person is 18 years of age and has no criminal record. These are the same legal requirements for being elected county executive. In Winnebago County, the coroner's office has a \$150,000 annual budget, is involved in death investigation and works with the families of the deceased. However, the county executive has a much larger budget and staff.

Mr. Busby said that as it has been alluded to by the previous speakers, there has not been any problems with the Coroner's office since his appointment. He said that as coroner he will treat people the way he would like to be treated, be honest and truthful, and will do the job right the first time.

Mr. Busby stated that Dr. Greg Schmunke, Chief Medical Examiner for Brown and Door Counties, attended the August 5 Judiciary & Public Safety Committee meeting, and said that a law enforcement background is important in this field. Dr. Taggart of Milwaukee County also expressed this opinion.

Mr. Busby told the Board that he has been trained by a pathologist to draw blood, urine and eye fluid. He has been working very closely with area police departments, hospitals and churches and is developing a good working relationship with them.

Mr. Busby told the Board that of the 1200 deaths in Winnebago County last year, approximately 250 were investigated. The coroner's budget for forensic pathology services is between \$22,000 to \$30,000.

Chief Dave Erickson, Oshkosh Police Department, told the Board that he supports the medical examiner concept for Winnebago County and the area. He feels that if you employ your own medical examiner, you can set your own standards and criteria.

Supervisor Schwartz moved and it was seconded to adjourn. The meeting adjourned at approximately 10:00 p.m. The next meeting will be Tuesday, September 23, 1997, at 6 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 September 2, 1997.

Susan T. Ertmer
Deputy Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, SEPTEMBER 23, 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 Supervisor Lawson.

Supervisor Lauson moved and it was seconded to accept the minutes of August 19, 1997. **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 Frank McGowan regarding alleged damage to property by Winnebago County Sheriff's Department was referred to the Personnel & Finance Committee.

A copy of Resolution R-26-97, "A Resolution Urging Winnebago County to Address Household Hazardous Waste Disposal", passed by the Common Council of the City of Menasha was received and referred to the Solid Waste Management Board.

A letter was received from Sen. Michael Ellis thanking the Board for their resolutions opposing legislation to eliminate state-shared revenue to municipalities and to eliminate the cap on non-economic damages in malpractice suits. He will keep the Board's position in mind as these issues go through the legislature.

Petition for Zoning Amendment from Joanne M. Sievert, Clerk for the Town of Clayton, for change from P-1 to B-2 for town government buildings was referred to the Planning & Zoning

Committee. Petition for Zoning Amendment from Mike & Liz Rollmann for change from R-1 (Floodplain) to R-1 for single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Jack D. Steinhilber for change from R-2/FP to R-2 for single family residential was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Gary F. Schiefelbein for change from A-1 to A-2 for residential buildings was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Roger Mathwig for change from B-2 to R-1 for an existing home and proposed home was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Jean D. Braun for change from Agricultural to B-5 for mixed commercial use was referred to the Planning & Zoning Committee. Petition for amendment to the Winnebago County Town/County Zoning Ordinance for numerous changes to Section 17 of said Ordinance from Robert Braun on behalf of the Planning & Zoning Committee was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Rankin announced the death of former Supervisor Archie Daggett, who served on the County Board for 38 years. He also served 20 years on the Omro City Council, and as Mayor for one term. He gave the invocations at the County Board meetings during his tenure. Chairman Maehl announced the death of Mary Ann Grundy, former Developmental Disabilities Coordinator for the Unified Board (Community Programs) for 12 years.

Supervisor Kollath asked about a hazardous waste disposal program in Winnebago County. Supervisor O'Brien advised they are working with neighboring counties to develop a program and hope to have it in place in the next year.

Supervisor Payne reported the racetrack work group collected all the pledges made for the design of a racetrack. He gave a report on a survey done regarding the racetrack.

Supervisor Rengstorf reported to the Board that the DNR has completed the breakwater on Lake Butte des Morts south shore. It took over 6,000 truck loads of rock to complete this project. They have a couple of small islands to complete there and then they'll start a similar project in Lake Poygan.

Supervisor Barker spoke in favor of a countywide hazardous waste disposal program. When the City of Menasha did it, people from townships brought their hazardous waste to the city for

disposal. She asked the Board to read the article from the Sunday Post Crescent that she placed on their desks. The article addresses the issue of non-point pollution problems.

Supervisor Barker told the Board that the Artrain, a traveling museum of art, will be at Fourth Street in Menasha on October 7-12, 1997. The art on exhibit is from the Smithsonian Institute. Public tours will be October 8-10, from 2 P.M. to 4 P.M.; Oct. 11, from 10 A.M. to 5 P.M.; and Oct. 12 from 10 A. M. to 2 P.M. It is free of charge, but donations are accepted.

Supervisor Savas visited the Law Enforcement Center and Courthouse while at the Wis. Counties Convention in LaCrosse. They use intensive sanctions which allows them to keep their jail population down. She'd like Winnebago County to utilize intensive sanctions more often. She attended an interesting workshop entitled, "First-Time Juvenile Offenders". What also impressed her was the downtown location of their county buildings. She feels that county buildings should be in the downtown area of the county seat.

Supervisor Lauson spoke on the Heckrodt Wetland Reserve and Shangri-La Nature Reserve which was brought before the Parks Committee by County Executive Van De Hey for \$58,000 in funding for a Naturalist Director, Naturalist Coordinator and Maintenance Manager, plus operational costs. There were many questions from the committee, and on a vote to bring it to the County Board, it lost on a 2-2 tie. The County Executive then took the proposal to the Property Management and Maintenance Committee, who brought it to the County Board for a report at this meeting.

Supervisor Albrecht asked the Board to read the Who's Who section in Dr. Martin Gruberg's draft of the "History of Winnebago County Government" and advise the County Clerk of any additions or changes. This book is being completed for the state's sesquicentennial. The Sesquicentennial Committee has been going around the county and gathering information on Winnebago County for the book being written by Michael Goc. Many historians and citizens have been helping with the information.

PUBLIC HEARING

There were no comments from the public.

COUNTY EXECUTIVE'S APPOINTMENT

SOLID WASTE MANAGEMENT BOARD

County Executive Van De Hey appointed James G. Spaay, Dept. of Public Works, Menasha City Hall, 140 Main Street, Menasha, WI 54952, to the Solid Waste Management Board, term beginning immediately and expiring April 21, 1998. Mr. Spaay will fill the unexpired term of Franklin Moore. Motion by Supervisor Lauson and seconded to confirm. CARRIED BY UNANIMOUS VOICE VOTE.

WINNEBAGO COUNTY HOUSING AUTHORITY

County Executive Van De Hey appointed Larry Schuster, P.O. Box 434, Omro, WI 54963, to the Winnebago County Housing Authority, term beginning immediately and expiring April 20, 1999. Motion by Supervisor Lauson and seconded to confirm. CARRIED BY UNANIMOUS VOICE VOTE.

BOARD OF HEALTH

County Executive Van De Hey appointed Dr. Leslie H. Stone, 1835 Lake Breeze Road, Oshkosh, WI 54904, to the Board of Health. This is a two-year term, which will begin immediately and expire on July 31, 1999. Motion by Supervisor Brennan and seconded to confirm. CARRIED BY UNANIMOUS VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl read a note from a citizen who thanked the county for the fine assistance he received in the Register of Deeds' Office, and especially from Nancy Nebl. Chairman Maehl said there is a group that wants to dispense with prayers before County Board meetings. He said as long as the House of Representatives and U.S. Senate begins each session with a prayer, Winnebago County will continue to do so. He said that civility builds unity and strength. Service as an elected official requires training. There should be a balance between policy and administration. Elected officials are selected to protect the public's interest. They cannot yield policy making to anyone. Elected officials must insist employees follow the policy. Elected officials have the right and duty to expect appointed officials to carry out their directions. Elected officials should set only the policies which they intend to enforce. The committee of jurisdiction has the discretion to set

goals. He gave a report on the Wisconsin Counties Assn. Convention. A heated debate was held on "Adoption of English as the Official Language", with Milwaukee County against it. It passed the first vote, 56-16, and after Milwaukee County demanded a weighted vote, it passed 740 to 259. He wished Supervisors Schwartz and Savas a happy birthday.

WISCONSIN COUNTY MUTUAL INSURANCE CORP. PRESENTATION OF DIVIDEND CHECK

Mr. John Dirkse, Wisconsin County Mutual Insurance Corp., presented a check in the amount of \$59,929, which is the 1997 dividend declaration. He said his agency has saved counties around \$13,000,000 in insurance premiums. They have reduced claims frequency by more than 50% and reduce claims severity. They are expanding their coverage into excess workers' compensation. Eau Claire County and Dunn County have joined them. They are now working with small cities and towns with their insurance needs. They will have participation on the board but it will be weighted on premium participation. They have returned the capital contributions to each member county who participated up to 1986.

PROPOSED NATURE CENTER AT SHANGRI-LA ROAD, TOWN OF OSHKOSH

Supervisor Wagner reported the County received a donation of 76 acres of property from Rex Stearns and Mr. Leach. The Property Management and Maintenance Committee was approached by County Executive Jane Van De Hey to bring the proposed Nature Reserve project to the County Board and the Committee agreed. She introduced Kathi Stopher, Naturalist at the Heckrodt Wetland Reserve in the City of Menasha. Ms. Stopher said the project is operated by a private, non-profit organization which manages 62 acres of wetland on the north shore of Lake Winnebago. They would like to join forces with Winnebago County to serve the citizens of the county. She introduced Brian Tungate and Harold Miller on the Heckrodt Board. She gave a slide presentation of the Heckrodt Reserve and the Shangri-La wetlands. The budget for the Heckrodt Wetland Reserve is: 1996 - \$52,000; 1997 - \$111,000; 1998 - \$131,000. They are proposing that Winnebago County contribute \$58,000 in 1998. Of the \$58,000, \$24,500 would be for the Naturalist/Director @ .75; \$22,500 for the Naturalist/Coordinator @ .75; and \$5,600 for the Maintenance Manager - 9

mos.; plus programming/operation costs at \$5,400.

Supervisor Robl asked if you can walk in any area of the Shangri-La reserve. Ms. Stopher replied you can walk near the road, by a fringe of woodland and in the dry marsh area toward the Grundy farm.

Supervisor Footit complimented the Heckrodt organization on its achievements and its fine reserve. He said the Park and Recreation Committee was invited to a meeting and originally was asked to fund the entire project in 1998, plus a \$500,000 building. He voted against appropriating the money at the committee meeting. He wondered how much time would be spent at the Shangri-La reserve by the naturalist. He advised that East Central Regional Planning Commission will be paid \$166,000 in 1998, and they provide outdoor recreational plans, help with grants, etc. and could provide planning and assistance in development of the reserve. He mentioned Chairman Maehl is Chairman of the East Central Regional Planning Commission. There has been no money appropriated to develop this property to date. Parks Director Rob Way stated \$13,000 is included in the 1998 budget for the Shangri-La Reserve.

Supervisor Arne stated there are cane beds from Sunset to Shangri-La Point where duck hunters go hunting. Since Ms. Stopher stated there may be canoeing and kayaking in the area, this could be dangerous. Ms. Stopher stated this was a good point and the jurisdictional range has not been determined.

Supervisor Sundquist wondered if the Land Conservation Committee has been informed of this. There were problems with this in the Parks and Recreation Committee and those questions should have been answered. The Parks and Recreation Committee and the Land Conservation Committee should be more involved in this. Supervisor Wagner stated the Property Management and Maintenance Committee doesn't have to be, but would like to be involved in the planning of the reserve. The Property Management and Maintenance Committee asked the County Executive if they could bring this project to the County Board.

Supervisor Griesbach stated the Heckrodt Reserve is looking for funding in conjunction with a nature center in Oshkosh. The \$58,000 is only a part of the \$131,000 budget. They are looking for a partnership with Winnebago County.

Supervisor Frassetto felt this project should be studied and not rushed into. He asked if there was any shoreland degradation. Ms. Stopher replied there is purple loosestrife, which is being studied and addressed by the DNR.

**AUDIT REPORTS - HIGHWAY DEPARTMENT AND
WINNEBAGO CONFLICT RESOLUTION CENTER**

Supervisor O'Brien asked who the County Auditor reports to. Chairman Maehl responded that the Auditor reports directly to the County Board Chairman, with direction from the County Board. Supervisor O'Brien stated he would like the Auditor to provide the County Board with the number of audits performed in 1997 and the proposed audits for 1998. He would like to know how much time it took to do those audits. He would like to determine whether the County Board needs an Auditor or whether it could be done by an outside auditor on an as needed basis. Supervisor Crowley reported she attend a workshop on the need for an internal audit and will provide information about it to the Chairman. Supervisor Pech stated audits are generally done by an independent person.

ZONING REPORT & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to A-2 (General Farming) to combine parcels and have new parcel in one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 09-01-97. A request from Robert Maasch 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 UNANIMOUS VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: a text amendment to the Winnebago County Town/County Zoning Ordinance by creating Sec. 17.03(3)(a)(3) regarding fence height on divided highways. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 09-02-97. A request from the Town of Algoma for a text amendment to the Winnebago County Town/County Zoning Ordinance by creating Sec. 17.03(3)(a)(3) regarding fence height on divided highways. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 3. A request from the Town of Wolf River on behalf of Kirk Krenke for zoning change

from A-1 to A-2. Motion by Supervisor Metzиг and seconded to adopt. Ayes: 25. Nays: 12 - Kollath, Koziczkowski, Widener, Sundquist, Planalp, Kramer, Schaidler, Hue, Sievert, Diakoff, Brennand and Rankin. Excused: 1 - Lawson. CARRIED.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 284-897: Authorize Execution of Intermunicipal Agreement Between Winnebago County and Town of Menasha: Installation of Traffic Signal Light: West Side Arterial

WHEREAS, it has been agreed between your undersigned Committee and the Town of Menasha that the installation of vehicular traffic signals at the intersection of Jacobsen Road and the West Side Arterial (County Highway CB) in the Town of Menasha would be in the best interests of all persons utilizing those roads; and

WHEREAS, your undersigned Committee and the Town of Menasha have entered into a tentative agreement, pending approval of their respective Boards, that the Town and the County would share the costs of said signal with the Town contracting for the installation of said signal; and

WHEREAS, your undersigned Committee believes that it would be in the best interests of Winnebago County to enter into said Intermunicipal Agreement pursuant to the provisions of Section 66.30, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby does approve the attached Intermunicipal Agreement between the Town of Menasha and Winnebago County for the installation of and payment for traffic signals at the corner of Jacobsen Road and the West Side Arterial (County Highway CB) in the Town of Menasha.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Lawson. CARRIED.

RESOLUTION NO. 288-997: Adopting the Overall Economic Development Program, 1997 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 1997 Annual Report prepared by the East Central Wisconsin Regional Planning Commission.

Submitted by:

INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Maehl and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Lawson. CARRIED.

RESOLUTION NO. 289-997: Appropriate The Sum Of \$2,320,000 To The Installation Of A Central Air-Conditioning System At The Park View Health Center Facilities

WHEREAS, the Park View Health Center facilities currently do not have a central air-conditioning system, and

WHEREAS, various rooms currently do contain window air conditioning units by doctors orders, which are old, noisy and inefficient, and

WHEREAS, the wiring of the facilities was not designed to handle the heavy demands of window air conditioning units, and

WHEREAS, periods of extreme heat and humidity pose health concerns to both residents and employees.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates an amount not to exceed \$2,320,000 for the purpose of installing a central air condition system at the Park View Health Center facilities.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated as follows:

1. \$630,000 to be appropriated from Park View Health Center cash reserves,
2. The balance of \$1,690,000 is appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt.
Ayes: 32. Nays: 5 - Putzer, Robl, Crowley, Kramer and Schaidler.
Excused: 1 - Lawson. CARRIED.

RESOLUTION NO. 290-997: Appropriate A Sum Of \$18,000 From The Fund Balance Of The Public Health Department To The Capital Outlay Account For The Purpose Of Purchasing A New Vehicle

WHEREAS, the Public Health Department has a 1991 Dodge Spirit which is used for home visits, travel to clinic sites, environmental visits and training trips, and

WHEREAS, the current vehicle has over 100,000 miles on it and is becoming less reliable for longer trips, and

WHEREAS, the Public Health Department has a separate fund balance because it is a separate tax levy which is not levied to all municipalities in the County and has a current fund balance sufficient to fund the expenditure.

WHEREAS, it would be most economically feasible to replace the vehicle now rather than wait until 1998, by being able to purchase a 1997 model vehicle during the year end close-out by manufacturers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates an amount not to exceed \$18,000 from the Fund Balance of the Public Health Department to the Capital Outlay Account of the Public Health Department for the purchase of a new vehicle.

BE IF FURTHER RESOLVED, that the 1991 Dodge Spirit that it is replacing be sold at auction or traded in and such proceeds be applied against the purchase price of the new vehicle.

Submitted by:
HEALTH COMMITTEE

Motion by Supervisor Rankin and seconded to adopt. Ayes: 34. Nays: 1 - Albrecht. Excused: 3 - Lawson, Wagner and Finch. CARRIED.

RESOLUTION NO. 291-997: Disallow Claim of Douglas Prellwitz

WHEREAS, your Personnel and Finance Committee has had the claim of Douglas Prellwitz 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 Douglas Prellwitz dated July 27, 1997, 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 amend the resolution as follows: Line 2 - change "Disallow" to "Allow"; Line 7 - change "disallowance" to "allowance"; Line 10 - change "disallowed" to "allowed", put a period after "allowed" and delete the rest of the paragraph; add the following paragraph, "BE IT FURTHER RESOLVED, the funds for the claim be taken from the County Clerk's dog license account." Ayes: 35. Nays: 0. Excused: 3 - Lawson, Wagner and Finch. CARRIED.

ORDINANCE NO. 292-997: Create Section 15.52 and 25.04(a)(10) of the General Code of Winnebago County (Prohibit Deposit of Petroleum Contaminated Soil)

WHEREAS, the Department of Natural Resources currently allows the landspreading of petroleum contaminated soil for the purpose of remediation; and

WHEREAS, there is a lack of control over the source of the

petroleum contaminated soil; and

WHEREAS, Winnebago County does not wish to become a repository for large amounts of petroleum contaminants due to the potential for health risk to its constituents; and

WHEREAS, the ecological and environmental well being of the residents of Winnebago County are of paramount importance.

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

Creation of Section 15.52 and 25.04(a)(10) of the General Code of Winnebago County which shall read as follows:

15.52PROHIBIT DEPOSIT OF PETROLEUM CONTAMINATED SOIL

- (1) This ordinance is adopted pursuant to authority granted in Chapter 59.03(1) and Chapter 92.07, Wisconsin Statutes.
- (2) (a) No person shall deposit on lands located within Winnebago County, soil which was removed from property located outside Winnebago County, and which is contaminated by petroleum products regardless of whether or not a permit has been issued by the Department of Natural Resources, a local municipality, or any other authorizing agency. This restriction does not apply to landfills properly licensed for the disposal or remediation of petroleum contaminated soils.
(b) For the purposes of this ordinance, contaminated soil shall be defined as soil which meets the definition of hazardous substance and hazardous waste as defined in NR 700.03 (25) and (26), Administrative Code, NR 718.92, Administrative Code, Chapter 291.01(7), Wisconsin Statutes, and Chapter 299.01(6), Wisconsin Statutes.
- (3) (a) Any person violating this ordinance shall immediately, upon notification, cease the deposit of said soil and shall immediately commence the removal of soil placed in violation of the ordinance.
(b) For the purposes of this section, any person violating this ordinance shall forfeit not less than \$1,000.00 nor more than \$5,000.00 plus costs for each violation. Each day of violation is considered a separate offense.
- (4) Administration, including enforcement, of this code provision is to be done by the Winnebago County Land

and Water Conservation Department.

BE IT FURTHER RESOLVED by the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 25.04(4)(a)(10) is created to read as follows:

25.04

(4) CITATION METHOD OF ENFORCEMENT. Citations may be issued for violations of this General Code.

(a) The issuance of citations expressly limited to the following county officials and employees except as otherwise herein stated and the authority delegated to a county official or employee, or city, village or town enforcement officer to issue such citations may only be granted or revoked by the County Board:

(10) The Director of the Land and Water Conservation Department and such subordinates as he may delegate for the purpose of enforcement of Section 15.52 of this Code.

BE IT FURTHER ORDAINED County Board of Supervisors of the County of Winnebago that this ordinance shall take effect as of November 15, 1997.

Submitted by:

LAND AND WATER CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Lawson, Wagner and Finch. CARRIED.

RESOLUTION NO. 293-997: Authorization for Inclusion of Winnebago County Under Group Life Insurance

WHEREAS, the Wisconsin Department of Employee Trusts has indicated to the Winnebago County Personnel Director that upon authorization by the Winnebago County Board of Supervisors, Winnebago County employees may be eligible to obtain supplemental group life insurance and additional group life insurance through term insurance programs offered by the State of Wisconsin at no additional cost to Winnebago County; and

WHEREAS, your undersigned Committee deems it to be in the best interest of Winnebago County and its employees to authorize Winnebago County to be included in said group life insurance programs as are provided by Chapter 40 of the Wisconsin

Statutes for its eligible personnel.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to the provisions of Chapter 40 of the Wisconsin Statutes, the Winnebago County Board of Supervisors hereby determines to be included under the following group life insurance programs provided by Chapter 40 of the Wisconsin Statutes for its eligible personnel:

- A. Supplemental Group Life Insurance
- B. Additional Group Life Insurance, Units 1-2-3

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the proper officers of Winnebago County are herewith authorized and directed to take all actions and make such deductions and submit such payments as are required by the Group Insurance Board of the State of Wisconsin to provide such group life insurance.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County of Winnebago WRS Agent shall submit a certified copy of this resolution to the State of Wisconsin Department of Employee Trust Funds.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Lawson, Wagner and Finch. CARRIED.

RESOLUTION NO. 294-997: Terminate Zoning And Subdivision Moratorium in Town of Black Wolf

WHEREAS, the Winnebago County Board of Supervisors has previously enacted a moratorium prohibiting zoning and subdivision amendments in the Town of Black Wolf; and

WHEREAS, said moratorium was enacted by the Board of Supervisors on April 15, 1997, and was scheduled to terminate on December 21, 1997, absent further action by the Winnebago County Board of Supervisors; and

WHEREAS, at a Town Meeting held on September 8, 1997, the Town of Black Wolf passed a motion requesting the Winnebago County Board of Supervisors to terminate said moratorium; and

WHEREAS, your undersigned Committee believes that the termination of said moratorium is advisable in that the Town of Black Wolf's land use plan is close to adoption and that regulatory ordinances and zoning changes have been made so as to enable development to proceed in the Town of Black Wolf with necessary

safeguards in place;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby terminates the moratorium enacted by this Board on April 15, 1997, with regard to subdivision of lands and zoning amendments in the Town of Black Wolf;

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the termination of said moratorium shall be effective upon signature of this Resolution by the Winnebago County Executive.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - Lawson, Wagner, Finch and Montgomery. CARRIED.

ORDINANCE NO. 295-997: Create Section 7.02(15)(a)(2) of the General Code of Winnebago County (Speed Limit County Trunk Highway T)

WHEREAS, your undersigned Highway Committee has recommended that the speed limit on County Highway T from Breezewood Lane through Larsen be reduced from 55 mph to 45 mph for the purpose of safety of those utilizing said highway.

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

That Section 7.02(15)(a)(2) of the General Code be created to read as follows:

7.02 SPEED LIMIT REGULATIONS.

(15) COUNTY TRUNK HIGHWAY "T". (a) Town of Clayton.

(2) 45 miles per hour for all vehicles from its intersection with Breezewood Lane northerly and westerly to a point of .25 of a mile southeast of Grandview Road.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said ordinance shall be effective upon the publication of this ordinance and the posting of said speed limit.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. CARRIED

BY UNANIMOUS VOICE VOTE.

AMENDED ORDINANCE NO. 296-997: Create Section 3.03(1)(d) of the General Code of Winnebago County (Sale of Tax Deeded Lands)

WHEREAS, the Winnebago County Treasurer regularly acquires tax deeded properties; and

WHEREAS, present procedure requires that said tax deeded property be offered to the public for sale; and

WHEREAS, at times, Winnebago County and other municipal entities have expressed an interest in acquiring non-homestead properties for various governmental projects; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County and its residents so as to provide authority to the Personnel and Finance Committee of the Winnebago County Board of Supervisors to approve the sale of tax deeded non-homestead property to a governmental entity for the amount of taxes, interests and costs associated with the acquisition of that land.

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

The creation of Section 3.03(1)(d) of the General Code of Winnebago County which shall read as follows:

3.03 PROPERTY ACQUIRED IN ENFORCEMENT OF DELINQUENT TAX LIENS.

(1) The following procedure shall govern the sale of tax deeded lands other than by preference to former owners pursuant to Section 75.35(2)(a), Wisconsin Statutes:

(d) Notwithstanding (a) or (c) above the Personnel and Finance Committee shall have the authority to approve the sale of tax deeded non-homestead lands to a governmental entity for the amount of taxes, interest and costs associated with the acquisition of that land if the Committee, in its discretion, determines that it would be in the best interest of Winnebago County to do so.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that this ordinance shall

take effect upon the date following the date of its publication.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 297-997: Replace One Full-Time Position of Programmer With One Full-Time Position of User Support Specialist: Information Systems Department

WHEREAS, the need for in-house customized computer programming within the Winnebago County organization has decreased in recent years because of the acquisition of complete software packages for various computerized activities; and

WHEREAS, the need for expanded user support services has increased dramatically as the use of new software packages and the size of the user group has grown significantly; and

WHEREAS, a full-time position of Programmer has recently become vacant and could be replaced with a full-time position of User Support Specialist at this time at no additional cost and without displacing any position incumbent.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that a full-time position of Programmer in the Information Systems Department, be, and hereby is, replaced with one full-time position of User Support Specialist; and

BE IT FURTHER RESOLVED, that this action be implemented on a cost-neutral basis.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 298-997: Create One Full-Time Position of Case Manager: Child Support Department

WHEREAS, in the aftermath of the implementation of the KIDS Program, the case management workload of the Child Support Department has been evaluated and it has been determined that the continuing workload requires the creation of one additional full-time position of Case Manager.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Case Manager within the Child Support Department be, and hereby is created.

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: 0. Excused: 3 - Lawson, Wagner and Finch. CARRIED.

RESOLUTION NO. 299-997: Approve Purchase of Services Agreement Between Winnebago County Department of Social Services and WinneFond Lake LTD (W-2 Participant Employment Services Contract)

WHEREAS, Winnebago County has entered into an Agreement with the State of Wisconsin to administer the W-2 Program within Winnebago County; and

WHEREAS, as part of that Program, the Winnebago County Department of Social Services is obligated to provide participants in the W-2 Program and recipients of Food Stamps with job readiness and motivation training, employment and skills counseling, job development assistance, and other employment services; and

WHEREAS, a tentative agreement has been reached between the Winnebago County Department of Social Services and WinneFond Lake Ltd for WinneFond Lake Ltd to provide these services to Winnebago County for the period beginning September 1, 1997, through December 31, 1999, at a cost of \$2,164,219.00; and

WHEREAS, funding for said contract has been received from the State of Wisconsin;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the W-2 Participant Employment Services Agreement between the Winnebago County Department of Social Services and WinneFond Lake Ltd for the period from September 1, 1997, through December 31, 1999, at a total contract price of \$2,164,219.00, with said contract being attached to and made a part of this Resolution by reference.

Submitted by:

WINNEBAGO COUNTY SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to adopt. Ayes: 33. Nays: 2 - Klitzke and Montgomery. Excused: 3 - Lawson, Wagner and Finch. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn until October 21, 1997 at 6 P.M. 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 September 23, 1997.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, OCTOBER 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 Supervisor O'Brien.

Supervisor Lauson moved and it was seconded to approve the minutes of September 2 and September 23, 1997. **CARRIED BY UNANIMOUS VOICE VOTE.**

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

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from John C. Marxen regarding damages to a vehicle due to negligence by the Winnebago County Highway Department was referred to Personnel and Finance Committee. Notice of Claim from Richard Engeleiter regarding injuries sustained at the Winnebago County Expo Center during Country Music Fest was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Lorenz Rangeloff for zoning change from M-1 (Light Industrial) to M-2 (Heavy Industrial) for auto repair, parts, vehicle salvage, towing and sales was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Robert J. Knox for zoning change from R-1 & M-2 to M-1 for operation of honey processing plant and expansion of facility was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from JKJ Developers,

Inc. for zoning change from A-2 to R-2 for "single family residential" was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Ronald & Linda Wachholz for zoning change from A-1 to A-2 for farming and residential was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Carol J. Pfeilstifter for zoning change from R-2/B-2 to R-2 for a single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Pam Hall for zoning change from A2/R1 to B-2 for a bait shop for the campgrounds was referred to the Planning & Zoning Committee.

A note was received from the Archie Daggett family thanking the County Board for their gift of money for Archie's memorial.

Press releases were received from NACo announcing the appointments of Supervisor Arne to the NACo Transportation & Telecommunications Steering Committee and Supervisor Lauson to the NACo Environment, Energy and Land Use Steering Committee.

An invitation was received to attend a mini-conference entitled, "Planning & Design Considerations for Economical Housing (in Urban and Rural Areas)". This free mini-conference is co-sponsored by East Central Wisconsin Regional Planning Commission and UW-Extension. It will be held on Friday, October 31, from 8:30 a.m. to noon, at Liberty Hall, 800 Eisenhower Drive, Kimberly, WI. Advance registration is not required.

Mrs. Wolfe told the Board that blank budget amendment forms had been placed on their desks and that they should be used for any amendments to the budget that they want to make. After filling in the form, it should be given to the Corporation Counsel's Office for completion and distribution to the entire Board. Chairman Maehl asked the Supervisors to submit their amendment forms to the Corporation Counsel as soon as they are completed.

COMMITTEE REPORTS

Supervisor Wagner reminded the Property Management & Maintenance Committee that they will be meeting on Wednesday, October 22 at 1:00 p.m. She also expressed concern that remodeling is being done in various offices at the Courthouse, even though the Property Management & Maintenance Committee has stopped all remodeling until a definite plan for the Courthouse has been determined. She asked that any plans for remodeling come through the Property Management & Maintenance Committee.

Supervisor Lauson asked the members of the Legislative Committee to bring their budget books to the October 27 meeting.

County Executive Van De Hey and Chuck Orenstein, Finance Director, will be there to discuss and answer questions on the 1998 budget.

Supervisor Rengstorf told the Board that the joint meeting of the Judiciary & Public Safety and Property Management & Maintenance Committees has been canceled. They are waiting for the Kimme Report to be completed and then they will schedule a meeting. Supervisor Rengstorf thought the report should be ready in a couple of weeks.

Supervisor Robl called the Board's attention to the information on the Federal Highway Trust Fund. He pointed out that Wisconsin, like many other states, doesn't receive a fair return percentage on its contributions to the Federal Highway Trust Fund. He said that Congressman Petri, Vice Chairman of the Transportation and Infrastructure Committee, is working hard to equalize this system and see that Wisconsin gets its fair share.

Supervisor Planalp stated that he was glad to see that other counties are starting to show an interest in the unfunded pension liability situation. He stated that for a number of years Winnebago County was the only county that expressed concern about the situation. He hopes that now something will be done to correct the problem.

Supervisor Montgomery commended Supervisor Planalp for his leadership in trying to rectify the unfunded pension liability situation and for bringing it to the attention of the Board.

PUBLIC HEARING

Walter Chrapla, 721 Mitchell Street, Neenah, Wisconsin, spoke in opposition to Ordinance No. 300-1097, "Create Section 15.04(5)(q) of the General Code of Winnebago County (Authorize Investment of Funds by the Winnebago County Solid Waste Management Board)." He urged the Board to review the legal opinion obtained by the Solid Waste Management Board regarding this matter before acting on this ordinance. He also spoke in opposition to Resolution No. 301-1097, "Appropriate \$110,000 to UW Fox Valley Budget from General Fund (Completion of UW Fox Valley Planetarium)"; and Resolution No. 302-1097, "Authorize Acceptance of Promissory Note from UW Fox Valley Foundation, Inc."

Dean James Perry, UW Center Fox Valley, urged the Board to approve Resolution No. 301-1097, "Appropriate \$110,000 to UW Fox Valley Budget from General Fund (Completion of UW Fox Valley Planetarium)"; and Resolution No. 302-1097, "Authorize

Acceptance of Promissory Note from UW Fox Valley Foundation, Inc." He told the Board that their fund drive to raise \$1,323,279 for the planetarium project has been very successful. They have money in-hand or pledged totaling \$1,313,239. Supervisor Wagner asked about purchasing "stars" at the Planetarium. Dean Perry said that as a part of their fund drive, planets were being sold for \$5,000 to \$7,500, seats in the planetarium were being sold for \$1,000, and stars for \$25.00

Linda Des Jardins, Director of the Fox Valley Arts Alliance, Inc., spoke to the Board about Resolution No. 303-1097, "Appropriate an Additional \$2,500 Operating Grant to the Fox Valley Arts Alliance." She explained that in a letter dated August 30, 1996, former County Executive Jack Steinhilber increased the amount for the Arts Alliance from \$2,500 to \$5,000 in the 1997 County budget. However, because of a miscommunication, the Arts Alliance was only given \$2,500. Ms. Des Jardins urged the Board to honor Mr. Steinhilber's increase and approve Resolution No. 303-1097.

COUNTY EXECUTIVE'S REPORT

County Executive Van De Hey told the Board how pleased she was with the input she received from department heads on the 1998 Budget. She recognized Chuck Orenstein for his "effective and frugal" work on the budget and presented him with the "Distinguished Budget Presentation Award" given out by the Government Finance Officers Association.

Executive Van De Hey told the Board that there was no tax rate increase in the 1998 Budget. One of the strategies used to keep the tax rate down was to establish a program based budget for the Social Services Department. This will allow the success of individual programs to be monitored, which will help determine where there should be increases and decreases in their budgets.

Executive Van De Hey told the Board that Winnebago County is one of eight counties in the state that is involved in a pilot program for the Statewide Automated Child Welfare Information System (SACWIS) database. As a member of the pilot program, the state will pay 70 percent of the cost to update our computers. In addition, there will be user support and the trading of important information between the pilot counties, which will make implementation of this system easier and more successful.

Executive Van De Hey told the Board that she is looking at consolidating areas where there is duplication of services. She

stated that because of the resignation of the Coordinator of Personnel at Park View Health Center, the Personnel Department of Park View will now come under the direction of William Wagner, County Personnel Director. This will allow for county-wide continuity of personnel policies. She anticipates additional consolidations in other areas after the first of the year.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl told the Board that because of Supervisor Robl's and the Highway Committee's efforts, there will be lights on Kampo Bridge (State Highway 441). Light standards have been in place, but they were never connected. The Highway Committee contacted the Department of Transportation and arrangements are being made to correct the situation.

Chairman Maehl informed the Board that he had received and accepted the resignation of Gary Mayer, County Auditor, effective October 15, 1997.

Chairman Maehl extended "happy birthday" wishes to Supervisors Rengstorf, Troxell, Pech, Egan and Arne; and to several county employees.

Chairman Maehl reiterated Supervisor Robl's concern over the distribution of Federal Highway Trust Funds. He pointed out that of the 3,040 counties nationwide, 30 counties receive the bulk of these funds, amounting to One Trillion Dollars.

Chairman Maehl told the Board that Supervisor Barker had received a letter from a constituent stating that he had heard that the Veterans' Services Office in Neenah would be closing. Chairman Maehl urged the Board to contact Executive Van De Hey or himself whenever a rumor like this is brought to their attention, so that it can be addressed.

Chairman Maehl recognized Supervisors Arne, Troxell, Crowley, Savas, Lauson, Montgomery, Kramer and O'Brien and expressed his appreciation for their involvement at the national and state levels by serving on NACo and WCA committees. He stated attendance at these conferences and committee meetings is how we become educated on issues affecting Winnebago County.

Chairman Maehl, stating what he feels is the philosophy of the County Board, reminded committee chairmen that they have an obligation to direct their committees and set performance goals. Likewise, department heads are responsible for keeping "things from getting out of hand" in their departments. He stated how important it is for them to accept the responsibility and explain

what is going on so, "we can be proactive instead of reactive."

Chairman Maehl then re-stated what he has said before, that to be a valuable contributor to the Board you have to read, attend classes, and attend committee, commission and board meetings. He said that even though a supervisor is not assigned to a particular committee, they can still attend and contribute, but they are not allowed to vote on issues brought to that committee. He encouraged the Supervisors to attend these meetings. He also told the Board that if they are asked to represent the County at "a banquet, a dinner, a parade, a meeting, to talk, you will be eligible for a per diem."

Siting the Oshkosh Northwestern article on County Board per diem, Chairman Maehl stated that if someone had put in for per diem for attendance at the County Board Christmas party it was his fault for approving it. However, he stated that the Supervisors who, on their own time, drove over 100 miles to get a County Board Christmas tree, are entitled to per diem. He asked the Supervisors to come and speak with him if they have any questions about what qualifies for per diem.

Chairman Maehl stressed the importance of the Supervisors continuing to be active and involved in county issues. He also stressed that even though each Supervisor represents a specific area, the Board must have an "ecumenical" approach to issues. The welfare of the whole county has to be considered.

Chairman Maehl stated that he has not seen anyone taking advantage of their per diem. He stressed that the rules for putting in for per diem are "common sense". He also feels that attendance at the conferences and conventions is "continuing education" for the Supervisors.

WINNEBAGO COUNTY FAIR ASSOCIATION REPORT - JOHN HOEFT

John Hoeft, Fair Manager, presented the Fair Association's annual report to the Board. He introduced two of the Association's Directors, Don O'Connell from the Village of Winneconne, and Walt Whiting from the Town of Utica. He told the Board that despite the four days of rain and cold, and windy nights, there were many positive things at this year's fair.

The opening ceremony was very nice and was well attended. He thanked the Board members who were there. This year Laurie Nelson was voted the "Fairest of Fair." Mr. Hoeft told the Board that she will be an excellent representative for the county at the

state level in Milwaukee in January, 1998.

Mr. Hoeft explained some of the changes that were made at this year's fair. One of those changes was to charge a \$2.00 admission fee for anyone over 13, but not to charge for parking. More free entertainment was provided, but they did cut back in the number of grandstand performances. Mr. Hoeft explained that it's very difficult for the fair to compete with events like Country American and other music festivals. Both of these changes were positive. Mr. Hoeft reported that there were 840 exhibitors with 5,369 exhibits. \$13,092 in premiums were paid. The number of exhibitors was down from last year, but there were more exhibits.

The meat sale brought in \$90,000 and was the second largest sale since they moved into the new facilities eight years ago.

Mr. Hoeft said that the Fair Association's good working relationship with the Parks & Recreation Committee makes it easy to resolve problems. This year there were areas on the grounds that the fair couldn't use because of previously held events. Again, working with the Parks & Recreation Committee, they were able to work out these problems.

Mr. Hoeft said that the weather caused problems for the fair again this year. He feels that the Fair Association and Parks & Recreation Committee can work together to find solutions to the problems caused by weather conditions. He stressed the importance of this, especially if a race track is built.

Mr. Hoeft gave results of a survey distributed to people attending the fair and all the fair vendors. He said that there were many compliments about the fairgrounds being clean and well maintained.

Mr. Hoeft said that more signs advertising the fair are needed, especially along Highway 41. Additional camping and sanitary facilities are also needed.

Mr. Hoeft told the Board that the Fair Association's books will be closed on November 15, after which he will meet with Chuck Orenstein to go over the books. The Fair Association's accountant will then go over the accounts, and when he is finished, Mr. Hoeft will make a final report to the Fair Association at their December meeting.

Mr. Hoeft told the Board that the rodeo and the horse and tractor pulls were very popular. They came very close to breaking even with the rodeo and feel that this should be an annual event at the fair. The tractor and horse pulls are the least expensive events to put on, but they are the biggest money makers. He said the

popularity of these events may indicate how successful a race track would be at the fairgrounds.

Mr. Hoeft reported that the \$2.00 admission charge raised more than \$24,000, compared to \$21,260 in 1996 when admission was free, but people were charged for parking. He reported 735 - 1997 Fair Association memberships for a total of \$7,350, compared to 668 members in 1996. Revenues were also increased by the "Fairest of the Fair" competition, the auction and the "chain saw art auction." Mr. Hoeft reported that total revenues equaled \$151,624, excluding the County's budgeted amount and state aids. This compares to \$153,132 for 1996. He told the Board that to date, the audit report from the Department of Agriculture, which includes county and state monies, shows there is a difference of \$13,883.52, which is down from 1996.

Mr. Hoeft listed some of the fair's expenses: insurance--\$11,000; grandstand and free entertainment--\$75,000, fair services (tents, waste management, etc.)--\$12,000; advertising--\$20,000; 4H--\$15,000; wages, salaries, taxes and donations--\$30,000+. Another \$15,000 was paid to the Sheriff's, Highway, and Parks Departments for services rendered.

Mr. Hoeft told the Board that as he attends state, district, zone and international fair meetings, Winnebago County is still considered a "new fairgrounds" because of the continuing additions and improvements that the County Board and Fair Association work together to bring about. He is very optimistic about the future of the fair and the fairgrounds and he commended the County Board for their continued support of future projects.

Mr. Hoeft reported to the Board that in the "report card" or Fair Visitation and Inspection report he received from the Department of Agriculture, all categories received either an "excellent" or "very good" rating. Some areas that are rated in this report are: parking conditions, appearance of grounds and buildings, sanitation conditions, condition of midway and games, quality of exhibits for junior and open classes, judging and judging procedures.

Mr. Hoeft told the Board that the Fair Association has voted down, on three different occasions, the suggestion to hold the fair during EAA week in the year 2000. A survey was sent to all vendors, 4H families and fair goers asking their opinion on this issue. The results were 376 "no" and 53 "yes". People cited scheduling conflicts as their reason for voting no.

Mr. Hoeft told the Board that he and Tom Egan were working with the County's Sesquicentennial Committee to include the

celebration of the state's 150 birthday with the fair. They are contacting area companies and industries and getting them involved with the sesquicentennial celebration at the fair.

Mr. Hoeft thanked the Board for their support and looks forward to working with them in the future.

WINNEBAGO COUNTY COMPREHENSIVE PLAN

Supervisor Rankin, as chairman of the Winnebago County Comprehensive Planning Advisory Committee, reported that since February, 1996, they have been meeting monthly with city planning departments, the University Extension Office and the East Central Regional Planning Commission regarding urban sprawl. The committee is made up of representatives from all County municipalities, rural school and sanitary districts, and some County Board Supervisors.

He told the Board that municipalities are reluctant to give up the control of the development in their areas. However, many times it's the developer who has the real control because of their money and influence. Supervisor Rankin said that if a municipality has adopted a comprehensive plan they can control the developers. The authority of a comprehensive plan has been tested and upheld by the U.S. Supreme Court.

Supervisor Rankin said that problems begin when people move to rural areas and then want to have services provided to them as if they lived in a city. People want better highways and roads, better fire protection and new schools. He stated that it's this type of sprawl that costs the taxpayers a lot of money.

Supervisor Rankin told the Board that they averaged 30 people at each meeting. When they started out, there were "great differences" in their ideas about a comprehensive plan. But, over time, they have had a "meeting of the minds" and believe that a comprehensive plan can be a benefit to Winnebago County.

Supervisor Rankin recognized David Schmidt, Director of Planning and Zoning, and Gerald Bougie, Assistant Director, for their work on this project. Supervisor Rankin then introduced Mr. Bougie.

Mr. Bougie explained to the Board that the Comprehensive Planning Advisory Committee is an advisory committee of the Planning & Zoning Committee, and that a final decision on the plan will be made by the Planning & Zoning Committee. The Planning & Zoning Committee will then present it to the County Board for their approval.

He described the plan as a guide for making proper decisions on land uses, taking into consideration the relationships between, "land use, transportation, socio-economic conditions, development, natural resources and community facilities." The plan is based on group decisions regarding "desired future land" uses and it identifies the required "policies, standards and actions".

Mr. Bougie explained that having a plan in place will provide uniformity in land development. It will also provide consistency in plans developed by municipalities, regions and the state. It gives a "basis for cooperation" by addressing common interests and concerns between areas in the County. It also addresses issues of county-wide concern, such as natural resources, roads, government services, property values, and others.

At this time, they have completed the County Visioning Report (strategies); the inventory of "socio-economic and development trends"; and a photography report. They are working on a county future land use map, existing and future trailways, entering an inventory of existing municipal land use plans on GIS, and doing a viewshed inventory (scenic areas throughout the county that should be preserved).

Mr. Bougie told the Board that after policies, standards and recommendations have been established, a presentation will be made at the County Board workshop session in January. After that, public hearings and informational meetings on the plan will be held. He thought the final version would be presented to the Board for consideration by late spring or summer.

ZONING REPORT & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to B-2 (Community Business District) for an addition to the Municipal Building. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-01-97. A request from the Town of Clayton for zoning change from P-1 (Institution & Recreational Park District) to B-2 (Community Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-1 (Rural Residential District, Single-Family, Non-subdivided) to remove floodplain overlay district. Motion by Supervisor Schaidler and seconded to accept.

CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-02-97. A request from Mike & Liz Rollman for zoning change from R-1/FP (Rural Residential District, Single-Family, Non-subdivided/Floodplain) to R-1 (Rural Residential District, Single-Family, Non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to R-2 (Suburban Residential District, Single-Family, Subdivided) to remove floodplain designation from property. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-03-97. A request from Jack D. Steinhilber for zoning change from R-2/FP (Suburban Residential District, Single-Family, Subdivided/Floodplain) to R-2 (Suburban Residential District, Single-Family, Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to A-2 (General Farming District) for a single family development. Motion by Supervisor Schaidler and seconded to accept recommendation for DENIAL. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-04-97. A request from Gary Schiefelbein for zoning change from A-1 (Agri-Business District)/A-2 (General Farming District) to A-2 (General Farming District). Motion by Supervisor Schaidler and seconded to DENY. Ayes: 33. Nays: 4 - Montgomery, Footit, Egan and Metzsig. Excused: 1 - O'Brien. CARRIED.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to B-5 (Planned Commercial Business District) for future commercial development. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-05-97. A request from Braun, Kofler, Lorenz (Bechard Investments, James Fletcher) for zoning change from A-2 (General Farming District) to B-5 (Planned Commercial Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: a text amendment to various sections of the Winnebago County Town/County Zoning Ordinance. Motion by

Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-06-97. A request from the Planning & Zoning Committee re: a test amendment to the Winnebago County Town/County Zoning Ordinance as follows: Section 17.02(3) to add (d) addressing permit requirements following a violation; Section 17.03(6)(c) to add language defining residential owners quarters within a business structure; 17.03(3)(f) to renumber and add (2) dealing with use of a boathouse and maximum height; 17.03(13)(a) to renumber and add (2) allowing a 10' solid fence in an industrial district where adjacent to residential districts; Section 17.03(6)(a) to allow 10' solid fence in commercial district where adjacent to residential district; Section 17.11(2), Section 17.12(2) to prohibit outside storage; Section 17.13(2) to allow certain types of outdoor storage; Section 17.35 to add a definition of outdoor storage; Section 17.28(4)(c)(2) to amend (b) and add (c) addressing sign height standards adjacent to streets and driveways; Section 17.13-B(2) to add (o) allowing additional uses within the B-5 District. A complete text is on file in the Winnebago County Zoning Office. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07. A request from the Town of Wolf River on behalf of James Sievers for zoning change from A-2 to R-1. Motion by Supervisor Metzger and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

ORDINANCE NO. 300-1097: Create Section 15.04(5)(q) of the General Code of Winnebago County (Authorize Investment of Funds by the Winnebago County Solid Waste Management Board)

WHEREAS, Section 66.04(2), Statutes, authorizes an investment of government funds not immediately needed by the County pursuant to Section 34.01(1), Statutes, by the County Board of Supervisors as a board or committee designated by it, in bank time deposits, federal bonds or securities, bonds or securities of any county, city, village, town, drainage district, technical college district or school district of the State of Wisconsin, bonds issued by the University of Wisconsin Hospital and Clinics Authority or other securities provided for by that statute; and

WHEREAS, the Winnebago County Solid Waste Management Board has on hand funds which are not immediately needed for

the operation of said facility; and

WHEREAS, your Winnebago County Solid Waste Management Board believes that it would be expedient and in the best interest of the solid waste management system of Winnebago County that it be granted the authority to invest any funds not immediately needed as it may deem prudent in any vehicle as is allowed pursuant to Section 66.04(2), Statutes.

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

The creation of Section 15.04(5)(q), of the General Code of Winnebago County, which shall read as follows:

15.04 SOLID WASTE MANAGEMENT BOARD

(5) POWERS AND DUTIES. Subject to the rules and regulations established and amended from time to time by the County Board and County Executive in their respective areas of responsibility, the Solid Waste Management Board shall have those powers and duties set forth in Section 59.07(135), Wisconsin Statutes and Section 66.04(2), Statutes as follows:

(q) To invest any of its funds not immediately needed in any investment vehicle as authorized pursuant to Section 66.04(2), Wisconsin Statutes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this ordinance shall become effective on the day following the date of its publication.

Submitted by:

SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor Robl and seconded to adopt. Motion by Supervisor Albrecht and seconded to amend Line 34 by adding "an aggregate amount not to exceed \$1,000,000" after the word "needed". Ayes: 24. Nays: 13 - Kollath, Koziczkowski, Lauson, Pech, Montgomery, Sundquist, Planalp, Putzer, Crowley, Schaidler, Finch, Arne and Brennand. Excused: 1 - O'Brien. CARRIED. Vote on Ordinance as amended: Ayes: 28. Nays: 9 - Koziczkowski, Putzer, Crowley, Schaidler, Finch, Arne, Brennand, Rengstorf and Metzsig. Excused: 1 - O'Brien. CARRIED.

RESOLUTION NO. 301-1097: Appropriate \$110,000 to UW Fox Valley Budget from General Fund (Completion of UW Fox Valley Planetarium)

WHEREAS, the major addition project to the UW Fox Valley is nearing completion; and

WHEREAS, monies were previously appropriated for the construction of new facilities, including a new Planetarium at the UW Fox Valley; and

WHEREAS, University officials have advised your undersigned members of the UW Fox Valley Board of Trustees that an amount not to exceed \$110,000 will need to be appropriated by each County to allow for the completion of the UW Fox Valley Planetarium on schedule; and

WHEREAS, the UW Fox Valley Foundation continues to receive funds from private donations for the completion of said Planetarium, which it desires to provide to Winnebago County and Outagamie County in relationship to costs assumed by the counties in relationship to the funding of the Planetarium project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the appropriation of an amount not to exceed \$110,000 from the General Fund of Winnebago County for the purpose of funding the completion of the UW Fox Valley Planetarium project.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds transferred from the General Fund of Winnebago County to the UW Fox Valley Budget Fund for the purpose of this appropriation shall not be transferred prior to January 1, 1998.

Submitted by:

JOSEPH MAEHL

JOHN HUE

(UW FOX VALLEY BOARD OF TRUSTEES)

AND

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Maehl and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - O'Brien. CARRIED.

RESOLUTION NO. 302-1097: Authorize Acceptance of Promissory Note from UW Fox Valley Foundation, Inc.

WHEREAS, the Winnebago County Board of Supervisors has agreed to appropriate an amount of not more than \$110,000 for the purpose of completing the UW Fox Valley Planetarium; and

WHEREAS, the UW Fox Valley continues to receive pledges and raise money in relationship to the Planetarium project; and

WHEREAS, many pledges have been made by donors for the Planetarium project over a 4 year term; and

WHEREAS, the University of Wisconsin Fox Valley Foundation, Inc., as recipient of said donations, desires to contribute said donations to Winnebago County and Outagamie County in return for their financial support of the Planetarium project; and

WHEREAS, the UW Fox Valley Foundation, Inc., has agreed to issue a Promissory Note to Winnebago County in an amount not to exceed \$110,000 payable within 4 years after issuance, at an interest rate of 5% annually, compounded quarterly, as reimbursement to Winnebago County for funds appropriated by the County in relationship to the Planetarium project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes acceptance of a Note from the University of Wisconsin Fox Valley Foundation, Inc., in an amount not to exceed \$110,000, with principal and interest payable quarterly on said Note, with said Note due and payable within 4 years after issuance, at a rate of 5% annual interest with interest compounded quarterly. A copy of a proposed Note is herewith attached and made a part of this Resolution by reference. (Dates included in said Note and the actual amount of said Note may vary depending on the amount actually appropriated by Winnebago County for the Planetarium project).

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any funds received from the UW Fox Valley Foundation, Inc., pursuant to said Note shall be placed in the General Fund for Winnebago County.

Submitted by:

JOSEPH MAEHL

JOHN HUE

(UW FOX VALLEY BOARD OF TRUSTEES)

AND

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Maehl and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - O'Brien. CARRIED.

RESOLUTION NO. 303-1097: Appropriate An Additional \$2,500 Operating Grant to the Fox Valley Arts Alliance

WHEREAS, the Fox Valley Arts Alliance relies on receiving a yearly operating grant from Winnebago County, and

WHEREAS, the Fox Valley Arts Alliance requested an increase in the 1997 grant from \$2,500 to \$5,000, and

WHEREAS, then County Executive, Jack Steinhilber, in a letter dated August 30, 1996 responded affirmatively to their request indicating he included the additional funds in the 1997 Executive Budget, and

WHEREAS, through a miscommunication, the additional funds were not added to the Executive Budget in 1997, and

WHEREAS, it is beyond the jurisdiction of the Personnel & Finance Committee to approve a transfer where the dollar amount exceeds 10% of the activity budget therefore the Personnel & Finance Committee is forwarding the resolution to the Winnebago County Board without endorsement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the appropriation of \$2,500 from the General Contingency Fund of Winnebago County as an additional operating grant to the Fox Valley Arts Alliance.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 2 - Arne and Rengstorf. Excused: 1 - O'Brien. CARRIED.

RESOLUTION NO. 304-1097: Authorize Transfer of \$407,500 from W-2 Grant Start-up Revenue Fund to Small Equipment and Capital Outlay Fund of Winnebago County Social Services Budget

WHEREAS, the W-2 program officially replaced the AFDC Program within the State of Wisconsin on September 1, 1997; and

WHEREAS, the State of Wisconsin did not approve the Winnebago County Department of Social Services as the administrator of the W-2 Program within Winnebago County until mid-1997; and

WHEREAS, in order for Winnebago County to effectively administer the W-2 Program at the present time, the purchase of Capital Outlay items and Small Equipment is needed immediately; and

WHEREAS, funds exist within the W-2 Grant Start-up Revenue Fund of the 1997 Winnebago County Social Services Department Budget to fund the costs of said Capital Outlay items and Small Equipment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the

appropriation of \$407,500 from the W-2 Grant Start-Up Revenue Fund of the 1997 Winnebago County Social Services Department Budget to the following funds within the Winnebago County Department of Social Services Budget:

Small Equipment - \$110,000
Capital Outlay - \$297,500

Submitted by:
SOCIAL SERVICES BOARD
AND
PERSONNEL & FINANCE COMMITTEE

WITHDRAWN by Supervisor Crowley.

RESOLUTION NO 305-1097: Cancel Tax Certificate - City of Appleton, Winnebago County, Wisconsin

WHEREAS, the parcel described below was conveyed to Winnebago County, Wisconsin on September 1, 1995, and the tax lien for unpaid installments of special assessments was extinguished by proceedings In-Rem. This assessment is illegal and uncollectible.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Section 70.74(2), Wisconsin Statutes, it hereby cancels the tax certificate for the year 1997 for the following parcel of real estate:

Parcel No. 608-1618, City of Appleton
LOT 8 (8) WINDSOR PARK REPLAT
ALCAN DRIVE, CITY OF APPLETON

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 306-1097:Cancel Tax Certificate - Town of Winneconne, Winnebago County, Wisconsin

WHEREAS, the parcel described below received a duplicate assessment for improvements that were located on a different parcel. This assessment is illegal and uncollectible.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Section 70.74(2),

Wisconsin Statutes, it hereby cancels the tax certificate for the year 1997 for the following parcel of real estate:

Parcel No. 030-0459, Town of Winneconne
PT NW NW DESC AS LOT 1 OF CSM 3322

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 307-1097: Disallow Claim of Frank McGowan

WHEREAS, your Personnel and Finance Committee has had the claim of Frank McGowan 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 Frank McGowan dated August 21, 1997, 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. 308-1097: Disallow Claim of Richard Lemme

WHEREAS, your Personnel and Finance Committee has had the claim of Richard Lemme 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 Richard Lemme dated August 20, 1997, 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. 309-1097: Disallow Claim of State Farm Insurance Company for Donald J. Miller

WHEREAS, your Personnel and Finance Committee has had the claim of State Farm Insurance Company for Donald J. Miller 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 State Farm Insurance Company for Donald J. Miller dated August 28, 1997, 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. 310-1097: Disallow Claim of Ina Minney

WHEREAS, your Personnel and Finance Committee has had the claim of Ina Minney 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 Ina Minney dated September 16, 1997, 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. Supervisor Diakoff corrected Lines 2, 7 and 10 by changing "disallowed" to "allowed"; and on Line 10, deleting "for the reason that there is no basis for liability on the part of Winnebago County." Vote on Resolution as corrected: Ayes: 37. Nays: 0. Excused: 1 - O'Brien. CARRIED.

RESOLUTION NO. 311-1097: Support the Designation of the Fox River as an American Heritage River

WHEREAS, for centuries, from the days of Native American and French fur traders to modern industrialists, Wisconsin's Fox River has drawn people to its banks, providing a way of life and building the communities we live in today; and

WHEREAS, Winnebago County recognizes the importance of the Fox River to our community's quality of life and believes the story of the river's rich heritage needs to be communicated and celebrated; and

WHEREAS, President Bill Clinton, in his 1997 State of the Union Address, announced the creation of the American Heritage Rivers Initiative; and

WHEREAS, the American Heritage Rivers Initiative is designed to support communities in their efforts to promote economic development and river revitalization by focusing on the economic, cultural, recreational and environmental impact of America's rivers; and

WHEREAS, an American Heritage Rivers designation will direct federal resources to help communities accomplish local goals, according to local priorities, without creating a new regulatory burden; and

WHEREAS, a group of concerned citizens and local governments, including tourism, industry and resource protection representatives all along the Fox River, has formed a partnership under the banner "Fox River Forward!" to nominate and promote the designation of the Fox as an American Heritage River.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby express its support for Fox River Forward! and the organization's work to earn an American Heritage Rivers designation for the Fox River.

Submitted by:

JOSEPH N. MAEHL, DISTRICT #6
COUNTY BOARD SUPERVISOR

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

Motion by Supervisor Schwartz and seconded to adjourn until Tuesday, November 3, 1997, at 6:00 p.m. CARRIED BY VOICE VOTE.

Meeting adjourned at 9:00 p.m.

Respectfully submitted,

Susan T. Ertmer
Deputy Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Susan T. Ertmer, Deputy 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 21, 1997.

Susan T. Ertmer
Deputy Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

ANNUAL SESSION
COUNTY BOARD MEETING

MONDAY, NOVEMBER 3, 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 Supervisor Sievert.

Supervisor Planalp asked to change the agenda to act on Resolution No. 312-1197 after Ordinance No. 317-1197. Motion by Supervisor Planalp and seconded to accept the agenda with this change. **CARRIED BY UNANIMOUS VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

A petition requesting the Shangri-La Marsh be kept in a pristine condition and remain undisturbed, signed by 413 taxpayers, was read and placed on file.

A letter from the Butte des Morts Conservation Club was read. The purpose of the letter was to inform the Board of their progress. Their current project is to purchase 1200 acres on the south shore of Lake Butte des Morts and restore it as a "productive wetland/marsh environment." Their \$500,000 offer for the property has been accepted and they are in the process of raising funds so they can meet the June 30, 1998, closing deadline. At this time, they have raised over \$350,000 and are confident that they will reach their goal. A copy of this letter was referred to the Land Conservation Committee.

An invitation to attend a WCA seminar entitled "Open Government Openly Arrived At" was presented. It will be held

on Monday, December 1, 1997, at the Wausau Inn, Wausau, Wisconsin. Registration fees are \$55 for the first person, \$40 for the second and \$30 for each additional person. The deadline for registering is November 25. Supervisors interested in attending should contact the County Clerk's Office.

A letter was received from the WCA announcing Supervisor Troxell's appointment to the WCA Transportation and Public Works Steering Committee. Other WCA appointments are: Supervisor Lauson, Chairman, WCA Steering Committee on Environment & Land Use; Supervisors O'Brien and Rankin, WCA Steering Committee on Environment & Land Use; Supervisor Maehl, Chairman, WCA County Organization & Administration Steering Committee; Supervisors Crowley, Koziczkowski and Savas, WCA Health & Human Services Steering Committee; Supervisors Planalp and Rengstorf, WCA Judiciary & Public Safety Steering Committee.

Ms. Wolfe reminded the supervisors that tomorrow is County Government Day for area students and that tickets for the luncheon are available.

PUBLIC HEARING

Katherine Rill, Conservation Chair of the Winnebago Audubon Society, 1505 E. Nevada Avenue, Oshkosh, spoke in support of the proposed development of the county property on Lake Butte des Morts donated by the Stearns and Leach families.

Tom Ziolkowski, 2557 County Road GG, Neenah, spoke to the Board about the proposed 1998 County Budget. He feels a 6.4% increase in the tax levy is excessive and it would increase a homeowner's tax bill by 4%. He distributed a handout outlining his concerns about and recommendations for the budget. He also spoke against Ordinance No. 314-1197, "Create Section 2.02 of the General Code of Winnebago County: Annual Salary for Supervisors of the Winnebago County Board."

Walter Chrapla, 721 Mitchell Street, Neenah, spoke to the Board about the proposed 1998 County Budget. He suggested that the Board review the 1996 County Audit, for its statistical section that shows economic trends that affect the 1998 Budget. He expressed concern about the increase in general government revenues (taxes) from \$14.9 Million in 1987 to \$30.1 Million in 1996. Mr. Chrapla noted that state shared revenues are decreasing, while property taxes are increasing. He recommended that the Board have "organizational audits" done on the Solid Waste Management Board and the Industrial Development Board. He spoke in

opposition to Ordinance No. 314, "Create Section 2.02 of the General Code of Winnebago County: Annual Salary for Supervisors of the Winnebago County Board"; Resolution No. 316, "Create Section 3.01(4)(b) of the General Code of Winnebago County (Exemption of Solid Waste Management Board from Capital Outlay Budgeting Requirements)"; and Resolution No. 317, "Amend Section 15.04(5)(q) of the General Code of Winnebago County (Investment of Funds by the Winnebago Solid Waste Management Board)."

In response to Mr. Chrapla's remarks, Chuck Orenstein, County Finance Director, explained that the Industrial Development Board is a separate entity from the county. They don't come under the same budgeting policies as the rest of the county. Each year the money budgeted for the Industrial Development Board is actually an "operational grant". The County Board only has the authority to adjust that grant amount, but not the way it is used by the Industrial Development Board.

John Bodnar, Corporation Counsel, further explained that the Industrial Development Board is a corporation, formed by the County Board under state law. He also stated that if the County Board chose to, they have the power to dissolve the corporation.

Also in response to Mr. Chrapla's remarks, Chairman Maehl explained that the Industrial Development Board (IDB) was formed in 1980, at a time when interest rates were extremely high, business was poor in the valley and area businesses were moving their work forces south where wages were lower. As a way to encourage business development in the County, the IDB was formed by the County Board and given \$1,000,000 to be used for loans to county municipalities. An example of the success of this program is the Neenah Industrial Park. Companies that were going to leave the area have stayed, plus eight new companies have opened. There are 30,000 jobs in the industrial park, of which, 2,100 are new jobs. Chairman Maehl said the real benefit to the County of the loans made by the IDB for this industrial park, is the \$65,000,000 in property taxes it generates annually.

Kathi Stopher, Naturalist at the Heckrodt Wetland Reserve, spoke against Amendment (15), "Delete \$58,000 from Contract and Professional Services—Parks Department for Heckrodt Foundation."

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl told the Board that a letter was received from George Meyer, Secretary of the Department of Natural Resources,

announcing Supervisor Barker's appointment to Fox Wolf Partners. This organization's focus is on the Great Lakes non-point pollution situation.

Chairman Maehl asked the Supervisors to look over the "Buy a Star" brochure from the UW-Fox Valley. It explains the fund drive that's being held for the Barlow Planetarium at the UW-Fox Valley.

Chairman Maehl mentioned the letter from Fox Valley Travel explaining the processing charge that they are adding to the price of each airline ticket they sell. He recommended that the Supervisors go directly to the airlines when they purchase a ticket.

RE-APPOINTMENT OF CORPORATION COUNSEL

County Executive Van De Hey asked for approval of her re-appointment of John Bodnar as Winnebago County Corporation Counsel for a two-year term, expiring December 31, 1999. A motion was made by Supervisor Hue and seconded to approve this re-appointment. CARRIED BY UNANIMOUS VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 304-1097: Authorize Transfer of \$407,500 from the W-2 Grant Start-Up Revenue Fund to Small Equipment and Capital Outlay Fund of Winnebago County Social Services Budget

WHEREAS, the W-2 program officially replaced the AFDC Program within the State of Wisconsin on September 1, 1997; and

WHEREAS, the State of Wisconsin did not approve the Winnebago County Department of Social Services as the administrator of the W-2 Program within Winnebago County until mid-1997; and

WHEREAS, in order for Winnebago County to effectively administer the W-2 Program at the present time, the purchase of Capital Outlay items and Small Equipment is needed immediately; and

WHEREAS, funds exist within the W-2 Grant Start-up Revenue Fund of the 1997 Winnebago County Social Services Department Budget to fund the costs of said Capital Outlay items and Small Equipment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the appropriation of \$407,500 from the W-2 Grant Start-Up Revenue Fund of the 1997 Winnebago County Social Services Department

Budget to the following funds within the Winnebago County Department of Social Services Budget:

Small Equipment - \$110,000
Capital Outlay - \$297,500

Submitted by:
SOCIAL SERVICES BOARD and
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Crowley and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Sievert. CARRIED.

RESOLUTION NO. 312-1197: Adopt 1998 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1998 Annual County Budget, a copy of which is incorporated herein by reference, be and same is hereby adopted.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. (This resolution was presented immediately before Executive Van De Hey began presentation of her budget.)

RESOLUTION NO. 313-1197: Authorize the Preparation of the 1998 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 3rd day of November, 1997 authorizes the Winnebago County Department of Community Programs to prepare and submit to the Wisconsin Department of Transportation an application for assistance during 1998 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 1998 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: 37. Nays: 0. Excused: 1 - Sievert. CARRIED.

ORDINANCE NO. 314-1197: Create Section 2.02 of the General Code of Winnebago County: Annual Salary for Supervisors of the Winnebago County Board

WHEREAS, Section 59.10(3)(f), Statutes, provides that a supervisor shall be paid a per diem by the County for each day that he or she attends a meeting of the Board; and

WHEREAS, Section 59.13(2), Statutes, allows members of County Board committees to receive a per diem and expenses for attending meetings of their committees and for attendance at any school, institute or meeting which the Board of Supervisors directs them to attend; and

WHEREAS, no other compensation, in the form of a per diem, is specifically authorized for County Board members pursuant to Chapter 59, Wisconsin Statutes; and

WHEREAS, Section 59.10(3)(i), Statutes, allows the County Board of Supervisors, as an alternative means of compensation, to fix the compensation of supervisors to be next elected at an annual salary for all services for the County including all committee services; and

WHEREAS, said statute also provides that the Board may allow additional salary for the Chairperson of the County Board of Supervisors; and

WHEREAS, determining under what circumstances County Board Supervisors are presently entitled to a per diem has been

cumbersome to determine and debatable; and

WHEREAS, establishing an annual salary for County Board members would eliminate the determination of excess committee days, whereby eliminating paperwork in the County Clerk's Office; and

WHEREAS, the establishment of an annual salary for County Board members would eliminate the need for County Board members to submit monthly per diem sheets requiring review and approval by the County Board Chairman and reducing clerical work by the Winnebago County Finance Department; and

WHEREAS, the average amount of compensation paid as per diem to County Board Supervisors during the past year has averaged approximately \$4500.00; and

WHEREAS, your undersigned believes that it would be in the best interest of Winnebago County and its taxpayers to establish an annual salary, in lieu of per diem payments for County Board Supervisors.

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

The creation of Section 2.02 of the General Code of Winnebago County which shall read as follows:

2.02 ANNUAL SALARY FOR COUNTY BOARD SUPERVISORS.

(1) **AUTHORITY.** This ordinance is adopted pursuant to that authority granted to the Winnebago County Board of Supervisors pursuant to Section 59.10(3)(i), Wisconsin Statutes.

(2) **SALARY.** The annual salary for supervisor of the Winnebago County Board of Supervisors is hereby established at the rate of \$4500.00 per year. Salary payments shall be paid to each supervisor at a rate of \$375.00 per month provided that the supervisor was a member of the County Board of Supervisors on the last day of that month.

(3) **MEDICAL INSURANCE ELIGIBILITY.** As additional compensation, supervisors of the Winnebago County Board of Supervisors shall be eligible to participate and receive medical insurance coverage through Winnebago County under any health insurance plan which Winnebago County offers to its employees. Should a County Board Supervisor elect to receive medical insurance coverage through Winnebago County, said County Board Supervisor shall be responsible for payment of 50% of the premium of said health insurance plan. Winnebago county shall deduct said premium payments directly from the salary of any supervisor who

elected to participate in a health insurance plan.

(4) **SALARY OF COUNTY BOARD CHAIRMAN.** In addition to that compensation provided in Subsections (2) and (3), supra, the Chairman of the Winnebago County Board of Supervisors shall receive an additional salary of \$5,000 per year, with monthly payments to be made in the amount of \$416.67 for each month in which that Supervisor served as County Board Chairman on the last date of that month.

(5) **SALARY OF VICE CHAIRMAN.** In addition to that compensation provided in Subsections (2) and (3), supra, the Vice Chairman of the Winnebago County Board of Supervisors shall receive an additional salary of \$1,500 per year, with monthly payments to be made in the amount of \$125.00 for each month in which the Supervisor served as County Board Vice Chairman on the last date of that month.

(6) **EFFECTIVE DATE.** This ordinance shall be effective as of April 21, 1998. Those County Board Supervisors holding office as of April 30, 1998 shall receive a salary pursuant to this ordinance for the month of April, 1998.

Submitted by:

JEANETTE DIAKOFF, DIST. #33
COUNTY BOARD SUPERVISOR

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Frassetto and seconded to reduce the amount on Line 51 to \$4,000.00. Ayes: 6 - Widener, Frassetto, Schwartz, Sundquist, Footit and Metzsig. Nays: 31. Excused: 1 - Sievert. LOST. Motion by Supervisor Montgomery and seconded to refer back to Personnel & Finance Committee. **CARRIED BY VOICE VOTE.**

RESOLUTION NO. 315-1197: Approve Agreement Between Wisconsin Bell, Inc. d/b/a Ameritech Wisconsin and Winnebago County (Centrex Services)

WHEREAS, Winnebago County desires to renew its agreement for Centrex services, which consist of basic telephone, photo facsimile (fax) and other telephone services for a period of five (5) years; and

WHEREAS, your undersigned Committee believes that the proposed contract between Winnebago County and Wisconsin Bell, Incorporated for said services is reasonable.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes

execution of an agreement between Winnebago County and Wisconsin Bell, Incorporated d/b/a Ameritech Wisconsin for a period of five (5) years for the provision of Centrex services to Winnebago County. (A copy of said proposed Agreement is attached hereto and made a part of this resolution by reference).

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Brennand told the Board that the Information Systems Committee approved this resolution 5-0. Ayes: 35. Nays: 0. Excused: 3 - Barker, Brown and Sievert. CARRIED.

ORDINANCE NO. 316-1197: Create Section 3.01(4)(b) of the General Code of Winnebago County (Exemption of Solid Waste Management Board from Capital Outlay Budgeting Requirements)

WHEREAS, Section 3.01(4)(a) of the General Code of Winnebago County requires approval of all capital purchases by the County Executive and all Capital Outlay items to be approved as part of the Winnebago County Annual Budget; and

WHEREAS, said Section is in conflict with Section 15.04(5) of the General Code of Winnebago County which vests operation of the solid waste management system in the Solid Waste Management Board; and

WHEREAS, the budget of the Solid Waste Management Board is not part of the Winnebago County Budget in that the Board is a quasi independent agency and in that no taxes are levied for the purpose of supporting the Winnebago County solid waste management system; and

WHEREAS, the proposed amendment herein would clarify what appears to be redundant and unnecessary procedure with regard to capital outlays by the Solid Waste Management Board.

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

The creation of Section 3.01(4)(b) of the General Code of Winnebago County which shall read as follows:

3.01(4) CAPITAL OUTLAY. (a) Capital Outlay of the expenditure funds is expected to exceed the sum of \$10,000, shall be subject to the Statement of Policy No. 74-1 as adopted by the Winnebago County Board of Supervisors on March 19, 1974.

1. The approval of this budget does not grant authority for the purchase of the requested individual items. It is only an indication of various departmental requests. Each request will be reviewed during the year.
2. All requests for capital purchases shall be made to the County Executive. If purchase is approved, County executive will determine the method of purchase and the purchaser (Purchasing Agent or Department Head).
3. Specifications shall be prepared and bids taken for all items in excess of \$10,000.00. Informal bids shall be taken on items under \$10,000.00 but more than \$500.00. This rule may be waived by the County Executive under unusual circumstances.
4. The total cost of all combined Capital Outlay items purchased by a County Department during the budget year may not exceed the total budget for Capital Outlays for that department absent prior approval of the Winnebago County Board of Supervisors, pursuant to the procedure which is provided in Section 65.90, Wisconsin Statutes. Purchases by a department in excess of the estimated costs of an individual item budgeted for a Capital Outlay shall be approved, in advance, by the Winnebago County Executive and the Committee of the Winnebago County Board of Supervisors having jurisdiction over that department. That department shall report to the County Board at budget time. Any additions, deletions, or substitutions of Capital Outlay items to a department's budget during the course of a budget year must be approved, in advance, by the Winnebago County Executive and the Committee of the Winnebago County Board of Supervisors having jurisdiction over that department.
 - (b) Subsection (a) shall not be applicable to expenditure of funds by the Winnebago County Solid Waste Management Board.

BE IT FURTHER ORDAINED that this ordinance shall be effective as of the date following the date of its publication.

Submitted by:

PATRICK O'BRIEN, DIST. #4

JEANETTE DIAKOFF, DIST. #33

WITHDRAWN BY SUPERVISOR O'BRIEN.

ORDINANCE NO. 317-1197: Amend Section 15.04(5)(q) of the General Code of Winnebago County (Investment of Funds by the Winnebago Solid Waste Management Board)

WHEREAS, at the October, 1997 meeting of the Winnebago County Board of Supervisors, the Board of Supervisors created Section 15.04(5)(q) of the General Code of Winnebago County which provided the Solid Waste Management Board with the authority to invest any of its funds not immediately needed in an aggregate amount not to exceed \$1,000,000.00 in any investment vehicle as authorized pursuant to Section 66.04(2), Wisconsin Statutes; and

WHEREAS, your undersigned Board believes that it would benefit municipalities within Winnebago County to raise said investment limit to \$2,000,000.00 so as to allow the Solid Waste Management Board to make loans to more municipalities.

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

The amendment of Section 15.04(5)(q) of the General Code of Winnebago County, which shall read as follows:

15.04 SOLID WASTE MANAGEMENT BOARD.

(5) **POWERS AND DUTIES.** Subject to the rules and regulations established and amended from time to time by the County Board and County Executive in their respective areas of responsibility, the Solid Waste Management Board shall have those powers and duties set forth in Section 59.07(135), Wisconsin Statutes and Section 66.04(2), Statutes as follows:

(q) To invest any of its funds not immediately needed, in an aggregate amount not to exceed \$2,000,000.00, in any investment vehicle as authorized pursuant to Section 66.04(2), Wisconsin Statutes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this ordinance shall become effective on the day following the date of its publication.

Submitted by:

INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Maehl and seconded to adopt. Ayes: 30. Nays: 5 - Putzer, Footit, Robl, Schaidler and Arne. Excused: 3 - Barker, Brown and Sievert. CARRIED.

(At this point in the meeting, Resolution No. 312-1197 was presented.)

**COUNTY EXECUTIVE'S PRESENTATION OF 1998
WINNEBAGO COUNTY BUDGET**

At 8 P.M., County Executive Van De Hey began her presentation of the 1998 Winnebago County Budget. At 9 P.M., Supervisor O'Brien moved and it was seconded to adjourn until 8:30 A.M. on Tuesday, November 4, 1997. CARRIED BY VOICE VOTE.

**TUESDAY, NOVEMBER 4, 1997
SECOND DAY**

Meeting convened at 8:30 A.M. with the Pledge of Allegiance led by Supervisor Rengstorf. An invocation was given by Supervisor Rankin.

Roll Call: All present except: Schaidler and Finch.

PUBLIC HEARING

Mr. Fred Guenther, 3619 Shangri-La Point Road, Oshkosh, Wisconsin, spoke in favor of Amendment (15): Delete \$58,000.00 from Contract and Professional Services - Parks Department - for Heckrodt Foundation. Supervisors Griesbach, Wagner, Barker and Lauson explained some of the facets of the amendment. Supervisor Diakoff asked that the debate be held when the amendment is considered. Mr. Dave Thiel of Lutheran Social Services and Mr. Patrick Hines, Board Members of Lutheran Social Services, spoke in favor of Teen Court and the Volunteer in Probation Programs funding. The Volunteers in Probation Program has had 256 clients in 4 years, with 72 volunteers working with the individuals. Teen Court has had 150 clients, and 75 volunteers.

The County Executive continued presenting the 1998 budget. The meeting adjourned for lunch at 11:45 A.M.

AFTERNOON SESSION

The meeting resumed at 1:30 P.M. Students from area schools were in attendance for County Government Day.

Roll call: All present except Supervisor Schaidler.

County Board Chairman Maehl explained the County Board procedures to the students.

County Executive Van De Hey continued her presentation of the 1998 budget and concluded at 4:00 P.M.

Supervisor Schwartz moved and it was seconded to adjourn. **CARRIED BY VOICE VOTE.** Meeting adjourned at 4:00 P.M.

WEDNESDAY, NOVEMBER 5, 1997

THIRD DAY

The meeting resumed at 8:30 A.M. with the Pledge of Allegiance and invocation by Supervisor Rankin.

Roll Call: All present except Supervisors Koziczkowski and Finch.

PUBLIC HEARING

Gerald Frey, Chairman, Town of Oshkosh, spoke in support of Amendment (15), "Delete \$58,000.00 from Contract and Professional Services—Parks Department for Heckrodt Foundation."

AMENDMENT (1): Create New Part-Time Position of Family Program Assistant

BE IT RESOLVED, that a part-time position of Family Living Program Assistant be created for the purpose of expanding the Family Living Program; and

BE IT FURTHER RESOLVED, that as a result of the creation of this position, the appropriation County funds to cover 40% of the costs of this position must be made in that said appropriation is contingent upon the appropriation of state funding in the amount of \$8,755 to cover the balance of funding for the position; and

BE IT FURTHER RESOLVED, that the following line items within the Winnebago County Budget shall be amended to reflect the funding of this position:

1. An increase in the Reimbursed Costs line item within the Revenue category of the UW Extension Budget as listed on Page 407 of the Winnebago County Budget from \$1,500 to \$10,255.
2. An increase in the Temporary Employee Wage Item of the UW Extension Budget as shown on Page 408 of the Winnebago County Budget from \$16,293 to \$26,745.
3. An increase in the Fringe Benefit line item in UW Extension Budget as shown on Page 408 of the Winnebago County Budget from \$63,948 to \$67,593.
4. And an increase in the following line items within the UW Extension Budget as shown on Page 410 of the Winnebago County Budget:

Telephone	\$9,740 to \$10,010
Small Equipment	\$4,255 to \$ 4,480

BE IT FURTHER RESOLVED that continued County funding of 40% of the costs of the position beyond 1998 be contingent upon continued State funding of the balance of the costs.

Submitted by:

UNIVERSITY OF WISCONSIN EDUCATION,
EXTENSION AND AGRICULTURE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 22. Nays: 13 - Klitzke, Frassetto, Montgomery, Sundquist, Planalp, Troxell, Robl, Crowley, Schaidler, Sievert, Diakoff, Rengstorf and Metzgi. Excused: 3 - Savas, Koziczowski and Finch. CARRIED.

AMENDMENT (2): Convert One Full-Time Position of Secretary II to a Part-Time Position, Create One Part Time Position of Extension Secretary and Increase Total Hours: UW Extension Office

WHEREAS, in order to better serve the needs of the UW Extension Office and the needs of the incumbent in the position of Secretary II, it has been recommended that a job sharing arrangement be implemented in which the position of Secretary II would be reduced to a part-time position and a new position of Extension Secretary be created in order to assume the reduced hours of the Secretary II and also to assume additional hours on an ongoing basis; and

WHEREAS, the combined hours of the two newly created positions resulting from this action would total 42.5 hours per week, which is a net increase in secretarial hours of five hours per week.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one full-time position of Secretary II in the UW Extension Office be converted to a part-time (53%) position; and

BE IT FURTHER RESOLVED, that a new part-time (60%) position of Extension Secretary be created within the UW Extension Office; and

BE IT FURTHER RESOLVED that the following line items as are shown on Page 408 of the Winnebago County Budget be amended:

Permanent Employee Wages from \$202,158 to \$201,854;
Temporary Employee Wages from \$16,293 to \$13,793;
Fringe Benefits from \$63,948 to \$65,493

Submitted by:

UNIVERSITY OF WISCONSIN EDUCATION,
EXTENSION & AGRICULTURE COMMITTEE

WITHDRAWN by Supervisor Rankin

AMENDMENT (3): Delete Position of County Auditor from Table of Organization

WHEREAS, the position of County Auditor for Winnebago County is presently vacant; and

WHEREAS, the position of County Auditor is a discretionary position pursuant to Section 59.47, Wisconsin Statutes; and

WHEREAS, pursuant to Section 66.041, Wisconsin Statutes, the County Board may require or authorize a financial audit of any officer, department, board, function or activity financed in whole or in part by any County Fund; and

WHEREAS, the County Auditor has filed approximately 4 to 5 audit reports per year which, when averaged against the cost of the Auditor position, costs the County between \$17,000 and \$19,000 per audit; and

WHEREAS, departments could be audited by the Winnebago County Finance Department, upon the request of the Winnebago County Board of Supervisors, and

WHEREAS, if the County Board of Supervisors believes that it is necessary, an audit could be conducted by an outside, independent accounting firm; and

WHEREAS, your undersigned Supervisors believe that County Board Committees of Jurisdiction should take a more pro-active role in overseeing the financial accountability of their respective departments.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County General Budget so as to delete the position of County Auditor from the Table or Organization as is shown on Page 51 of the Winnebago County Budget Book.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that references to the position of County Auditor shall be deleted from the County Budget Book and as specifically indicated on pages 501 through 507 of said Budget Book.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the amount of \$77,398.00 which was budgeted for the position of County Auditor as is shown on Page 507 of the Winnebago County Budget Book be deleted from the 1998 Winnebago County General Budget.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the sum of \$35,000 be added to the Other Contractual Services line item of the Budget of the Winnebago County Board of Supervisors as is shown on Page 500 of the Winnebago County Budget Book for the purpose of providing funds for the auditing of specific departments of Winnebago County or procedures of departments or department heads within Winnebago County as are deemed necessary by the Winnebago County Board of Supervisors.

Submitted by,
FRANK FRASSETTO, DISTRICT #13
TERRY FOOTIT, DISTRICT #21
EUGENE TROXELL, DISTRICT #22
DONALD ARNE, DISTRICT #32
DONALD GRIESBACH, DISTRICT #3
PATRICK O'BRIEN, DISTRICT #4
JAMES LAUSON, DISTRICT #10
ANNE LAWSON, DISTRICT #25
DAVID ALBRECHT, DISTRICT #11
DAVID METZIG, DISTRICT #38
ROBERT PUTZER, DISTRICT #20
PAUL SUNDQUIST, DISTRICT #17
THOMAS PECK, JR., DISTRICT #12
COUNTY BOARD SUPERVISORS

Motion by Supervisor Frassetto and seconded to adopt. Motion by Supervisor O'Brien and seconded to amend the amendment by deleting Lines 40-47. Ayes: 19 - Kollath, Griesbach, O'Brien, Savas,

Maehl, Widener, Lauson, Schwartz, Planalp, Wagner, Robl, Payne, Kramer, Hue, Sievert, Arne, Brennand, Egan and Rankin. Nays: 17 - Barker, Klitzke, Albrecht, Pech, Frassetto, Montgomery, Brown, Sundquist, Putzer, Footit, Troxell, Lawson, Crowley, Schaidler, Diakoff, Rengstorf and Metzиг. Excused: 2 - Koziczkowski and Finch. CARRIED. Vote on Amendment as amended: Ayes: 34. Nays: 2 - Montgomery and Schaidler. Excused: 2 - Koziczkowski and Finch. CARRIED.

AMENDMENT (4): ADD \$4,000.00 TO THE INFORMATION SYSTEMS DEPARTMENT BUDGET - REGISTRATION AND TUITION

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$4,000.00 to the Information Systems Department Budget, Account Number 128-171-53325, as shown on Page 172 of the Winnebago County Budget Book.

Submitted by,
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Ayes: 35. Nays: 1 - Albrecht. Excused: 2 - Koziczkowski and Finch. CARRIED.

AMENDMENT (5): ADD \$5,000.00 TO THE INFORMATION SYSTEMS DEPARTMENT BUDGET - PROFESSIONAL SERVICES

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$5,000.00 to the Information Systems Department Budget, Account Number 128-171-55330, as shown on Page 173 of the Winnebago County Budget Book.

Submitted by,
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Ayes: 33. Nays: 3 - Klitzke, Albrecht and Kramer. Excused: 2 - Finch and Koziczkowski. CARRIED.

AMENDMENT (6): ADD \$3,000.00 TO THE INFORMATION SYSTEMS DEPARTMENT BUDGET - TELEPHONE

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$3,000.00 to the Information Systems Department budget, Account Number 128-171-53510, as shown on Page 173 of the Winnebago County Budget Book.

Submitted by,
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Ayes: 31. Nays: 5 - Barker, Maehl, Klitzke, Albrecht and Footit. Excused: 2 - Finch and Koziczkowski. CARRIED.

AMENDMENT (7): DELETE \$12,000.00 TO THE INFORMATION SYSTEMS DEPARTMENT BUDGET - COMPUTER SOFTWARE

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$12,000.00 to the Information Systems Department budget, Account Number 128-171-53181, as shown on Page 173 of the Winnebago County Budget Book.

Submitted by,
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. (It was noted that on Line 12, "add" should be changed to "delete".) Ayes: 36. Nays: 0. Excused: 2 - Koziczkowski and Finch. CARRIED.

AMENDMENT (8): ADD \$2,760.00 TO THE COUNTY CLERKS BUDGET - NEW BINDINGS FOR OLD COUNTY BOARD PROCEEDINGS

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$2,760.00 to the County Clerks budget for new bindings for old County Board Proceedings, Account Number 114-131-53130, as shown on Page 99 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

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

AMENDMENT (9): ADD \$145,000.00 FOR HAZARDOUS WASTE OPERATIONAL COSTS, AND \$50,000.00 FOR A PLANNING AND DEVELOPMENT PROGRAM, FOR A TOTAL OF \$195,000.00 – SOLID WASTE MANAGEMENT BOARD

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$145,000.00 to provide for hazardous waste operations, and \$50,000.00 for a planning and development program, for a total of \$195,000.00, to the Solid Waste Management budget, Account Number 520-870-55410, as shown on Page 488 of the Winnebago County Budget Book.

Submitted by,
SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 31. Nays: 4 - Frassetto, Montgomery, Troxell and Sievert. Excused: 3 - Koziczkowski, Finch and Arne. **CARRIED.**

AMENDMENT (10): ADD \$120,000.00 TO THE SOLID WASTE MANAGEMENT BUDGET – HAZARDOUS WASTE STORAGE FACILITY

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$120,000.00 to the Solid Waste Management budget for a hazardous waste storage facility, Account Number 520-870-58150, as shown on Page 491 of the Winnebago County Budget Book.

Submitted by,
SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor O'Brien and seconded to adopt. (Amendment was corrected to delete the notation on Lines 28 & 29, "The total funds of \$120,000.00 are to be funded from the County's Tax Levy.) Motion by Supervisor O'Brien and seconded to amend Line 12 by adding "Solid Waste Management Board" after the word "County." **CARRIED BY UNANIMOUS VOICE VOTE.** Vote on Amendment as amended: Ayes: 34. Nays: 1 - Montgomery. Excused: 3 - Koziczkowski, Finch and Arne. **CARRIED.**

AMENDMENT (11): TRANSFER \$168,044.00 FROM THE PERSONNEL BUDGET – PARK VIEW HEALTH CENTER – TO THE WINNEBAGO COUNTY PERSONNEL DEPARTMENTS BUDGET

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to transfer \$168,044.00 from the Park View Health Center (Personnel) budget to the Winnebago County Personnel Departments budget, as shown on Pages 119 (Personnel) and 389 (Park View Health Center) of the Winnebago County Budget Book.

Submitted by,
RON MONTGOMERY, District 15
COUNTY BOARD SUPERVISOR

Motion by Supervisor Montgomery and seconded to adopt. (The amount on Lines 5 and 15 should be changed to \$169,044.) WITHDRAWN by Supervisor Montgomery.

AMENDMENT (12): ADD \$3,000.00 TO ADVOCAP'S GRANT

WHEREAS, we are a three-county consortium (Fond du Lac/ Green Lake, Winnebago) comprising the Advocap service area; and

WHEREAS, each of the three counties was asked for an equivalent increase in funding and the other two counties have approved said increase; and

WHEREAS, every dollar we contribute is leveraged to acquire private or other governmental funding;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$3,000.00 to the Advocap's \$15,000.00 Grant, for a total Grant of \$18,000.00, as shown on Page 517 of the Winnebago County Budget Book.

Submitted by,
MARY JO WIDENER, District 9
DOROTHY SCHWARTZ, District 14
DAVE KOLLATH, District 1
HELEN S SAVAS, District 5
DENNIS PAYNE, District 24
JACQUELYN WAGNER, District 19
COUNTY BOARD SUPERVISOR

Motion by Supervisor Widener and seconded to adopt. Ayes: 33. Nays: 1 - Planalp. Excused: 4 - Koziczkowski, Finch, Schaidler and Lauson. CARRIED.

AMENDMENT (13): DELETE \$16,808.00 GRANT TO WISCONSIN AND SOUTHERN RAILROAD

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to delete the \$16,808.00 grant to Wisconsin and Southern Railroad, Account Number 148, as shown on Page 298 of the Winnebago County Budget Book.

Submitted by,
HARVEY RENGSTORF, District 37
DAVID ALBRECHT, District 11
NANCY BARKER, District 2
PATRICK BRENNAND, District 34
JEANETTE DIAKOFF, District 33
JOHN HUE, District 30
JOANNE SIEVERT, District 31
DONALD GRIESBACH, District 3
JOSEPH MAEHL, District 6
PATRICK O'BRIEN, District 4
RON MONTGOMERY, District 15
JOHN PLANALP, District 18
JACQUELYN WAGNER, District 19
TERRY FOOTIT, District 21
COUNTY BOARD SUPERVISORS

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 21 - Barker, Maehl, Lauson, Albrecht, Pech, Montgomery, Brown, Sundquist, Planalp, Wagner, Footit, Troxell, Payne, Crowley, Schaidler, Hue, Sievert, Diakoff, Brennand, Rengstorf and Metzger. Nays: 14 - Kollath, Griesbach, O'Brien, Savas, Klitzke, Widener, Frassetto, Schwartz, Putzer, Robl, Lawson, Kramer, Egan and Rankin. Excused: 3 - Koziczkowski, Finch and Arne. CARRIED.

AMENDMENT (14): ADD \$23,000.00 TO CAPITAL OUTLAY (OTHER IMPROVEMENTS) OF THE PARKS DEPARTMENT BUDGET FOR BRIDGE AT WAUKAU CREEK NATURE PRESERVE

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add \$23,000.00 to the Parks Budget, Capital Outlay, Other Improvements, as shown on Page 423 of the Winnebago County Budget Book.

Submitted by,
JAMES LAUSON, District 10
COUNTY BOARD SUPERVISOR

Motion by Supervisor Lauson and seconded to adopt. Ayes:
31. Nays: 5 - Montgomery, Putzer, Crowley, Rengstorf and Metzlig.
CARRIED.

**AMENDMENT (15): DELETE \$58,000.00 FROM CONTRACT
AND PROFESSIONAL SERVICES - PARKS DEPARTMENT
FOR HECKRODT FOUNDATION**

WHEREAS, the Winnebago County Parks Committee denied a request for funding the Heckrodt Nature Preserve when it was presented to it; and

WHEREAS, The \$58,000.00 requested by the Heckrodt Foundation is to fund the salaries of three employees for 1998, and at the present time there is one employee working for the Heckrodt Foundation; and

WHEREAS, Winnebago County belongs to the East Central Regional Planning Commission and presently pays dues of approximately \$160,000.00; and

WHEREAS, the East Central Regional Planning Commission will assist in preliminary planning of Parks, Wetlands, etc., and this service is included as part of the membership dues; and

WHEREAS, The Butte des Morts Conservation Club is in the process of purchasing 1200 acres of wetlands on Lake Butte des Morts for the purpose of converting the area into an Educational Resource Center; and

WHEREAS, The Winnebago County Parks Committee has included in the 1998 Executive Budget (see Page 426), \$19,400.00 for a parking lot and elevated walkway in the Shangri La Point Wetland area;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to delete \$58,000.00 requested by the Heckrodt Foundation for the salaries of three employees from the "Contract and Professional Services" line item, as shown on Page 424 of the Winnebago County Budget Book.

Submitted by,
MARGARET BROWN, District 16
DONALD ARNE, District 32
JEANETTE DIAKOFF, District 33

TERRY FOOTIT, District 21
FRANK FRASSETTO, District 13
GENE TROXELL, District 22
COUNTY BOARD SUPERVISOR

Motion by Supervisor Brown and seconded to adopt. Ayes: 20 - Klitzke, Albrecht, Frassetto, Montgomery, Brown, Sundquist, Putzer, Footit, Troxell, Robl, Payne, Lawson, Schaidler, Hue, Sievert, Arne, Diakoff, Egan, Rankin and Metzsig. Nays: 15 - Kollath, Barker, O'Brien, Savas, Maehl, Widener, Lauson, Pech, Schwartz, Planalp, Wagner, Crowley, Kramer, Brennand and Rengstorf. Abstain: 1 - Griesbach. Excused: 2 - Koziczkowski and Finch. CARRIED.

AMENDMENT (16): ADD \$6,378.00 TO CREATE POSITION OF PART-TIME CLERK TYPIST I - DISTRICT ATTORNEYS OFFICE

WHEREAS, the Winnebago County Board of Supervisors has previously resolved that a temporary position may not exist for longer than one year; and

WHEREAS, a part-time temporary clerk position has existed in the Office of the Winnebago County District Attorney's Office for one year; and

WHEREAS, the District Attorney has a need to continue the aforesaid clerk's position; and

WHEREAS, pursuant to County policy, it is necessary to convert said position to a permanent position;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to add a part-time Clerk Typist I position to the District Attorney's Office's Table of Organization;

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the amount of \$7,000.00 be deleted from the Wages-Temporary Help line item of the District Attorney's budget; that \$9,919.00 be added to the Wages-Permanent Employees line item of the District Attorney's budget; and that \$3,459.00 be added to the Fringe Benefits-Employer Contributions line item of the District Attorney's budget, as shown on Page 195 of the Winnebago County Budget Book.

Submitted by,
HARVEY RENGSTORF, District 37
COUNTY BOARD SUPERVISOR

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 29. Nays: 7 - Kollath, Pech, Troxell, Lawson, Kramer, Schaidler and Arne. Excused: 2 - Koziczkowski and Finch. CARRIED.

AMENDMENT (17): DELETE \$25,000.00 FROM CAPITAL OUTLAY - HIGHWAY DEPARTMENT (HIGHWAY COMMISSIONER VEHICLE)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1998 Winnebago County Budget so as to delete \$25,000.00 from Capital Outlay - Highway Department, for a Highway Commissioner vehicle, as shown on Page 289 of the Winnebago County Budget Book.

Submitted by,
JEANETTE DIAKOFF, District 33
COUNTY BOARD SUPERVISOR

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 17 - Kollath, Maehl, Widener, Lauson, Pech, Schwartz, Montgomery, Brown, Planalp, Wagner, Putzer, Troxell, Payne, Lawson, Crowley, Sievert and Diakoff. Nays: 19 - Barker, Griesbach, O'Brien, Savas, Klitzke, Albrecht, Frassetto, Sundquist, Footit, Robl, Kramer, Schaidler, Hue, Arne, Brennand, Egan, Rankin, Rengstorf and Metzgi. Excused: 2 - Koziczkowski and Finch. LOST.

RESOLUTION NO. 312-1197: Adopt 1998 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1998 Annual County Budget, a copy of which is incorporated herein by reference, be and same is hereby adopted.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt the 1998 Annual Budget as amended. Ayes: 35. Nays: 1 - Montgomery. Excused: 2 - Finch and Koziczkowski. CARRIED

Supervisor Schwartz moved and it was seconded to adjourn until Tuesday, November 18, 1997, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 11:40 A.M.

Respectfully submitted,
Susan T. Ertmer
Deputy Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Susan T. Ertmer, Deputy Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their annual meeting held November 3, 4 and 5, 1997.

Susan T. Ertmer
Deputy Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, NOVEMBER 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 being led by Webelos Pack 3068 and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisor Lawson.

Supervisor Planalp moved and it was seconded to approve the agenda with the change of order of the resolutions so that No. 325-1197 and No. 322-1197, in that order, follow No. 318-1197.
CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Deanna and Donald Miller regarding injuries sustained in an accident with a Winnebago County Sheriff's Department vehicle was referred to the Personnel & Finance Committee.

Notice of Claim from Joan Kadlec regarding damage to a vehicle on Highway 441 due to alleged negligence by the Winnebago County Highway Department was referred to the Personnel & Finance Committee.

Petition for Zoning Amendment from Quentin N. Gerlach for change from B-3 to R-1 and B-3 for a new residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Gary R. Yakes for zoning change from A-1 to A-2 for single family residence was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from John J. Paulus for zoning change from B-3 to R-1 for sale to an adjoining residential lot owner was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Sally Struensee for zoning change from B-3 to M-1 for outside storage was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Thomas Q. Rathsack for zoning change from A-1 to M-1 for shop storage was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Carol Lynn Doemel for zoning change from A-1 to A-2 for single family residence was referred to the Planning & Zoning Committee.

Linda Wolfe, County Clerk, told the Board that the invitations for the County Board Christmas party were mailed yesterday, so they should be receiving them soon.

Ms. Wolfe announced that Chairman Maehl had been elected as Wisconsin State Chairman of the Wisconsin Council of Regional Planning Commissioners.

A letter was received from Langlade County's Corporation Counsel inquiring about housing their prisoners in our county jail. The letter was referred to the Judiciary & Public Safety Committee.

COMMITTEE REPORTS

Supervisor Rengstorf thanked the veterans and Supervisors for their involvement in the Student Government Day.

Supervisor Barker invited the Supervisors to the tree trimming ceremony that will be held in the Courthouse lobby on Saturday, December 6, at 10:00 a.m. Local girl scout troops and Mrs. Santa Claus will be helping. Supervisor Barker told the Board that if they would like to, they can bring an ornament for the tree.

Supervisor Rankin reported that a survey of the Health Department's services from January to August, 1997, shows that 2,846 children were immunized, there were 588 at-risk maternal and infant home visits, and 2,319 elderly home visits. He told the Board that Susan Huelsbeck, Public Health Director, extends an invitation to the Board to accompany her on a home visit. If they are interested, they can contact her at her office.

Supervisor Schaidler urged the Board to read the newspaper article included in their packet titled "Urban Sprawl Creates Challenge." He stated that Winnebago County wants to be a leader in urban sprawl management.

Supervisor Frassetto told the Board that Senators Feingold and Kohl and Congressman Petri have contacted the Secretary of the Navy and are planning a meeting to discuss naming the last Seawolf Submarine, "Manitowoc." He told the Board that they will be looking for local support for this effort.

Supervisor Widener used a quotation by Abraham Lincoln to tie in her message that the community needs to support the efforts of parents. She thanked the UW Extension Office, Public Health Department, Community Programs and Social Services for their roles in the new parenting program called, Home Visitor Family Resource Initiative. Supervisor Widener also thanked the Mercy Foundation for their initial funding, as well as, non-profit organizations who have collaborated with the exchange clubs that are in charge of this program. She said a report will be printed with details of this program, and if anyone is interested in receiving a copy, they should contact her.

Supervisor Finch reported that the grand opening of the new County Road CB was well attended. He stated that it took a lot of planning and cooperation between the state, the county and municipalities to complete this fine project.

PUBLIC HEARING

Ray Grigar, Winnebago County Highway Commissioner, spoke in opposition to Ordinance No. 324-1197, "Amend Section 8.05(9)(b)(1)(a) of the General Code of Winnebago County (Land Records Ordinance)." He stated that this ordinance would require certified survey maps for the dedication of public right-a-ways, which will be very costly and time consuming.

Harrison Sturgis, Jr., 1575 Oakridge Road, Neenah, Wisconsin, spoke in support of Ordinance No. 324-1197, "Amend Section 8.05(9)(b)(1)(a) of the General Code of Winnebago County (Land Records Ordinance)."

Walter Chrapla, 721 Mitchell Street, Neenah, Wisconsin, spoke against sections of Ordinance No. 319-1197, "Create Section 1.12 of the General Code of Winnebago County (Per Diem, Mileage Expense Reimbursement: County Board of Supervisors); and against Resolution No. 330-1197, "Authorization of Capital Outlay by Solid Waste Management Board (Purchase of Land Adjacent to Snell Road Landfill)."

COUNTY EXECUTIVE'S REPORT

County Executive Van De Hey spoke in support of Resolution No. 320-1197, "Authorize Execution of Extension of Agreement with Outagamie County for Secured Juvenile Detention Facility." She explained that it is still more cost effective to house our juveniles in Outagamie County's facility than it is to run and staff our own facility. The \$85.00 per bed that Outagamie County charges us is less than they charge other counties. The contract allows us ten beds, with two additional beds available if needed. She further explained that if our number of juvenile offenders increases to the point that contracting with Outagamie County is no longer feasible, we will look into building our own facility. Executive Van De Hey stated that statistics show there will be periods of time when costs will be high, but will average out over the year.

Executive Van De Hey spoke in support of Resolution No. 327-1197, "Authorize Transfer of \$93,000 from General Fund Undesignated Fund Balance to Capital Outlays, Department of Community Programs (Purchase of Computer Equipment)." She explained that this transfer will allow for the purchase of needed computer equipment for the Statewide Automated Child Welfare Information System for Wisconsin (SACWIS) Project. For the county to qualify for the 75% reimbursement of these costs, the equipment must be installed by December 1, 1997.

Executive Van De Hey spoke in support of Resolution No. 330-1197, "Authorization of Capital Outlay by Solid Waste Management Board (Purchase of Land Adjacent to Snell Road Landfill)." She explained that this will be the most cost effective way to remediate ground contamination at the Snell Road Landfill.

COUNTY EXECUTIVE'S APPOINTMENT

APPOINTMENT TO THE WINNEFOX LIBRARY SYSTEM BOARD

Executive Van De Hey asked for the Board's approval of her appointment of Judy Malueg to the Winnefox Library System Board. Ms. Malueg will fill the unexpired term of Margaret Lorenz. This term would be effective immediately and expire on December 31, 1998.

A motion was made by Supervisor Montgomery and seconded to approve. CARRIED BY UNANIMOUS VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl extended "happy birthday" wishes to Supervisors Finch and Frassetto and Chuck Orenstein, Finance Director.

Chairman Maehl commented on the numerous articles and reports in the County Board's packet. He noted that the article on the watershed plan for Lake Winnebago shows how "proactive" Winnebago and Fond du Lac Counties have been in this area.

He complimented Supervisors Schaidler, Arne and Barker on their respective articles.

Chairman Maehl congratulated Supervisor Barker on her appointment to the WCA Environment and Land Use Steering Committee. Chairman Maehl read and accepted Supervisor Frassetto's letter of resignation from the Board of Supervisors. Chairman Maehl thanked Supervisor Frassetto for his years of service and extended best wishes to him and his family.

Chairman Maehl read a letter from Governor Thompson confirming Supervisor O'Brien's appointment to the Waste Facilities Siting Board. His term will run through May, 1999. Chairman Maehl explained that this is a very select state-wide board, of which only one member chosen is a county officer. Chairman Maehl congratulated Supervisor O'Brien on his appointment.

Chairman Maehl commented on the opening of the new County Road CB and how it has already alleviated traffic problems on State Road 441. This project is the culmination of years of planning and work by various governmental units and will be an asset to the county. He explained that this highway and its access roads will provide areas for new construction in Winnebago County.

Chairman Maehl commented on the letter to the editor in the Oshkosh Northwestern that stated there is abuse of per diem on the County Board. Chairman Maehl objected to the comments made in the letter and stated that there has not been any abuse of per diem by this County Board.

ZONING REPORT & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee regarding zoning change for an existing home and one additional home. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-01-97. A request from Roger and Susan Mathwig for 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 UNANIMOUS VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee regarding zoning change for an existing business. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-02-97. A request from Robert J. Knox for zoning change from R-1 (Rural Residential District, Single-Family, non-subdivided) and M-2 (Heavy Industrial District) to M-1 (Light Industrial and Office District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee regarding rezoning for development of a single family subdivision. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-03-97. A request from JKJ Developers 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 UNANIMOUS VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee regarding rezoning for sale and use as residential property less than the required 35 acres. Motion by Supervisor Schaidler and seconded to accept report to DENY. CARRIED BY UNANIMOUS VOICE VOTE. (Supervisor Brennand stated that Report No. 004, should be corrected to read, "1. THE TOWN OF NEKIMI DENIED. TOWN HAS RIGHT OF DENIAL PER TERMS OF ZONING ORDINANCE.")

AMENDATORY ORDINANCE NO. 11-04-97. A request from Ronald Wachholz for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Schaidler and seconded to DENY. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee regarding rezoning to combine lots into one zoning district for an existing residence. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-05-97. A request from Michael and Carol Pfeilstifter for zoning change from R-2 (Suburban Residential District, Single Family, subdivided) and B-2 (Community Business District) to R-2 (Suburban Residential District, Single Family, subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee regarding rezoning for a bait shop in conjunction with an existing campground. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-06-97. A request from Joseph Hall for zoning change from A-2 (General Farming District) and R-1 (Rural Residential District, Single-family, non-subdivided) to B-2 (Community Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Rushford on behalf of Randall King for zoning change from A-1 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Rushford on behalf of V. Jay Potratz for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 9. A request from the Town of Omro on behalf of David A. and Patricia A. Kester for zoning change from Commercial to Residential. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 10. A request from the Town of Omro on behalf of Louis Haedt for zoning change from Commercial and Agricultural to Lot 1 - Commercial, Lot 2 - Residential and Lot 3 - remain Agricultural w/300 ft. of Commercial. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 11. A request from the Town of Omro on behalf of Thomas Rusch and Richard Gabert for zoning change from Agricultural/Residential (Not in Farmland Preservation) to Institutional. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 318-1197: Adoption of the Schedule for GIS Services

WHEREAS, Winnebago County has developed a successful Geographic Information System (GIS); and

WHEREAS, the GIS database has been copyrighted, January, 1997, which allows revenue to be generated from the sale of digital and map products made from the system; and

WHEREAS, the Planning and Zoning Committee recommends that the cost of GIS digital and map products should reflect computer, labor and operating costs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that they hereby adopt the attached fee schedule for GIS digital and map products.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 36. Nays: 1 - Rengstorf. Excused: 1 - Lawson. CARRIED.

ORDINANCE NO. 319-1197: Create Section 1.12 of the General Code of Winnebago County (Per Diem, Mileage Expenses Reimbursement: County Board of Supervisors)

WHEREAS, Section 59.10(3)(f) and Section 66.196, Wisconsin Statutes requires that the County Board of Supervisors establish before the earliest time for filing nomination papers the total annual compensation for services to be paid to an officer by ordinance or resolution including per diem expenses and other forms of compensation for services rendered; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County and all Winnebago County Board Supervisors that an ordinance be created which will establish and memorialize that compensation to be paid to Winnebago County Board Supervisors for the upcoming terms and for terms thereafter unless amended by the Winnebago County Board of Supervisors.

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

The creation of Section 1.12 of the General Code of Winnebago County which shall read as follows:

1.12 Per Diem Mileage Expenses Reimbursement: County Board of Supervisors.

- (1) **AUTHORITY.** This section of the Code is adopted under the authority granted by Section 59.10 (3) (f) through (h) and 59.13 (2), Wisconsin Statutes.
- (2) Each Board Supervisor shall be responsible for compiling his own expense sheet for payment by the County of per diem, mileage and other expenses.
- (3) Expense sheets not submitted to the **Office of the County Clerk** no later than before the first Monday of each month shall not be processed for payment in that month.
- (4) Any and all expenses and other items listed on a Supervisor's expense sheet in accordance with this ordinance shall be paid by the County except those which are in excess of sums permitted by County Ordinance or State Statute. The County's Personnel Department shall develop an expense sheet, subject to the approval of the Personnel & Finance Committee, to be used by Supervisors to submit claims for compensation and/or expenses.
- (5) No Supervisor shall submit for payment any item of expense or per diem which said Supervisor has not actually made or earned.
- (6) Supervisors shall only be eligible for per diem and expense reimbursement for attending the following:
 - (a) Regular meetings of the County Board;
 - (b) Regular meetings of any Committee of Jurisdiction of the County Board to which the Supervisor has been duly appointed;
 - (c) Regular meetings of any duly created Subcommittee of any Standing Committee approved by the County Board to which the Supervisor has been duly appointed;
 - (d) Any regular meeting of a Board or Commission of Winnebago County to which the Supervisor has been duly appointed;
 - (e) Any meeting of any Standing Committee, Subcommittee, Board or Commission of Winnebago County to which the Supervisor has not been duly

appointed not to exceed six (6) meetings per year, unless specifically approved by the Chairman of that Committee; Subcommittee, Board, or Commission whose meeting the Supervisor attended;

- (f) Any meeting or public hearing of the following public entities at which the Supervisor has been duly authorized by the Chairman of the County Board to represent Winnebago County:
 - (1) The National Association of Counties or any of its subcommittees;
 - (2) The Wisconsin Counties' Association or any of its subcommittees;
 - (g) For attending a seminar or training class provided that such seminar or training class has been budgeted, not to exceed two such seminars or training classes per year.
 - (h) For attending a seminar or training class that is directly related to a Committee to which the supervisor has been duly appointed provided that such attendance has been approved in advance by the Chairman of that Committee.
 - (i) With the exception of the Chair or Vice-Chair, for representing the County Board at a meeting at the County Board Chair's direction.
 - (j) For attending a conference with the County Executive at the specific request of the County Executive.
- (7) Per diem and expenses shall be reimbursed while attending meetings for the Winnebago County Board as follows:
- (a) Per Diem:
 - 1/2 day meeting (One or more\$40.00
meetings totalling 4 hours or less)
 - Full day meeting\$60.00
 - Monthly County Board Meeting\$60.00
 - Maximum allowable per diem per day ..\$60.00
 - (b) Mileage, Lodging and Meals - In accordance with Section 3.05 of the General Code of Winnebago County.
 - (c) Miscellaneous Expenses. Any claim for miscellaneous expenses such as telephone expenses or any expenses in excess of those allowed under Section 3.05 of this Code shall be supported by a billing statement.

- (8) In addition to the per diem eligibility set forth above, the County Board Chairman shall receive an annual salary of \$5,000 and the Vice Chairman shall receive an annual salary of \$1,500 for performing duties required by those positions.
- (9) Non-Supervisors who are duly appointed to serve on the following Committees, Boards and Commissions and who are not acting within the scope of their employment or office shall be eligible for the same per diem payments and expense reimbursements as Supervisors:
 - a. Board of Adjustment
 - b. Land Conservation Committee
 - c. Solid Waste Management Board
 - d. Committee on Aging
- (10) Effective Date. This ordinance shall be effective as of 4/21/98.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Albrecht to refer to the Judiciary & Public Safety Committee. Motion by Supervisor O'Brien and seconded to table. Ayes: 30. Nays: 7 - Pech, Frassetto, Footit, Arne, Diakoff, Kollath and Brennand. Excused: 1 - Lawson. TABLED.

RESOLUTION NO. 320-1197: Authorize Execution of Extension of Agreement With Outagamie County For Secured Juvenile Detention Facility

WHEREAS, Outagamie County has presently contracted with Winnebago County to provide secure juvenile detention facility services to Winnebago County; and

WHEREAS, Outagamie County has offered to extend this agreement for an additional period to run through December 31, 2003 at a rate of \$85.00 per bed per day for the first ten (10) beds, with the charge of \$85.00 per bed per day for any additional beds used in excess of ten (10) beds; and

WHEREAS, your undersigned Committee believes that said agreement is extremely reasonable and provides Winnebago County with secure juvenile detention facility services at a cost which is far less than the cost of Winnebago County constructing and staffing its own facility, taken into such consideration the cost of labor and transportation in relationship to this agreement.

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 execute an agreement with Outagamie County for Outagamie County to provide to Winnebago County secure juvenile detention facility services from January 1, 1998 through December 31, 2003 at a rate of \$85.00 per bed per day for ten (10) guaranteed beds and at an additional rate of \$85.00 per bed per day for any additional beds used beyond ten (10) beds. (A copy of the proposed agreement may be obtained from the office of the Winnebago County Corporation Counsel.)

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 1 - Crowley. Excused: 4 - Lauson, Lawson, Schaidler and Finch. CARRIED.

RESOLUTION NO. 321-1197: Authorize Winnebago County Executive to Negotiate and Execute Storm Sewer Easement to City of Oshkosh at Snell Road Landfill

WHEREAS, the City of Oshkosh has requested a permanent easement for the purpose of constructing a storm water sewer at the Snell Road Landfill; and

WHEREAS, the Solid Waste Management Board is responsible for management of the Snell Road Landfill on property owned by Winnebago County; and

WHEREAS, the Solid Waste Management Board has reviewed and determined that the proposed storm sewer easement will enhance storm water management on both the County and adjacent property owner(s) Land.

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 Snell Road Landfill property storm sewer easement with the City of Oshkosh, and to take whatever subsequent action is necessary, including the signing of any documents, so as to promote said storm sewer easement. 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: 36. Nays: 0. Excused: 2 - Lawson and Finch. CARRIED.

RESOLUTION NO. 322-1197: Adopt 1998 Revisions to the Winnebago County Administrative Salary Schedule and Amend Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the 1998 Revisions to the Winnebago County Administrative Salary Schedule, as set forth and described in the documents attached hereto, be, and they hereby are, adopted.

BE IT RESOLVED, that Chapter 1 of the Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County be amended so as to delete the following language: "Persons covered by individual employment agreements are subject to the terms and conditions of this handbook except as specified in the agreement," and to replace it with the following language: "Persons in a position covered by a Professional Employment Agreement or an Executive Employment Agreement are not subject to or covered by the terms and conditions of employment set forth in this handbook;" and,

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adopting of the 1998 Revisions to the Winnebago County Administrative Salary Schedule 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: 36. Nays: 1 - Footit. Excused: 1 - Lawson. CARRIED.

RESOLUTION NO. 323-1197: Authorize Funding for Membership in Fox-Wolf Basin 2000

WHEREAS, Fox-Wolf Basin 2000 is a broadly based, independent, not-for-profit organization dedicated to ensuring cost-effective public policy and private action to achieve and maintain high-quality surface waters in the Fox-Wolf River Basin, including the entire area of Winnebago County: and

WHEREAS, Fox-Wolf Basin 2000 provides counties and all communities within the basin a common means to establish a strong, basin-wide voice in communicating natural resource management needs and deliberating legislative issues in a proactive manner; and

WHEREAS, the success of Fox-Wolf Basin 2000 is largely dependent upon membership and financial support from throughout the basin; and

WHEREAS, Fox-Wolf Basin 2000 is requesting Winnebago County for \$3,517 as the cost of membership in the organization for 1998; and

WHEREAS, your Land Conservation Committee fully supports and recommends that Winnebago County establish membership in Fox-Wolf Basin 2000;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that it hereby authorizes expenditure of \$3,517 from the County General Fund for membership in Fox-Wolf Basin 2000.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 31. Nays: 5 - Frassetto, Montgomery, Footit, Arne and Rengstorf. Excused: 1 - Lawson. CARRIED.

ORDINANCE NO. 324-1197: Amend Section 8.05(9)(b)(1)(a) of the General Code of Winnebago County (Land Records Ordinance)

WHEREAS, the present Winnebago County Land Records Ordinance requires a certified survey map for dedication of a public right-of-way with regard to that area being dedicated as well as all parcels as to which the right-of-way was a part thereof; and

WHEREAS, requiring a certified survey map for all property described above would be extremely expensive to the public with regard to surveying costs, particularly on large road projects; and

WHEREAS, the proposed amendment to the Land Records Ordinance stated herein would require a certified survey map for only that property which is dedicated as public right-of-way, thus avoiding costly public expenses for surveying.

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

The creation of Section 8.05(9)(b)(1)(a) of the General Code of Winnebago County which shall read as follows:

8.05 LAND RECORDS

(9) GENERAL PROVISIONS.

(b) Recordable Documents.

1. Combining and Dividing Parcels.

- (a) A survey of the entire parent parcel shall be required only where the parent parcel is not presently described as part of a CSM or subdivision plat. Dedication of public right-of-way for Winnebago County or a local municipality shall require a CSM only for the area being dedicated.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that this Ordinance shall become effective as of the date following the date of its publication.

Submitted by:

PLANNING AND ZONING COMMITTEE

WITHDRAWN by Supervisor Schaidler.

RESOLUTION NO. 325-1197: Amend County Board Rules 20.3 and 20.4

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Section 20.3 and 20.4 of its Rules to read as follows:

20.3 Any and all compensation, expenses and other items listed on a Supervisor's expense sheet in accordance with County ordinance or resolution and State Statute shall be paid by the County, except those which are in excess of sums permitted by County ordinance or resolution and State Statute.

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.

Submitted by:

DAVID ALBRECHT, DIST. #11

COUNTY BOARD SUPERVISOR

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht asked that Line 11 be corrected by adding, "in which case the legal limit shall be paid upon approval by the County Board Chairman;" and Line 15 by adding "compensation and" after the words "precedent to." Vote on resolution as corrected -Ayes: 37. Nays: 0. Excused: 1 - Lawson. CARRIED.

RESOLUTION NO. 326-1197: Authorize Transfer of \$5,591 to Other Equipment - Capital Outlay Account from Wages and Benefits Accounts of Health Department Budget

WHEREAS, the Public Health Department has incurred a surplus in the WIC Salaries and Benefits Accounts during the 1997 budget year as a result of staff turnovers; and

WHEREAS, said salaries and benefits are fully funded by WIC Grant Funding; and

WHEREAS, permission has been obtained from that agency funding WIC salaries and benefits to use any surplus funding for the purchase of computer equipment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$4,150 from the Wages Account and \$1,441 from the Benefits Account of the Winnebago County Health Department WIC Program Budget to the Other Equipment - Capital Outlay Account of said budget for the purpose of purchasing computer equipment.

Submitted by:

BOARD OF HEALTH AND

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rankin and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Lawson and Finch. CARRIED.

RESOLUTION NO. 327-1197: Authorize Transfer of \$93,000 from General Fund Undesignated Fund Balance to Capital Outlays, Department of Community Programs (Purchase of Computer Equipment)

WHEREAS, funds were budgeted in 1998 for computerization of the Department of Community Programs; and

WHEREAS, the Department of Social Services is presently being computerized due to 75% funding being made available to that Department's computerization through the SACWIS program; and

WHEREAS, it would be prudent to computerize the Department of Community Programs at the same time as technicians are computerizing the Department of Social Services in that both departments are located within the same buildings and also in that computerizing both Departments at the same time would facilitate the efficient training of each Department's staff.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that \$93,000 be transferred from the General Fund, Undesignated Fund balance to the Capital Outlay Fund within the Department of Community Programs Budget for the purchase of computers, printers and a scanner to computerize that Department's operations.

Submitted by:

COMMUNITY PROGRAMS BOARD AND
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Lawson and Finch. CARRIED.

RESOLUTION NO. 328-1197: Approve Participation of Winnebago County in the Statewide Automated Child Welfare Information System for Wisconsin (SACWIS) and Approve the Acceptance of Grant Funds

WHEREAS, the State of Wisconsin is in the process of developing a new statewide automated child welfare information system (SACWIS); and

WHEREAS, Winnebago County has been invited by the State of Wisconsin to participate in the development of this system and to serve as one of nine counties in which the system will be implemented as a pilot project for testing and refinement purposes prior to statewide implementation; and

WHEREAS, as an incentive to Winnebago County to participate in the development and implementation of this program, the State of Wisconsin will provide Winnebago County with approximately \$295,355 in grant funds to cover a major portion of Winnebago County's costs associated with implementation of SACWIS; and

WHEREAS, the bulk of the anticipated cost to Winnebago County related to SACWIS are the costs of computer hardware (approximately \$106,497) staff training and support (approximately \$132,821) and two new permanent full time employment positions (approximately \$80,919).

NOW THEREFORE. BE IT RESOLVED, by the Winnebago County Board of Supervisors, that participation of Winnebago County in the Statewide Automated Child Welfare Information System for Wisconsin is approved; and

BE IT FURTHER RESOLVED, that grant funds in the amount of approximately \$235,609 be accepted from the State of Wisconsin for the purpose of reimbursing a major portion of Winnebago County's costs in developing and implementing the SACWIS program in Winnebago County.

Submitted by,
MURIEL CROWLEY, DIST. 26
COUNTY BOARD SUPERVISOR

Motion by Supervisor Crowley and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Wagner, Lawson and Finch. CARRIED.

RESOLUTION NO. 329-1197: Appropriate \$221,560 to Equipment - Capital Outlay Account of Winnebago County Department of Social Services Budget (Computer Equipment - SACWIS Project)

WHEREAS, Winnebago County has been given the opportunity to participate in the SACWIS Computer Project for statewide tracking of services provided to families; and

WHEREAS, as a test site for said project, Winnebago County shall receive funding in the amount of 75% of costs related to the purchase of equipment with regard to said project, if the equipment is purchased by September 30, 1997; and

WHEREAS, the County Executive previously authorized an emergency budget transfer of \$221,560 in relationship to the purchase of said equipment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$221,560 shall be transferred to the Equipment - Capital Outlay Account of the Winnebago County Department of Social Services Budget for the purchase of computer and related equipment with the funding to be transferred from the following sources:

- (1) \$188,485 from SACWIS Grant Revenue Account
- (2) \$33,075 from the Winnebago County General Contingency Fund.

Submitted by:
SOCIAL SERVICES BOARD AND
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Crowley and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Wagner, Lawson and Finch. CARRIED.

RESOLUTION NO. 330-1197: Authorization of Capital Outlay by Solid Waste Management Board (Purchase of Land Adjacent to Snell Road Landfill)

WHEREAS, the Department of Natural Resources has provided to the Solid Waste Management Board alternatives as to how to remediate ground contamination at the Snell Road Landfill; and

WHEREAS, the least costly method of remediation appears to be the purchase of land adjacent to the Snell Road Landfill site; and

WHEREAS, the Solid Waste Fund has sufficient funds within its fund balance (Reserves), to pay for any such land purchase.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Solid Waste Management Board to appropriate said funds from the Capital Outlay Account of the Solid Waste Fund as it may deem necessary for the purchase of land adjacent to the Snell Road Landfill.

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

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Wagner, Lawson and Finch. CARRIED.

RESOLUTION NO. 331-1197: Approve the Nonpoint Source Control Plan and Authorize Grant Application for the Fond du Lac River/Winnebago West Priority Watershed Project

WHEREAS, the Fond du Lac River/Winnebago West Priority Watershed Project, authorized and funded through the Wisconsin Nonpoint Source Water Pollution Abatement Program (Sec. 144.25 Wis. Stats., and Chapter NR 120, Wisconsin Administrative Code), was previously accepted by the Winnebago, and Fond du Lac County Boards (10/95); and

WHEREAS, the Winnebago County Land and Water Conservation Department, the Fond du Lac County Land

Conservation Department, and the Watershed Project Citizen's Advisory Committee, along with the Wisconsin Department of Natural Resources and the Wisconsin Department of Agriculture, Trade and Consumer Protection, worked cooperatively to prepare a pollution control plan for the Watershed Project; and

WHEREAS, said plan assess nonpoint sources of pollution throughout the watershed; identifies Best Management Practices needed to control those pollutants; and guides the voluntary implementation of those practices by landowners in an effort to achieve specific water quality and water resource improvement goals; and

WHEREAS, upon approval of the watershed plan, Wisconsin Nonpoint Source Grant funds will be made available to landowners, through the County Land and Water Conservation Department, in the form of cost share assistance for purposes of installing Best Management Practices; and

WHEREAS, the Wisconsin Nonpoint Source Grant amount for Winnebago County in 1998, estimated at \$100,000, is to be budgeted within the Land and Water Conservation Department Fund 42272-7131: NPS Grant Revenue Account.

NOW, THEREFORE, BE IT RESOLVED, that the Winnebago County Board of Supervisors does hereby approve the Nonpoint Source Pollution Control Plan and authorizes the Nonpoint Source Grant application for the Fond du Lac River/Winnebago West Priority Watershed Project.

BE IT FURTHER RESOLVED, that the Chairman of the Winnebago County Board is hereby authorized to notify the Wisconsin Department of Natural Resources of the Board's action, and that said notification be accompanied by a copy of this resolution.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Wagner, Lawson and Finch. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn until December 16, 1997. CARRIED BY VOICE VOTE. Meeting adjourned at 8:30 P.M.

Respectfully submitted,

Susan T. Ertmer

Deputy Winnebago County Clerk

State of Wisconsin)
County of Winnebago) ss

I, Susan T. Ertmer, Deputy 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 18, 1997.

Susan T. Ertmer
Deputy Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, DECEMBER 16, 1997

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 Supervisor Metzger.

Supervisor Lauson moved and it was seconded to accept the minutes of October 21, November 3-5, and November 18, 1997. Supervisor Widener asked that Page 235 be corrected by capitalizing the words, "exchange club." **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda with the change of order of the resolutions, so that Resolution No. 338-1297 be presented prior to Resolution No. 332-1297. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Petition for Zoning Amendment from Dennis W. Beyersdorf for change from M-1 to B-3 for trailer assembly and retail sales of trailers and related accessories was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Robert F. Reider for change from A-1 to A-2 for a single family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Scott T. Ernst for change from A-2 to R-1 for a single family residence was referred to the Planning & Zoning Committee.

A notice of claim from Terry D. Mueller regarding payment for contract with the Winnebago County Department of Social Services was referred to Personnel & Finance Committee.

Linda Wolfe, County Clerk, announced that she had received a tentative schedule for the NACo 1998 Legislative Conference to be held February 27 - March 3, 1998, in Washington, D.C. She has registration forms available for those supervisors who are interested in attending.

COMMITTEE REPORTS

Supervisor Wagner reported that the Property Management & Maintenance and Judiciary & Public Safety Committees met to discuss the proposed new jail. She explained that cuts are being made to bring costs down. She told the Board that the Kimme representatives working on this project have been very helpful and good to work with. The jail project will be on the agenda for the January 6, 1998, Special Orders Session.

Supervisor Barker thanked the All City Senior Scouts and the Brownies from Merrill and Read Schools for their participation in decorating the Christmas tree in the Courthouse lobby.

Supervisor Robl reported that he and Supervisor Kramer recently attended the East Wisconsin Counties Railroad Consortium meeting. He told the Board that Winnebago County is the only county in the consortium who has not budgeted for the grant for Wisconsin and Southern Railroad.

Supervisor Lauson announced that there will not be a Legislative Committee meeting in December. Their next meeting will be held on January 26, 1998. He also reported that the Parks & Recreation and Property Management & Maintenance Committees met to discuss possible uses for the Sunnyview building. They decided to wait one year before making that decision.

Supervisor Troxell announced that he brought a cake in celebration of his and Helen's fiftieth wedding anniversary. He also thanked Mrs. Wolfe for the banners hanging in the Board room. He also congratulated Mrs. Wolfe for her numerous NACo awards.

Supervisor Wagner thanked Chuck Orenstein, Finance Director, for his financial options report.

PUBLIC HEARING

David Dexter, publisher of the Neenah Citizen, spoke in opposition to Resolution No. 334-1297, "Designate Official Newspaper and Newspapers for Election Notices."

Walter Chrapla, 721 Mitchell Street, Neenah, spoke in opposition to Resolution Nos. 332-1297, "Provide Loan to City of Menasha for Development of Midway Business Park," and 333-1297, "Provide Loan to Town of Menasha for the Development of a Light Industrial Park."

Chuck Larson, 2842 West Lone Elm Avenue, Oshkosh, opposes the requested zoning change in Report No. 001, Amendatory Ordinance No. 12-01-97.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey told the Board that the completion of the Coughlin Building is back on track. They hope to be in the building near the original completion date. She explained that this extra time has give the Information Systems and other departments an opportunity to work on other projects, such as moving the Maintenance Department to the old highway building on Knapp Street. The County is still negotiating with the DNR regarding space at the new Coughlin Building. Executive Van De Hey said that invitations will be sent out announcing the grand opening of the Coughlin Building.

Executive Van De Hey complimented Chairman Maehl and Linda Wolfe on the County Board Christmas party. She stated it was well attended and a very nice time.

Executive Van De Hey told the Board that she opposed Resolution No. 334-1297, "Designate Official Newspaper and Newspapers for Election Notices."

Executive Van De Hey spoke in support of Resolution No. 335-1297, "Authorize Transfer of \$37,700 from Clinical Services—Fees Item of 1997 Community Programs Budget (Security Improvements Project—Human Services Building)."

COUNTY EXECUTIVE'S APPOINTMENTS

GRIEVANCE REVIEW BOARD

Executive Van De Hey asked for the Board's confirmation of her appointment of Leroy Dahms to the Grievance Review Board. This is a five-year term commencing on January 1, 1998, and expiring on December 31, 2003. A motion was made by Supervisor O'Brien and seconded to approve. CARRIED BY UNANIMOUS VOICE VOTE.

**RE-APPOINTMENT OF
EMERGENCY GOVERNMENT DIRECTOR**

Executive Van De Hey asked for the Board's confirmation of her re-appointment of Donald Kujawa as Emergency Government Director. This would be for a one-year term expiring on December 31, 1998. A motion was made by Supervisor O'Brien and seconded to approve. CARRIED BY UNANIMOUS VOICE VOTE.

WINNEFOX LIBRARY SYSTEM BOARD

Executive Van De Hey asked for the Board's confirmation of her appointment of Dorothy Nimmer to the Winnefox Library System Board. This is a three-year term commencing on January 1, 1998, and expiring on December 31, 2001. Ms. Nimmer will replace Penny Ratchman, who did not seek re-appointment. A motion was made by Supervisor O'Brien and seconded to approve. CARRIED BY UNANIMOUS VOICE VOTE.

WINNEFOX LIBRARY SYSTEM BOARD

Executive Van De Hey asked for the Board's confirmation of her appointment of Ken Ochalla to the Winnefox Library System Board. This is a three-year term commencing on January 1, 1998, and expiring on December 31, 2001. Mr. Ochalla will replace Eileen Palacek who did not seek re-appointment. A motion was made by Supervisor Pech and seconded to approve. CARRIED BY UNANIMOUS VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl read a thank you note addressed to the Board from Lucille King. Mrs. King thanked them for their floral arrangement and for their presence at Orrin's visitation and funeral.

Chairman Maehl extended "happy birthday" wishes to Supervisors Kozickowski and Brennand and Sue Winninghoff, Register of Deeds.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS

**APPOINTMENT TO COUNTY BOARD
SUPERVISORY DISTRICT NO. 13**

Chairman Maehl asked for confirmation of his appointment of Connie Owens Schulz to County Board Supervisory District No.

13. She will replace Supervisor Frassetto, who has resigned. Her term would begin immediately and end on April 21, 1998.

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

Ms. Schulz was given the Oath of Office by Chairman Maehl.

APPOINTMENT TO THE PARKS & RECREATION COMMITTEE

Chairman Maehl asked for confirmation of his appointment of Supervisor Donald Arne to the Parks & Recreation Committee. He will replace Supervisor Frassetto, who has resigned. Mr. Arne's term would begin immediately and end on April 21, 1998.

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

APPOINTMENT TO THE PERSONNEL & FINANCE COMMITTEE

Chairman Maehl asked for confirmation of his appointment of Supervisor Gene Troxell to the Personnel & Finance Committee. He will replace Supervisor Frassetto, who has resigned. Mr. Troxell's term would begin immediately and end on April 21, 1998.

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

APPOINTMENT TO THE AVIATION COMMITTEE

Chairman Maehl asked for confirmation of his appointment of Connie Owens Schulz to the Aviation Committee. She will replace Supervisor Troxell who was transferred to the Personnel & Finance Committee. Her term would begin immediately and end on April 21, 1998.

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

APPOINTMENT TO THE PERSONNEL & FINANCE COMMITTEE

Chairman Maehl asked for confirmation of his appointment of Supervisor James Lauson to the Personnel & Finance Committee. He will fill the vacancy created by the recent death of Supervisor Putzer. Mr. Lauson's term would begin immediately and end on April 21, 1998.

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

APPOINTMENTS TO THE INFORMATION SYSTEMS COMMITTEE

Chairman Maehl asked for confirmation of his appointments of Supervisor Herbert Kramer and Mr. Bruce Hagen, a civilian advisor, to the Information Systems Committee.

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

FINANCING OPTIONS REPORT - CHUCK ORENSTEIN

Chuck Orenstein, Finance Director, presented his Financing Options Plan, which discusses, "debt versus immediate payment for capital projects." He explained the three ways to finance capital spending and discussed the pros and cons of each.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to M-2 for an existing auto repair business. Motion by Supervisor Schaidler and seconded to accept recommendation to DENY. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-01-97. A request from Lorenz Rangeloff for change from M-1 (Light Industrial & Office District) to M-2 (Heavy Industrial District). Motion by Supervisor Schaidler and seconded to DENY. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT. NO. 002. A report from Planning & Zoning Committee re: rezoning to A-2 for construction of a single family residence. Motion by Supervisor Schaidler and seconded to accept recommendation to DENY. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-02-97. A request from William Doemel for change from A-1 (Agri-Business District, Farmland Preservation) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to DENY. CARRIED BY VOICE VOTE. (2 NAYS)

REPORT. NO. 003. A report from Planning & Zoning Committee re: rezoning to R-1 for construction of a single family residence and to B-3/HB for use of existing buildings for mini-storage. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-03-97. A request from Quentin Gerlach for change from B-3 (General Business District) to R-1 (Rural Residential District, Single Family, non-subdivided) and B-3/HB General Business District (Highway Business Overlay). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT. NO. 004. A report from Planning & Zoning Committee re: rezoning to M-1 for existing mini-storage and future use for outside storage. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-04-97. A request from Pine Investments for change from B-3 (General Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT. NO. 005. 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 UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-05-97. A request from Timothy and Janine Ruedinger 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 UNANIMOUS VOICE VOTE.

REPORT. NO. 006. A report from Planning & Zoning Committee re: rezoning to R-1 for sale to an adjoining residential lot owner. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-06-97. A request from John Paulus for 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 UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 07. A request from the Town of Omro on behalf of Daniel Sterman for zoning change from Commercial, Agricultural, Residential to CSM Lot 1 to Agricultural & CSM Lot 2 to Commercial . Motion by Supervisor Rankin and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 08. A request from the Town of Rushford on behalf of Loren Stokes for zoning change from Agriculture 1 to Agriculture 2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 09. A request from the Town of Rushford on behalf of Shelly Boehning for zoning change from Agriculture 2 to Agriculture 3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 332-1297: Provide Loan to City of Menasha for Development of Midway Business Park

WHEREAS, the City of Menasha has made a loan request to the Winnebago Industrial Development Board for the purpose of developing the Midway Business Park; and

WHEREAS, Winnebago County and its Industrial Development Board are empowered to make such loans pursuant to the authority vested by Sec. 59.57(2)(f)(4), Wisconsin Statutes; and

WHEREAS, the City of Menasha projects that assisting such business park development shall generate new jobs and create additional new tax base within the 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 the 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 \$80,000 shall be made available to loan to the City of Menasha with such loan agreement to be for a period of five (5) years and at an interest of 1/2 of the prime rate on the date that said 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 City of Menasha for this project and for said loan.

Submitted by:
INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Sundquist and seconded to adopt. Ayes: 35. Abstain: 1 - Kramer. Excused: 1 - Metzger. CARRIED.

RESOLUTION NO. 333-1297: Provide Loan to Town of Menasha for the Development of a Light Industrial Park

WHEREAS, the Town of Menasha has made a loan request to the Winnebago Industrial Development Board for the purpose of developing the infrastructure in relationship to the development of a 21.6 acre light industrial park; and

WHEREAS, Winnebago County and its Industrial Development Board are empowered to make such loans pursuant to the authority vested by Sec. 59.57(2)(f)(4), Wisconsin Statutes; and

WHEREAS, the Town of Menasha projects that assisting such business park development shall generate new jobs and create additional new tax base within the 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 the 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 \$80,000 shall be made available to loan to the Town of Menasha with such loan agreement to be for a period of five (5) years and at an interest of 1/2 of the prime rate on the date that said 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 Town of Menasha for this project and for said loan.

Submitted by:
INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Sundquist and seconded to adopt. Ayes: 35. Abstain: 1 - Kramer. Excused: 1 - Metz. CARRIED.

RESOLUTION NO. 334-1297: Designate Official Newspaper and Newspapers for Election Notices

WHEREAS, Wisconsin Statutes 10.04(2)(a) provides that County Clerks shall publish election notices in all newspapers published within the county that qualify under Ch. 985 unless the County Board provides otherwise by resolution; and

WHEREAS, Wisconsin Statute 10.04(2)(b) provides that the governing body of a municipality may authorize by resolution the publication of election notices in more than one newspaper and the resolution may name the newspapers in which all election notices shall appear.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Oshkosh Northwestern be the official newspaper for Winnebago County for all notices and publications; and

BE IT FURTHER RESOLVED that the Oshkosh Northwestern and Appleton Post-Crescent be the newspapers in which all election notices shall be published.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Motion by Supervisor Rengstorf and seconded to amend Line 17 by deleting "and", and inserting a comma; and on Line 18 after "Post Crescent" inserting ", Winneconne News, Omro Herald and the Neenah Citizen." Vote on Amendment - Ayes: 25. Nays: 11 - Kollath, Pech, Schulz, Sundquist, Troxell, Payne, Lawson, Crowley, Hue, Diakoff and Rankin. Excused: 1 - Metz. CARRIED. Motion by Supervisor O'Brien and seconded to refer back to Committee for printing costs and circulation figures. CARRIED BY VOICE VOTE.

RESOLUTION NO. 335-1297: Authorize Transfer of \$37,700 From Clinical Services - Fees Item of 1997 Community Programs Budget (Security Improvements Project - Human Services Building)

WHEREAS, for the past two years, Keith Laux and Dennis Wendt have met and worked with the Winnebago County Sheriff's Department with regard to making recommendations in

relationship to security improvements and safety improvements at the Winnebago County Human Services Building in Oshkosh; and

WHEREAS, unexpected revenues in the Clinical Services Account of the Winnebago County Department of Community Programs Budget would allow said projects to be accomplished without additional use of tax levy funds; and

WHEREAS, the Winnebago County Community Programs Board believes that said improvements are in the best interest of the employees of Winnebago County and those using the Winnebago County Human Services Building.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the sum of \$37,700 be transferred from the Clinical Services - Fees Account of the Winnebago County Community Programs Budget to the following accounts within that budget:

Small Equipment	-	\$ 12,100
Guards, Rails & Posts	-	\$ 3,070
Signs, Parts & Supplies	-	\$ 4,680
Electrical Fixtures	-	\$ 15,000
Concrete and Clay	-	\$ 560
Maintenance-Grounds	-	\$ 2,290

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the transfer of said funds shall be utilized for the security improvements which are detailed in that report which is attached herewith as a part of this resolution.

Submitted by:

COMMUNITY PROGRAMS BOARD
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 36. Nays: 0. Excused: 1 - Metzsig. CARRIED.

ORDINANCE NO. 336-1297: Create Section 1.12 of the General Code of Winnebago County (Per Diem, Mileage Expenses Reimbursement: County Board of Supervisors)

WHEREAS, Section 59.10(3)(f) and Section 66.196, Wisconsin Statutes requires that the County Board of Supervisors establish ~~*before the earliest time for filing nomination papers~~ the total annual compensation for services to be paid to an officer by ordinance or resolution including per diem expenses and other forms of compensation for services rendered; and

WHEREAS, your undersigned Supervisor believes that it would be in the best interest of Winnebago County and all Winnebago County Board Supervisors that an ordinance be created which will establish and memorialize that compensation to be paid to Winnebago County Board Supervisors for the upcoming terms and for terms thereafter unless amended by the Winnebago County Board of Supervisors.

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

The creation of Section 1.12 of the General Code of Winnebago County which shall read as follows:

ORDINANCE: Create Section 1.12 of the General Code of Winnebago County (Per Diem, Mileage Expenses Reimbursement: County Board of Supervisors)

1.12 Per Diem and Mileage Expense Reimbursement: County Board of Supervisors (1) **AUTHORITY.** This section of the Code is adopted under the authority granted by Section 59.10(3)(f) through (h) and 59.13(2), Wisconsin Statutes.

(2) **DEFINITIONS.**

- (a) "Committee meeting" as used in this ordinance shall mean (1) the convening of a standing select or special committee of the County Board of subcommittee thereof for duly authorized purposes pursuant to Subchapter 5 of Chapter 19, Wisconsin Statutes and the Rules of the County Board wherein an agenda is published, quorum is present and regular business is conducted; or
- (b) The attendance by a supervisor at any school, institute, conference or meeting which the County Board or the Chairperson of the County Board, or the Vice Chairperson in the Chairperson's absence, directs him or her to attend; or
- (c) The attendance by a supervisor at a meeting of any other board, council, commission or committee, without enumeration, to which he or she has been appointed by the County Board or by the Chairperson thereof as the official permanent County representative, and at meetings of subcommittees thereof to which said supervisor has been appointed by the Chairperson of such body.

- (3) Each Board Supervisor shall be responsible for compiling his or her own expense sheet for payment by the County of per diem, mileage and other expenses.
- (4) Claims for expenses or for per diem reimbursement not submitted to the office of the County Board Chairperson before the first Monday of each month shall not be processed for payment in that month.
- (5) The County's Personnel Department shall develop an expense and per diem reimbursement sheet, subject to the approval of the Personnel and Finance Committee, which shall be used by all supervisors to submit claims for compensation and/or expenses pursuant to this ordinance. Subject to the approval of the County Board Chairperson, or the Vice Chairperson if the Chairperson is unavailable, claims for expenses and per diem reimbursement shall be paid by the County, except those claims which are in excess of sums permitted by County Ordinance or State Statute. No claim shall be made by any supervisor for expense or per diem reimbursement which said supervisor has not actually incurred or earned.
- (6) Supervisors shall be eligible for per diem and expense reimbursement for attending the following:
 - (a) Regular meetings of the County Board of Supervisors;
 - (b) Regular meetings of any committee of jurisdiction of the County Board to which the supervisor has been duly appointed;
 - (c) Attendance of any "committee meeting" as that term is defined within this Ordinance, or requested presence by the County Board Chairperson to represent the County;
 - (d) For attending a conference with the County Executive at the specific request of the County Executive.
- (7) Per diem and expenses shall be reimbursed while attending meetings for the Winnebago County Board of Supervisors as follows:
 - (a) Per Diem
 - 1/2 day meeting (One or more \$40.00
meetings totaling 4 hours or less)
 - Full day meeting \$60.00
 - Monthly County Board Meeting \$60.00
 - Maximum allowable per diem per day . . \$60.00

- (b) Mileage, Lodging and Meals - In accordance with Section 3.05 of the General Code of Winnebago County.
- (8) No County Board Supervisor may claim more than one per diem for each day of service as a County Board Supervisor.
- (9) In addition to the per diem eligibility set forth above, the County Board Chairman shall receive an annual salary of \$5,000 and the Vice Chairman shall receive an annual salary of \$1500.00 for performing duties required by those positions.
- (10) Non-supervisors who are duly appointed to serve on the following committees, boards and commissions who are not acting within the scope of their employment or office in so doing shall be eligible for the same per diem payments and expense reimbursements as supervisors:
- (a) Board of Adjustment
 - (b) Land Conservation Committee
 - (c) Solid Waste Management Board
 - (d) Committee on Aging
 - (e) Health Board
 - * (f) Public Safety Building Board - Member at Large
 - * (g) Information Systems Committee

No per diem is allowed for civilians serving on an ad hoc and/or advisory committee.

- (11) EFFECTIVE DATE. This ordinance shall be effective as of April 21, 1998.

Submitted by:

JOSEPH N. MAEHL, DIST. #6
DAVID ALBRECHT, DIST. #11
COUNTY BOARD SUPERVISORS

***Amendments**

Motion by Supervisor Maehl and seconded to adopt. Motion by Supervisor Diakoff and seconded to suspend County Board Rule No. 5.8. CARRIED BY VOICE VOTE. Supervisor Maehl asked that the resolution be corrected by striking the words, "before the earliest time for filing nomination papers" on Lines 9 & 10. Motion by Supervisor Arne and seconded to amend Line 69 by deleting

"and" and inserting a comma after "Lodging", and adding, "and other expenses." LOST. Motion by Supervisor Diakoff to delete Lines 55-58, which read as follows: "Attendance of any 'committee meeting' as that term is defined within this Ordinance, or requested presence by the County Board Chairperson to represent the County;". No second. Motion by Supervisor Sundquist and seconded to add item "(f) Public Safety Building Board - member at large" after Line 85. CARRIED BY VOICE VOTE. Motion by Supervisor Brennand and seconded to add item "(g) Information Systems Committee" after Line 86. CARRIED BY VOICE VOTE. Vote on Ordinance as amended - Ayes: 36. Nays: 0. Excused: 1 - Metzig. CARRIED.

RESOLUTION NO. 337-1297: Authorize Contract with Dr. Westscot Krieger (Jail Health Care Services)

WHEREAS, the Winnebago County Health Department has previously contracted with Dr. Westscot Krieger to provide jail health care services to prisoners being held within the Winnebago County Jail; and

WHEREAS, your undersigned Board desires to enter into a two year agreement with Dr. Krieger; and

WHEREAS, a tentative agreement has been reached between Winnebago County and Dr. Krieger, subject to the approval of the Winnebago County Board of Supervisors, whereby Dr. Krieger would be compensated at the rate of \$2188.00 per month during the 1998 calendar year and at the rate of \$2254.00 per month during the 1999 calendar year to provide jail health care services to prisoners and to be on 24 hour call with regard to any issues related to the health care of prisoners within the Winnebago County Jail; and

WHEREAS, your undersigned Board believes that it is advisable to enter into said agreement at the present time and that the rate of compensation provided to Dr. Krieger is fair and at the going market rate.

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 contractual agreement between Dr. Westscot Krieger and Winnebago County wherein Dr. Westscot Krieger shall provide jail health care services and 24 hour call physician services to the Winnebago County Health Department in relationship to the Winnebago County Jail at the rate of \$2188.00 per month for the

1998 calendar year and \$2254.00 per month for the 1999 calendar year.

Submitted by:
BOARD OF HEALTH

Motion by Supervisor Rankin and seconded to adopt. Ayes: 36. Nays: 0. Excused: 1 - Metzsig. CARRIED.

RESOLUTION NO. 338-1297: Create One Full-Time Position of Coordinator-Volunteers in Probation and One Half-Time Position of Coordinator-Teen Court Within the Circuit Courts and Transfer Funds Within the Budget of the Clerk of Courts

WHEREAS, for the past year, services in the area of Volunteers in Probation and Teen court have been provided to Winnebago County on a contractual basis by Lutheran Social Services; and

WHEREAS, at this point in time, it has been determined that these services could be better provided by an in-house staff rather than by a subcontractor; and

WHEREAS, in order to carry out the program objectives one full-time position of Coordinator-Volunteers in Probation is needed to oversee the Volunteers in Probation Program and one (50%) part-time position of Coordinator - Teen Court is needed to oversee the Teen Court Program.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that there be, and hereby are created, one full-time position of Coordinator-Volunteers in Probation and one part-time position of Coordinator-Teen Court in the Table of Organization of the Circuit Courts; and

BE IT FURTHER RESOLVED, that funds to cover the cost of these positions and related program expenses in the amount of \$69,000 be transferred from within the budget of the Clerk of Courts.

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 29. Nays: 7 - Klitzke, Brown, Troxell, Lawson, Kramer, Schaidler and Hue. Excused: 1 - Metzsig. CARRIED.

RESOLUTION NO. 339-1297: Disallow Claim of Deanna and Donald Miller

WHEREAS, your Personnel and Finance Committee has had the claim of Deanna and Donald Miller 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 Deanna and Donald Miller dated November 14, 1997, 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. 340-1297: Disallow Claim of Joan Kadlec

WHEREAS, your Personnel and Finance Committee has had the claim of Joan Kadlec 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 Joan Kadlec dated November 13, 1997, 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. 341-1297: Approve Appraisals of Tax Deeded Properties

WHEREAS, Section 3.03(1)(a) of the 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 1997 have been made; and

WHEREAS, the parcel numbers, legal descriptions and appraised values of said tax deeded properties are as follows:

Parcel #802-0618-13
City of Neenah, Second Ward
A PT OF LOT 7 IN J H PECKHAM ADDN
Appraised Value \$4,000

Parcel #806-0804-01
City of Neenah, Sixth Ward
GREEN ACRES
S 5 FT OF LOT 27 BLOCK 7
Appraised Value \$ 625.00

Parcel #912-1963
2107 Jackson Street
City of Oshkosh, Twelfth Ward
S11 T18 R16
N 110 FT OF THE S 140 FT OF THE
W 175 FT OF THE E 215 FT OF THE
NE 1/4 SE 1/4, EXCEPTING PT IN
DOC 759529
Appraised Value \$75,000.00

WHEREAS, the appraisal values of said properties as provided by the appraisers 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 the delinquency pursuant to an In Rem judgment entered during 1997. 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: 35. Nays: 0. Excused: 2 - Crowley and Metzgi. CARRIED.

RESOLUTION NO. 342-1297: Authorize Execution of Lease Agreement Between Winnebago County and Great Lakes Aviation Ltd. d/b/a United Express

WHEREAS, Great Lakes Aviation, Ltd. operates commercial air service at Wittman Regional Airport as United Express Airlines; and

WHEREAS, Great Lakes Aviation, Ltd. desires to extend its lease of premises at Wittman Regional Airport for an additional two (2) year period; and

WHEREAS, your undersigned Aviation Committee has reviewed the terms of the attached proposed lease agreement and believes that said terms are fair and equitable.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and authorizes the Winnebago County Executive and Winnebago County Clerk to execute an airport and airport facilities lease agreement between Winnebago County and Great Lakes Aviation Ltd. for a term commencing on January 1, 1998 and concluding on December 31, 1999 pursuant to those terms which are included in the attached lease agreement which is made a part of this resolution by reference.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 1 - Metzgi. CARRIED.

RESOLUTION NO. 343-1297: Authorize Amendment to Ground Lease Agreement Between Winnebago County and John Monnett

WHEREAS, Winnebago County and John Monnett entered into a lease agreement dated August 1, 1993 for premises located at Wittman Regional Airport; and

WHEREAS, John Monnett wishes to amend said lease to add approximately an additional 4,640 square feet to the leased premises so as to comprise a total leased premises of 10,000 square feet of land; and

WHEREAS, Winnebago County is willing and able to amend said lease agreement to provide for said additional leased space at a rate of \$.08 per square foot per year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an amendment to the ground lease agreement between Winnebago County and John Monnett at Wittman Regional Airport so as to lease to Mr. Monnett approximately an additional 4,640 square feet of property at the rate of \$.08 per square foot per year. A copy of said amendment to said lease agreement is herewith attached and incorporated as a part of this resolution.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 1 - Metzsig. CARRIED.

RESOLUTION NO. 344-1297: Authorize Acceptance and Appropriation of Grant to Winnebago County Sheriff's Department from State of Wisconsin (Cardscan Fingerprint Machine)

WHEREAS, the State of Wisconsin, Office of Justice Assistance has awarded a grant in the amount of \$24,142.00 to the Winnebago County Sheriff's Department for the purchase of a Cardscan Fingerprint Machine; and

WHEREAS, Winnebago County is required to match the grant with an appropriation in the amount of \$2,414.20; and

WHEREAS, money is available within the Winnebago County Sheriff's Department's Budget at the present time for the purchase of said machine; and

WHEREAS, your undersigned Committee believes that it is in the best interest of Winnebago County to accept said grant and to appropriate said grant funds to the Capital Improvements Account of the Winnebago County Sheriff's Department.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves acceptance by the Winnebago County Sheriff's Department of a grant from the State of Wisconsin, Office of Justice Assistance in the amount of \$24,142.00 for the purpose of purchasing a Cardscan Fingerprint Machine.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the above-referenced grant funds received by the Winnebago County Sheriff's Department be appropriated to the Capital Improvements Account of the Winnebago County Sheriff's Department Budget for the purpose of purchasing a Cardscan Fingerprint Machine.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes:
36. Nays: 0. Excused: 1 - Metzsig. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn
until Tuesday, January 6, 1998 at 6 P.M. CARRIED BY VOICE VOTE.
Meeting adjourned at 9:25 P.M.

Respectfully submitted,
Susan T. Ertmer
Deputy Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Susan T. Ertmer, Deputy 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.

Susan T. Ertmer
Deputy Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING**

TUESDAY, JANUARY 6, 1998

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 - Pech and Crowley.

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

COMMUNICATIONS, PETITIONS, ETC.

County Clerk Wolfe advised supervisors that the February County Board meeting will be held on February 24, 1998 and the March Special Orders of Business Meeting will be held March 10, 1998. She advised there will be seven contested County Supervisory races, with two districts having primaries: District 13 and District 18. There are no candidates in District 16. A thank you note from Mrs. Robert Putzer for the flowers was read and filed. The 1998 mileage rate increased to \$.325 on January 1, 1998. The National Association of Counties Legislative Conference will be held February 27-March 3, 1998 in Washington, D.C. Registration must be made by January 16th. The Wisconsin Counties Association Policy Exchange will be held February 10, 1998 in Madison. Registration must be made by January 30th. The Wisconsin Counties Association is holding a seminar entitled "The Present and Future of Child Support Enforcement" on January 26, 1998 in Wausau. The registration deadline is January 16th.

COMMITTEE REPORTS

Supervisor Barker commended the Post-Crescent and Oshkosh Northwestern on their articles regarding the watershed. She stated a German Winterfest will be held on February 1, 1998 from 1-5 P.M. at Germania Hall in Menasha, with a German heritage band. Tickets are available from her. Connie Owens Schulz advised that Channel 10 is covering the City Council meeting this evening. The City Council may change their meetings to Thursdays to avoid these conflicts. She advised the Cable Advisory Commission is meeting on January 7th at 4 P.M. at City Hall regarding free speech for candidates running for office. She will check into Channel 10 taping the County Board meetings and having them shown on Cable TV throughout the county. The Cable Advisory Commission is paid by fees from the City of Oshkosh residents subscribing to cable TV. She advised there is a hearing tomorrow on SB 32 regarding changes in the Wisconsin Retirement System. She stated it will affect the county's unfunded liability. Supervisor Montgomery asked that someone from the Wisconsin Retirement System attend the next Legislative Committee meeting to discuss this.

COUNTY EXECUTIVE'S REPORT

County Executive Van De Hey advised that Governor Thompson will be at the Oshkosh Correctional Center tomorrow at 10:30 A.M. and invited supervisors to be there. The DNR addition to the Coughlin building is coming along at a reasonable pace. The James P. Coughlin Building will be dedicated on January 28, 1998 at 10:30 A.M. Invitations will be sent out. Robert Putzer's son, David, was presented with a plaque in memory of his father's service on the County Board, and flowers for Mrs. Putzer.

APPOINTMENTS

APPOINTMENT OF EMERGENCY GOVERNMENT DIRECTOR

At the December County Board meeting, the County Executive appointed Donald Kujawa as Emergency Government Director for one year, when it should have been four years. She asked that the County Board re-confirm this appointment for a four-year term. Motion by Supervisor Lauson and seconded to confirm. CARRIED BY VOICE VOTE.

**APPOINTMENT TO THE SOLID WASTE
MANAGEMENT BOARD**

Executive Van De Hey appointment Supervisor Patrick Brennand to fill the unexpired term of Robert Putzer on the Solid Waste Management Board. Mr. Brennand's term will begin immediately and expire on April 20, 1999. Motion by Supervisor Kramer and seconded to confirm. CARRIED BY VOICE VOTE.

PUBLIC HEARING

Mike Schlimm, Town Supervisor from the Town of Winchester spoke on land use planning. He would like the County Board to allow the towns to make their own plans. He asked the county to consider working with the Towns Association on this.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl read an article on the history of a fire in the old Courthouse many years ago. He read a letter from Mayor Laux, City of Menasha, thanking the Industrial Development Board for the loan. The East Central Wisconsin Regional Planning Commission is preparing a list and inventory of land use planning for the Highway 45 relocation plan. He advised the County Board Speakers' Bureau gave 33 speeches in 1997 and that it has been a very positive program. He urged supervisors to read Representative Judy Klusman's report on legislative issues.

**APPOINTMENT TO COUNTY SUPERVISORY
DISTRICT #20**

Chairman Maehl asked for confirmation of Robert Warnke, 426 W. 16th Avenue, Oshkosh, WI to fill the vacancy created by the death of Robert Putzer in County Supervisory District #20. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE. Chairman Maehl gave the Oath of Office to Mr. Warnke.

**APPOINTMENT TO COMPREHENSIVE PLANNING
ADVISORY COMMITTEE**

Chairman Maehl asked for confirmation of Supervisor Robert Warnke to the Comprehensive Planning Advisory Committee. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE.

APPOINTMENT TO HIGHWAY COMMITTEE

Chairman Maehl asked for confirmation of Supervisor Robert Klitzke to the Highway Committee, for a term beginning immediately and ending April 21, 1998. Motion by Supervisor Kramer and seconded to adopt. CARRIED BY VOICE VOTE.

WASHINGTON UPDATE

Marlene Mielke, Representative of Senator Herb Kohl, gave a report on a typical day in the life of Senator Kohl. He is an early riser, reads several newspapers and periodicals each morning. He arrives in his office before the staff. He meets with many Wisconsin visitors annually. He spends a great deal of time in subcommittee meetings and hearings, and on the Senator floor. She stated he is not a Washington "insider". He comes back to Wisconsin most every week-end. Marlene's job is very busy and challenging with not enough hours in the day. She detailed many issues in the Second Session of the Senate to be discussed: ISTEPA, Budget Surplus, Tax Reform, Reforming Medicare, etc. She feels the issue of designating the Fox River as a Heritage River will not be discussed soon because of the other issues pending. She believes some form of the McCain-Feingold campaign finance reform bill will be passed. Senator Kohl supported welfare reform, and to make it work, child care and transportation must be addressed. Since this is election year, they will adjourn on October 9th.

Supervisor Finch asked about the Notch Fairness Act regarding people born between 1917-1926 receiving less Social Security benefits than others. Ms. Mielke responded there is a bill like this before every Congress, but seldom gets passed. She will send a Congressional Research Briefing on this, plus Senator Kohl's remarks on it.

Supervisor Lauson asked about the USS Manitowoc being named. Chairman Maehl replied that he will meet with Congressman Petri, Senators Kohl and Feingold, Governor Thompson and the Secretary of the Navy in Washington on January 26th to promote this.

A ten-minute break was called in honor of Pat Brennan and James Koziczowski's birthdays. Cake was served.

COUNTY COMPREHENSIVE PLAN

Jerry Bougie, Assistant Planning Director, gave an update on the County's Comprehensive Plan. He stated a lot of the

preliminary work, reports and maps have been done. The next step is to compile a Plan Document draft. He would like to incorporate town plans into the county plan. He will give periodic reports to the County Board. They will conduct public hearings and information meetings. Input from the public and townships will be considered. Supervisor Sundquist asked if the Airport Overlay has precedence over this plan. Mr. Bougie stated that it would have to be considered. Supervisor Sievert stated the townships feel the county is going to tell them what to do and how to do it. She urged a partnership agreement between the towns and county to develop the plan together.

Supervisor Schwartz moved and it was seconded to adjourn until January 20, 1998, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:00 P.M.

Respectfully submitted
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held January 6, 1998.

Linda Wolfe
Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, JANUARY 20, 1998

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 Widener and O'Brien.

Supervisor Lauson moved and it was seconded to accept the minutes of December 16, 1997. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to adopt the agenda with the change of order of the resolutions so that Resolution No. 354-198 follows Resolution No. 348-198. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Petition for Zoning Amendment from Carol Lynn Doemel 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 Roger C. Mathwig for change from R-3 to R-1 to create a larger single family lot within one zoning district was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Andrew J. Welsch for change from "Commercial" to "Residential" for the sale of a small parcel of B-2 property to be added to an existing residential lot was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Ivan Werner for change from R-1 to R-2 for a single family subdivision was referred to the Planning & Zoning Committee.

A note was received from Mrs. Robert Putzer thanking the Board for the plant and the plaque in memory of Bob's years of service on the County Board.

A note was received from Mrs. Frank Luedeke and family thanking the Board for the floral arrangement they sent in memorial to Frank.

A notice of claim from Jason D. Kipp regarding damage to tires due to a Winnebago County Highway Department snowplow was referred to the Personnel & Finance Committee.

Notice of a mini-conference entitled, "Preserving and Conserving Land" was read and placed on file. The conference will be held at the Pioneer Inn, Oshkosh, on January 30, 1998. It is being offered by the East Central Wisconsin Regional Planning Commission and UW-Extension offices in the East Central Region.

There is no advance registration or a charge to attend.

Mrs. Wolfe told the Board she has finally received a copy of the book 1996 Model County Programs which included the Winnebago County's voting system that received a NACo award. A copy of that page was in their packets. The book is on file in the County Clerk's Office and is available to anyone who would like to see it. An invitation to attend Trempealeau County's Government Center open house was read. It will be held on February 8, 1998, from 1:00 to 4:00 p.m. in Whitehall.

COMMITTEE REPORTS

Supervisor Rankin reported that the Town of Omro is going to build a new town hall. Their current building doesn't have indoor plumbing, so this will be a great improvement for them.

Supervisor Lauson asked the members of the Legislative Committee to look over the information packet on their desks for their January 26 meeting. He said that Senate Bill 32 and the "not fairness" act will also be discussed at that meeting.

Supervisor Pech commended City of Oshkosh residents for their "participation within the system" in regards to a recent vote that involved the whole city. He also reminded them that there is a primary election on February 17 and urged them to vote.

Supervisor Robl reported that Winnebago County will receive \$1,595,698 in transportation aids for the county's highway system. This is a 15% increase over last year's transportation aids. There is also a 3.5% increase in funding to Winnebago County for our maintenance of state roads in 1998. He also reported that the Highway Committee has been meeting over the past six weeks

with area legislators and prioritizing several state highway projects. They stressed having the Highways 110/116 overpass completed when they do the Highway 110 project in 2001. Other large projects they are discussing with legislators are the Highways 441/41/10 interchange and improvements on the Highway 41 bridge over Lake Butte des Morts. The widening of County Road A to four lanes from Oshkosh to County Road Y will be done in 1999. Work on County Road Y will come later with some funds coming from the Town of Oshkosh. He also reported that they are trying to have lights installed on the Highway 441 bridge.

PUBLIC HEARING

Victor Gilbert, 1958 Oakridge Road, Neenah, brought in a petition with 82 signatures opposing zoning Amendatory Ordinance No. 01-04-98, for the Thomas Rathsack property. He also expressed his opposition to this amendatory ordinance.

Lana Bayer, 1931 Oakridge Road, Neenah, spoke in opposition to Amendatory Ordinance No. 01-04-98.

Thomas Rathsack, 1861 Oakridge Road, Neenah, presented his Declaration of Restrictions for the property described in Amendatory Ordinance No. 01-04-98. He spoke in support of this amendatory ordinance.

Paul Neff, owner of the property at 1931 Oakridge Road, Neenah, spoke in opposition to Amendatory Ordinance No. 01-04-98.

COUNTY EXECUTIVE'S APPOINTMENT

AFFIRMATIVE ACTION COMMISSION

Executive Van De Hey asked for the Board's approval of her appointment of David Kollath to the Affirmative Action Commission. His term would begin immediately and expire on December 31, 2001.

Motion by Supervisor Hue and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

VETERANS' SERVICE COMMISSION

Executive Van De Hey asked for the Board's approval of her re-appointment of Richard E. Langan to the Veterans' Services Commission. His term would begin immediately and expire on December 31, 2001.

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

WINNEFOX LIBRARY SYSTEM

Executive Van De Hey asked for the Board's approval of the correction to the appointments of Dorothy Nimmer and Ken Ochalla to the Winnefox Library System. Their appointments should have been for three years, expiring December 31, 2000, not four years expiring, December 31, 2001. Also, Mr. Ochalla's address should have been 624 South Webster Avenue, Omro, WI 54963.

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

RETIREMENT AWARDS

Executive Van De Hey reported that a plaque was given to Jan Kolodzik upon her retirement from Winnebago County. Ms. Kolodzik had worked for Winnebago County for over twenty-four years and was presented with her plaque at a retirement party earlier this month.

Executive Van De Hey presented a plaque to Det. Alan Kilian upon his retirement from the Winnebago County Sheriff's Department. Det. Kilian has been employed in the Sheriff's Department for over twenty-four years.

Executive Van De Hey presented a plaque to Det. Charles Penzenstadler upon his retirement from the Winnebago County Sheriff's Department. Det. Penzenstadler has been employed in the Sheriff's Department for over thirty years.

Executive Van De Hey commended Corliss Ehlenberger for her twenty-four plus years of service to Winnebago County in the Social Services Department. Ms. Ehlenberger was not present to receive her plaque, but it will be forwarded to her.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey spoke in support of Resolution No. 354-198, "Approve Construction of 400 Bed Jail and Appropriate \$30 Million for its Planning and Construction". She stated that many committees and people have been involved in this project and it is the result of a lot of study and planning. She also stated that it has been "scrutinized" by many people and is prepared for the Board's vote.

Executive Van De Hey explained that there is "nothing luxurious" about this facility and that the \$30 Million is a cap on the cost of the facility. They are working to keep the costs down.

RIDGEWAY 4H CLUB - VOLUNTEER OF THE YEAR AWARD

Chairman Maehl introduced Carol Kaufmann of the University Extension Office. She explained that the Ridgeway 4H Club was receiving this award because they had met the challenge she had given to the 4H clubs throughout the county. The challenge she presented to them, was to "fill a need" in their community. The Ridgeway 4H Club did that by purchasing the food and preparing and serving a meal at a community table in Neenah.

Ms. Kaufmann presented the plaque to members of the Ridgeway 4H Club.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported that Winnebago County's tax levy is in the lower third of the 72 counties in Wisconsin.

Chairman Maehl asked the Supervisors to consider possible County Board rule changes and to submit them to Supervisor Rengstorf prior to the organizational meeting in April.

Chairman Maehl extended "happy birthday" greetings to Supervisors Rankin and Diakoff and Chris Kniep, University Extension Office Chair.

Chairman Maehl read a letter he received from Timothy B. Egan, son of Supervisor Egan, announcing his acceptance to officer training in the U.S. Marine Corp. Mr. Egan had been present at a county board meeting in 1997 and led the Board in the Pledge of Allegiance

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to B-3 (General Business) for a utility trailer assembly and retail sales. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-01-98. A request from Dennis Beyersdorf for change from M-1 (Light Industrial & Office District) to B-3 (General Business District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to A-2 (General Farming) to add onto an existing lot and have the entire parcel within one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-02-98. A request from John Krom for change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to R-1 (Single Family) to place an entire parcel within one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-03-98. A request from Scott Ernst for 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 UNANIMOUS VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to M-1 (Light Industrial & Office) for construction of a storage building. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-04-98. A request from Thomas Rathsack for change from A-1 (Agri-Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Schaidler and seconded to adopt. Ayes: 27. Nays: 9 - Maehl, Albrecht, Pech, Lawson, Kramer, Finch, Hue, Diakoff and Rankin. Excused: 2 - O'Brien and Widener. CARRIED.

PRESENTATION ON PROPOSED 400 BED COUNTY JAIL

County Planner David Schmidt, introduced Jim Vanden Heiden, an architect from Hammel, Green and Abrahamson in Milwaukee. He then introduced Dennis Kimme from Kimme & Associates, who is the "criminal justice planner" of this project.

Mr. Vanden Heiden and Mr. Kimme distributed a report on Phase 2 of the project, "Facility Needs, Options and Cost Assessment."

Their objective in this project was to determine the jail and Sheriff's Department's needs for at least the next 20 years. They also included expansion plans for the next 50 years, or in case needs would change drastically.

The two sites studied were the Greenfield Site (County Road Y and Highway 45) and a site near the courthouse. The results of the earlier study to add on to the current safety building, showed that the site is inadequate to meet the needs for space, security and parking for the next 20 to 50 years. Because of the eventual need for expansion, the county-owned Greenfield Site is the best location.

They are proposing a 400 bed jail, with a 400 bed expansion capability. The jail would be designed with "pod-like cellblocks" that would hold fifty inmates each. All inmates would be under constant surveillance by staff. Food services would be provided by Park View Health Center. Laundry services would be done on the premises.

The initial projected cost estimate was \$32,975,000. To reduce costs, the committee decided to convert two single cell pods (100 beds) to double cell pods and to have a centralized visiting area instead of visiting areas in each pod. Additional cost savings were realized when they decided to have the Patrol Division rejoin the other divisions at the new facility, and to remove a dental operatory, a shooting range and a vehicle/evidence garage from the proposal. The projected cost estimate was adjusted again by reducing equipment and furniture costs by re-using some existing furniture, reducing site development costs and replacing a full-service kitchen with a receiving/re-heating/distribution kitchen. At this point, the projected cost estimate was \$28,422,345. A 5% contingency is then added to cover any unforeseen costs that may arise, for a total of \$29,843,463 or rounded to \$30,000,000.

After much discussion and questions, the Board thanked Mr. Vanden Heiden and Mr. Kimme for their report.

1998-2001 FINANCING PLAN

John Mehan, Senior Vice President of Robert W. Baird & Co., Inc., presented his "proposed financing plan/capital improvement and jail borrowings," report, which points out potential debt structuring. Mr. Mehan presented two options, both of which show separately and combined the borrowing costs for the jail and for other projected capital improvements. In both options the borrowed amount is the same, but in the 10 year plan, the interest rate is 5% and the 15 year plan has an interest rate of 5.5%. Mr. Mehan also included the yearly mill rate that is need to support these projects. Also included in his report is a projection of the annual tax rate as it would be affected by either the 10 or 15 year financing plan.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 334-1297: Designate Official Newspaper and Newspapers for Election Notices

WHEREAS, Wisconsin Statutes 10.04(2)(a) provides that County Clerks shall publish election notices in all newspapers published within the county that qualify under Ch. 985 unless the County Board provides otherwise by resolution; and

WHEREAS, Wisconsin Statute 10.04(2)(b) provides that the governing body of a municipality may authorize by resolution the publication of election notices in more than one newspaper and the resolution may name the newspapers in which all election notices shall appear.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Oshkosh Northwestern be the official newspaper for Winnebago County for all notices and publications; and

BE IT FURTHER RESOLVED that the Oshkosh Northwestern and Appleton Post-Crescent be the newspapers in which all election notices shall be published.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 31. Nays: 3 - Barker, Maehl and Lauson. Excused: 4 - O'Brien, Widener, Brown and Crowley. CARRIED.

RESOLUTION NO. 345-198: Commendation for Corliss Ehlenberger

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

WHEREAS, Corliss Ehlenberger 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 Corliss Ehlenberger 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 Corliss Ehlenberger.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 346-198: Commendation for Alan S. Kilian

WHEREAS, Alan S. Kilian has been employed with the Winnebago County Sheriff's Department for the past twenty-five years and four months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Alan S. Kilian 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 Alan S. Kilian 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 Alan S. Kilian.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 347-198: Commendation to Janet E. Kolodzik

WHEREAS, Janet Kolodzik has been employed with Winnebago County for the past twenty-four years and eight months with her years of service being in Family Court, District Attorney's Office, and in Circuit Court Branch IV. During that time Janet Kolodzik has been a most conscientious and devoted County employee; and

WHEREAS, Janet Kolodzik 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 Janet Kolodzik 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 Janet Kolodzik.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 348-198: Commendation for Charles Penzenstadler

WHEREAS, Charles Penzenstadler has been employed with the Winnebago County Sheriff's Department for the past thirty years and seven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Charles Penzenstadler 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 Charles Penzenstadler 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 Charles Penzenstadler.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 349-198: Disallow Claim of Terry M. Mueller

WHEREAS, your Personnel and Finance Committee has had the claim of Terry M. Mueller 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 Terry M. Mueller dated November 18, 1997, 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. 350-198: Appropriate a Sum of \$65,000 from Property Taxes Collected in 1997 to the West Wing Terminal Building of Wittman Airport for the Purpose of Interior Remodeling

WHEREAS, the management of Wittman Airport has found a party who is interested in renting the West Wing terminal facility, and

WHEREAS, the potential tenant has requested that the County remodel the interior of the facility; and

WHEREAS, the cost of the remodeling will be recovered by the airport through rental revenue collected on the facility; and

WHEREAS, the airport capital project to build a new fuel island has come in \$65,000 under budget and such excess funds will be transferred to the debt service fund for debt repayment, and

WHEREAS, the County had included funds in the 1997 to make debt service payments and will no longer need those funds for that purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby transfers an amount not to exceed \$65,000 from general property tax revenue collected in 1997 to the capital project fund of Wittman Regional Airport for the purpose of remodeling the West Wing Terminal Building.

BE IT FURTHER RESOLVED, that an amount equal to or greater than the amount used must be transferred from the Fuel Island capital project fund of Wittman Regional Airport to the debt service fund for the purpose of paying principal and interest on funds borrowed for the fuel island project.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 1 - Schaidler. Excused: 4 - O'Brien, Savas, Widener and Brown. CARRIED.

RESOLUTION NO. 351-198: Replace One Full-Time Position of Maintenance Worker With One Full-Time Position of Custodian II: Maintenance Department

WHEREAS, in conjunction with the opening of the James P. Coughlin Center, the 1998 County budget provided for the creation of one additional position of Maintenance Worker in the Maintenance Department; and

WHEREAS, a more appropriate position for the provision of custodial services to that building would be that of Custodian II.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time position of Maintenance Worker, which was recently created within the Maintenance Department as part of the 1998 County Budget be replaced with a position of Custodian II.

BE IT FURTHER RESOLVED, that no additional funds be appropriated as a result of this action.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

AND

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 - O'Brien, Savas, Widener and Brown. CARRIED.

ORDINANCE NO. 352-198: Create Section 11.11 of the General Code of Winnebago County - Licensure and Regulation of Retail Food Establishments, Taverns, Hotels, Restaurants, Tourist Rooming Houses and Other Establishments by Winnebago County Health Department

WHEREAS, within the 1998 Winnebago County General Budget, the Winnebago County Board of Supervisors appropriated money for the licensure and regulation of retail food establishments, taverns, hotels, restaurants, tourist rooming houses and other establishments by the Winnebago County Health Department and appropriated money for the creation of the position of Sanitarian for that purpose; and

WHEREAS, your undersigned Board is of the opinion that the adoption of an ordinance to license and regulate retail food establishments, etc. would be in the best interest of Winnebago County.

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

The creation of Section 11.11 of the General Code of Winnebago County - Licensure and Regulation of Retail Food Establishments, Taverns, Hotels, Restaurants, Tourist Rooming Houses and Other Establishments by Winnebago County Health Department. A copy of said ordinance is herewith attached and incorporated.

Submitted by:
BOARD OF HEALTH

Motion by Supervisor Rankin and seconded to adopt. Ayes: 30. Nays: 5 - Klitzke, Montgomery, Footit, Arne and Metzigg. Excused: 3 - O'Brien, Savas and Brown. CARRIED.

ORDINANCE 11.11 LICENSURE AND REGULATION OF RETAIL FOOD

ESTABLISHMENTS, TAVERNS, HOTELS, RESTAURANTS, TOURIST ROOMING HOUSES AND OTHER ESTABLISHMENTS

BY WINNEBAGO COUNTY HEALTH DEPARTMENT

(1) **AUTHORITY AND PURPOSE.** (A) This ordinance is adopted pursuant to that authority provided by Section 97.41, Wisconsin Statutes, Section 125.68(5), Wisconsin Statutes, Section 251.04(3), Wisconsin Statutes Section 254.47, Wisconsin Statutes, and Section 254.69(2), Wisconsin Statutes; and by Wisconsin Administrative Chapters ADM 65, ATCP 74 and 75, HFS 172, 175, 178, 192, 195, 196, 197 and 198, and ILHR 90. The purpose of this ordinance is to protect and improve the public health and to authorize the Winnebago County Health Department to become the designated agent of the State Department of Health and Family Services for the purpose of establishing permit fees; issuing permits; and making investigations or inspections of hotels, motels, tourist rooming houses, restaurants, bed and breakfast establishments, campgrounds and camping resorts, recreational and educational camps, public swimming pools and establishments possessing Class B and Class C alcoholic beverage licenses, and in making investigations and inspections of food vending machines, their operators and vending machine commissaries; and authorizing the Winnebago County Health Department to become the designated agent of the State Department of Agriculture for the purpose of establishing permit fees; issuing permits and making investigations or inspections of retail food establishments; and for the purpose of

enacting local regulations governing these establishments which may be more strict than state law.

(2) APPLICABILITY. (A) The provisions of this ordinance shall apply to the owner and operator of any retail food establishment, hotel, motel, tourist rooming house, restaurant, bed and breakfast establishment, campground and camping resort, recreational and educational camp, public swimming pool, establishments possessing Class B or Class C alcoholic beverage licenses, vending machine commissary or vending machine in all unincorporated areas of Winnebago County and the City of Omro and Village of Winneconne.

(3) DEFINITIONS. (A) All definitions as set forth in Chapters 97, 125, 251 and 254, Wisconsin Statutes and Wisconsin Administrative Code Chapters ADM 65, ATCP 74 and 75, HFS 172, 175, 178, 192, 195, 196, 197 and 198, and ILHR 90 are incorporated in this ordinance by reference and they shall be construed, read and interpreted as fully set forth herein until amended and then shall apply as amended.

(B) "Duplicate Permit Fee" shall mean a fee for the replacement of an original permit.

(C) "Health Department" shall mean the Winnebago County Health Department.

(D) "Inspection Fee" shall mean a fee for on-site visits, limited to two (2), to determine that establishments identified in the ordinance are compliant with the statutes and administrative codes that govern their operation.

(E) "Late Fee" shall mean a fee for failure to pay established fees in a timely manner.

(F) "Limited Food Service" shall mean the serving of food which is prepared and packaged off the premises with preparation on the premises limited to heating and serving with single-service articles, i.e. hermetically wrapped sandwiches or frozen pizza.

(G) "Mobile Restaurant" shall mean a restaurant operating from a movable vehicle, pushcart, trailer or boat which periodically or continuously changes location and wherein meals or lunches are prepared or served or sold to the general public, excepting those vehicles used in delivery of pre-ordered meals or lunches prepared in a licensed restaurant.

(H) "Operator" shall mean the owner or person responsible to the owner for the operations of the hotel, motel, bed and breakfast establishment, food service establishment or beverage establishment, vending machine commissary and/or vending

machine, campground, camping resort, recreational/educational camps, or public swimming pools.

(I) "Potentially Hazardous Food" shall mean any food that consists in whole or in part of milk or milk products, eggs, meat, poultry, fish, shellfish, edible crustacea, or other ingredients, including synthetic ingredients, in a form capable of supporting rapid and progressive growth of infectious or toxigenic microorganisms.

(J) "Pre-Inspection Fee" shall mean a fee for consultative services offered within a six (6) - month period from the date of permit application to persons intending to operate a new hotel, tourist rooming house, bed and breakfast establishment, restaurant, vending machine commissary or retail food establishment, or to a person intending to be the new operator of an existing hotel, tourist rooming house, bed and breakfast establishment, restaurant, vending machine commissary or retail food establishment.

(K) "Re-Inspection Fee" shall mean a fee for the third (3rd) and subsequent inspections needed to address compliance issues with the statutes and administrative codes that govern their operation.

(L) "Restaurant" shall mean any building, room or place where meals are prepared, served or sold to transients or the general public, and all places used in connection with the building, room or place and includes any public or private school lunchroom for which food service is provided by contract. "Restaurant" does not include

(a) Taverns that serve free lunches consisting of popcorn, cheese, crackers, pretzels, cold sausage, cured fish or bread and butter;

(b) Churches, religious, fraternal, youth or patriotic organization, service clubs and civic organizations which occasionally prepare, serve or sell meals to the general public;

(c) Any public or private school lunchroom for which food service is directly provided by the school;

(d) Any food service provided solely for needy persons;

(e) Bed and breakfast establishments; or

(f) A private individual selling food from a movable or temporary stand at a public farm sale.

(M) "Temporary Restaurant" shall mean a restaurant that operates at a fixed location in conjunction with a single event such as a fair, carnival, circus, public exhibition, anniversary sale or occasional sales promotion.

(N) "Vending Machine" shall mean any self-service device offered for public use which, upon insertion of a coin or token, or by other means, dispenses unit servings of food or beverage either in bulk or in package, without the necessity of replenishing the device between each vending operation. "Vending machine" does not include a device which dispenses only bottled, prepackaged or canned soft drinks, a one cent vending device, a vending machine dispensing only candy, gum, nuts, nut meats, cookies or crackers, or a vending machine dispensing only prepackaged grade A pasteurized milk or milk products.

(O) "Vending Machine Commissary" shall mean any building, room or place in the state at which foods, containers, transport equipment or supplies for vending machines are kept, handled, prepared or stored by a vending machine operator, except a place at which the operator is licensed to manufacture, distribute or sell food products under Ch. 97, Stats.

(4) ENFORCEMENT. (A) The provisions of this ordinance shall be administered by or under the direction of the Health Officer of the Health Department, who in person or by duly authorized representatives shall have the right to enter, at reasonable hours, upon premises affected by this regulation to inspect the premises, secure samples or specimens, examine and copy relevant documents and records or obtain photographic or other evidence needed to enforce this ordinance.

(5) LICENSE AND PERMIT. (A) No person shall operate a retail food establishment, bed and breakfast establishment, hotel, motel, tourist rooming house, restaurant, campground and camping resort, recreational and educational camp, public swimming pool, or a Class B or Class C alcoholic beverage licensure establishment without first obtaining a non-prorated permit from the Health Department. Such permits shall expire on June 30 of each year following their issuance except that permits initially issued during the period beginning on April 1 and ending June 30 shall expire June 30 of the following year. The issuance of a permit may be conditioned upon the Permittee correcting a violation of this ordinance within a specified period of time. If the condition is not met within the specified period of time, the permit shall be voided. The permit shall not be transferable to a location other than the one for which it was issued, nor shall a permit be transferred from one operator to another subject to the express exception of: (1) As to location, temporary permits may be transferred; (2) As to operator, a permit may be transferred to an

individual who is an immediate family member of the operator if the operator is transferring operation of the establishment or vending machine to that immediate family member. A parent, child, step-child, grandchild, sibling or step-sibling shall be considered an immediate family member for purposes of this ordinance.

(B) Operators or permittees of temporary restaurants whom the Health Department has found to be uncooperative or habitual violators of this Ordinance may be denied a permit to operate. Temporary permits may be transferred to a premises other than that for which it was issued, provided that the approval of the new premises is secured from the Health Department prior to operating at the new premises.

(C) No permits shall be granted to any person under this Ordinance without a pre-inspection by the Health Department of the premises for which the permit shall be granted.

(D) No permit shall be issued until all application fees have been paid.

(6) APPLICATION. (A) Application for permits shall be made in writing to the Health Department on forms developed and provided by the Health Department, stating the name and address of the proposed applicant and operator, and the address and location of the proposed establishment, together with any such other information as may be required. The Health Department shall either approve the application or deny the permit within thirty (30) days after receipt of a complete application.

(7) FEES. (A) Fees for the issuance of permits, the making of investigations, inspections, providing education, training and technical assistance to all establishments covered pursuant to this Ordinance, plus the costs required to be paid to the state for each permit issued, are herewith established pursuant to this Ordinance and may be amended from time to time upon the approval of the Winnebago County Board of Supervisors and the Winnebago County Executive. In addition, separate pre-inspection fees are hereby established with regard to new establishments or existing establishments which have been transferred to a new operator. Said fee schedule is also set forth in Exhibit "A" and may be amended from time to time by the Winnebago County Board of Supervisors upon the approval of the Winnebago County Executive.

	WCHD	STATE	
FOOD SERVICE:	FEE	FEE	TOTAL
Limited Food Service Restaurant	\$ 74.50	\$ 5.50	\$ 80.00
Full Service Restaurant	\$162.50	\$12.50	\$175.00
Temporary Restaurant	\$ 82.00	\$ 8.00	\$ 90.00
Mobile Restaurant	\$162.50	\$12.50	\$175.00
LODGING:			
Tourist Rooming House (1-4 rooms)	\$ 65.00	\$ 5.00	\$ 70.00
Bed & Breakfast (8 rooms or less)	\$116.00	\$ 9.00	\$125.00
Hotel/Motel (5-30 rooms)	\$139.50	\$10.50	\$150.00
Hotel/Motel (31-99 rooms)	\$181.00	\$14.00	\$195.00
Hotel/Motel (100 or more rooms)	\$237.00	\$18.00	\$255.00
CAMPGROUNDS:			
Campground (1-25 sites)	\$116.00	\$ 9.00	\$125.00
Campground (26-50 sites)	\$144.00	\$11.00	\$155.00
Campground (51-100 sites)	\$167.00	\$13.00	\$180.00
Campground (101 or more sites)	\$185.50	\$14.50	\$200.00
OTHER:			
Recreational/Educational Camp	\$ 82.00	\$ 8.00	\$ 90.00
Swimming Pool	\$144.00	\$11.00	\$155.00
RETAIL FOOD SERVICE:			
Sales > \$25,000 < \$1,000,000 and processes potentially hazardous food	\$140.00	\$35.00	\$175.00
Sales > \$1,000,000 and processes potentially hazardous food	\$360.00	\$90.00	\$450.00
Sales \$25,000 but does not process potentially hazardous food	\$100.00	\$25.00	\$125.00
Sales < \$25,000 and engaged in food processing	\$48.00	\$12.00	\$60.00
Not engaged in food processing	\$24.00	\$ 6.00	\$30.00
MISCELLANEOUS FEES:			
Pre-Inspection	\$175.00	\$ —	\$175.00
Re-Inspection	\$50.00	\$ —	\$50.00
Late Fee	\$75.00	\$ —	\$75.00
Duplicate Permit	\$15.00	\$ —	\$15.00

(8) **PERMIT PUBLIC DISPLAY.** (A) Every establishment required to obtain a permit pursuant to this Ordinance shall display said permit, at all times, in a conspicuous public place.

(9) PERMIT SUSPENSION AND REVOCATION. (A) Any permit issued by the Health Department pursuant to this Ordinance may be temporarily suspended for a violation of any provision of this Ordinance or rules adopted by reference by this Ordinance, if the department determines that an immediate danger to health exists. Such permits may be permanently revoked after repeated violations.

(10) REGULATIONS, RULES AND LAWS ADOPTED BY REFERENCE. (A) The applicable laws, rules and regulations as set forth in Chapters 97, 125, 251, 254, Statutes, Wisconsin Administrative Code Chapters ADM 65, ATCP 74 and 75, and HFS 172, 175, 178, 192, 195, 196, 197 and 198, and ILHR 90 are incorporated in this regulation by reference and they shall be construed, read and interpreted as fully set forth herein until amended and then shall apply as amended. The expressed provisions of this Ordinance shall control where more restrictive.

(11) VIOLATION-PENALTIES. (A) Any person who violates or refuses to comply with any provisions of this ordinance shall be subject to a forfeiture of \$250.00 for each offense and/or revocation or amendment of their applicable permit. Each day a violation exists or continues shall be considered a separate offense. Where appropriate, injunctive relief may be sought by the Health Department against continuing violations. In the alternative, the Health Department may pursue enforcement of such section of these regulations as are prosecutable.

(12) EFFECTIVE DATE. (A) This Ordinance shall be effective as of March 1, 1998.

ORDINANCE NO. 353-198: Amend Section 7.02(12) General Code of Winnebago County (Speed Limit - County Highway O)

WHEREAS, Wisconsin Department of Transportation has issued a traffic study recommending that a 35 m.p.h. speed limit is warranted on County Highway O from its intersection with Green Bay Road to its intersection with State Highway 150; and

WHEREAS, your undersigned Committee believes that the institution of said speed limit would be in the best interest of persons utilizing that highway.

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

That Section 7.02(12) of the General Code of Winnebago County be amended to read as follows:

(12) COUNTY TRUNK HIGHWAY "O". (a) Towns of Neenah and Menasha. (1) 35 miles per hour for all vehicles from its

intersection with Green Bay Road westerly to its intersection with State Trunk Highway 150.

BE IT FURTHER RESOLVED that this ordinance shall be effective as of March 1, 1998.

Submitted by:
HIGHWAY COMMITTEE

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

RESOLUTION NO. 354-198: Approve Construction of 400 Bed Jail and Appropriate \$30 Million for its Planning and Construction

WHEREAS, the present jail located in the city/county Safety Building was occupied in 1980 with an 86 bed capacity and a lifecycle to the year 2000; and

WHEREAS, Winnebago County has been boarding juveniles and adult prisoners in other county facilities since 1992; and

WHEREAS, recent studies have indicated that based on present trends the county will need 400 adult beds by the year 2020; and

WHEREAS, a special adhoc committee reviewed the jail need projections and future trends in the federal and state criminal justice systems as they may impact future needs of the county; and

WHEREAS, said committee recommended that the county build a new jail and that the new jail be located on county property that will meet county needs for fifty years; and

WHEREAS, the County Board authorized hiring a consultant to assist the Judiciary & Public Safety and Property Management and Maintenance Committees to determine the cost, size, number of beds and location of a new jail; and

WHEREAS, the joint committees recommend the following:

1. A new jail be built with a cost not to exceed 30 million dollars.
2. That the jail have a bed capacity of 400 to meet county needs to the year 2020.
3. That the jail be located on county property at the intersection of County Road Y and U.S. Highway 45.
4. That the site be large enough and the building designed for 50 year expansion.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it does approve the construction of a 400 bed jail at a price not to exceed 30 million dollars on County property near the intersection of County Highway Y and U.S. Highway 45.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that funds for this project shall be appropriated from the Winnebago County General Fund with reimbursements to be made from such fund to be made from a subsequent bond issued by Winnebago County.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the Winnebago County Executive is authorized to retain the services of a construction manager and architect.

Submitted by,

HARVEY RENGSTORF, DIST. 37
JOHN PLANALP, DIST. 18
JACQUELYN WAGNER, DIST. 19
DONALD GRIESBACH, DIST. 3
PATRICK O'BRIEN, DIST. 4
JAMES KOZICZKOWSKI, DIST. 7
BERNARD EGAN, DIST. 35
PATRICK BRENNAND, DIST. 34
JOSEPH MAEHL, DIST. 6

Motion by Supervisor Rengstorf and seconded to suspend County Board Rule 8.10.

Motion by Supervisor Rengstorf and seconded to change the title to, "Approve the Concept of a 400 Bed Jail and Sheriff's Facility;" and, to delete Lines 33 through 41.

Motion by Supervisor Troxell and seconded to postpone this resolution until the March 10, 1998, special orders meeting. Supervisor Schaidler suggested that the presentation on the proposed jail be made this evening, but that action on the resolution be postponed until the February county board meeting.

Supervisor Rengstorf withdrew his motion.

Vote on motion to postpone until the March 10, 1998, special orders meeting - Ayes: 23 - Savas, Koziczkowski, Klitzke, Pech, Schwartz, Brown, Warnke, Footit, Troxell, Robl, Payne, Lawson, Crowley, Kramer, Schaidler, Finch, Hue, Sievert, Arne, Diakoff, Brennand, Rengstorf and Metzsig. Nays: 13 - Kollath, Barker, Griesbach, Maehl, Lauson, Albrecht, Schulz, Montgomery, Sundquist, Planalp, Wagner, Egan and Rankin. Excused: 2 - O'Brien and Widener. CARRIED.

Motion by Supervisor Finch and seconded to reconsider motion to postpone to March 10, 1998. CARRIED BY VOICE VOTE.

Motion by Supervisor Finch and seconded to postpone action on this Resolution until the February 24, 1998, county board

meeting. Ayes: 24. Nays: 11 - Savas, Planalp, Warnke, Troxell, Robl, Crowley, Schaidler, Sievert, Arne, Diakoff and Metzsig. Excused: 3 - O'Brien, Widener and Brown. CARRIED.

At approximately 10:00 p.m., a motion was made by Supervisor Diakoff and seconded to convene in closed session, pursuant to Sec. 19.85(1)(g), Wis. Stats., for the purpose of conferring with legal counsel for the Board who shall be rendering oral advice concerning strategy to be adopted by the body with respect to litigation with which it is involved. Ayes: 33 - Kollath, Barker, Griesbach, Savas, Maehl, Koziczkowski, Klitzke, Albrecht, Pech, Schulz, Schwartz, Montgomery, Sundquist, Planalp, Wagner, Warnke, Footit, Troxell, Robl, Payne, Crowley, Kramer, Schaidler, Finch, Hue, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf and Metzsig. Nays: 0. Excused: 5 - O'Brien, Widener, Lauson, Brown and Lawson. CARRIED.

At approximately 10:25 p.m., a motion was made by Supervisor Diakoff and seconded to reconvene in open session for the purpose of acting on the following resolution. Ayes: 33 - Kollath, Barker, Griesbach, Maehl, Koziczkowski, Klitzke, Lauson, Albrecht, Pech, Schulz, Schwartz, Montgomery, Sundquist, Planalp, Wagner, Warnke, Footit, Troxell, Robl, Payne, Crowley, Kramer, Schaidler, Finch, Hue, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf and Metzsig. Nays: 0. Excused: 5 - O'Brien, Savas, Widener, Brown and Lawson. CARRIED.

RESOLUTION NO. 355-198: Appropriate \$65,000 from Salary Contingency Fund of 1998 Winnebago County General Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$65,000 from the Salary Contingency Fund of the 1998 Winnebago County Budget for the purpose of settling all present and future claims of Patricia Felker against Winnebago County in relationship to her employment with Winnebago County.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6 - O'Brien, Widener, Brown, Lawson, Kramer and Arne. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn to February 24, 1998, at 6:00 P.M. CARRIED BY VOICE VOTE.

Meeting adjourned at 10:30 P.M.

Respectfully submitted,
Susan T. Ertmer
Deputy Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Susan T. Ertmer, Deputy 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 20, 1998.

Susan T. Ertmer
Deputy Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, FEBRUARY 24, 1998

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 Brown, Koziczkowski and O'Brien. Supervisor Hue moved and it was seconded to accept the minutes of January 6 and 20, 1998. CARRIED BY VOICE VOTE.

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

COMMUNICATIONS, PETITIONS, ETC.

A note from the George Diakoff family thanking the Board for their remembrance was read.

Linda Wolfe told the Board that a former County Board Supervisor, Carl A. Woizeski, had passed away on January 29, 1998. He had served on the Board from 1974 to 1978.

A note from Carol Kaufmann and her family thanking the Board for the floral arrangement sent for her husband's funeral was read.

The Final Environment Impact Statement, Project ID 1517-04-00 Federal #NH19(), USH 10, Fremont to USH 45, Winnebago, Outagamie & Waupaca Counties, has been received and is on file in the County Clerk's Office.

Mrs. Wolfe told the Board that an article on Orrin King was in the January issue of Wisconsin Counties.

A notice of claim from Shaun TerBeest regarding damage to vehicle due to negligence on the part of a Winnebago County Highway Department snowplow driver was referred to the Personnel & Finance Committee.

A notice of claim from Elillas Perlberg regarding damage to vehicle by a Winnebago County Highway Department snowplow was referred to the Personnel & Finance Committee.

A notice of claim from James R. Koch regarding damage to vehicle by a Winnebago County Highway Department snowplow was referred to the Personnel & Finance Committee.

A notice of claim from Mercy Medical Center/Affinity Health Systems, Inc. regarding services and treatment to William O. Krueger, an inmate in the Winnebago County Jail, was referred to the Personnel & Finance Committee.

A notice of claim from Mercy Medical Center/Affinity Health Systems, Inc. regarding services and treatment to Kelly D. Knight, an inmate in the Winnebago County Jail, was referred to the Personnel & Finance Committee.

A notice of claim from St. Elizabeth Hospital/Affinity Health Systems, Inc. regarding services and treatment to Kelly D. Knight, an inmate in the Winnebago County Jail, was referred to the Personnel & Finance Committee.

A notice of claim from Mercy Medical Center/Affinity Health Systems, Inc. regarding services and treatment to David G. Stutz an inmate in the Winnebago County Jail, was referred to the Personnel & Finance Committee.

A notice of claim from Herbert R. Krause regarding damage to vehicle by a Winnebago County Highway Department snowplow was referred to the Personnel & Finance Committee.

A notice of claim from Gary Burns regarding damage to vehicle by a Winnebago County Highway Department snowplow was referred to the Personnel & Finance Committee.

A notice of claim from Dale Rice regarding damage to vehicle due to alleged negligence by the Winnebago County Highway Department was referred to the Personnel & Finance Committee.

A notice of claim from Richard D. Martin regarding damage to vehicle by a Winnebago County Highway Department snowplow was referred to the Personnel & Finance Committee.

A notice of claim from Paul Gerhartz regarding a live nuclear cap found in Lake Winnebago 26 years ago was referred to the Personnel & Finance Committee.

A notice of claim from Kurt F. Schoeni regarding damage to vehicle by Winnebago County Highway Department was referred to Personnel & Finance Committee.

Petition for Zoning Amendment from William and Bridget Mundy for change from A-2 to R-2 for a single family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Janet M. Gollnick for change from R-1 and R-5 to R-5 for multi-family use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from James Landolt for change from M-1 to B-3 for Fox Valley Transmissions was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Patrick Keesler for change from A-2 (General Ag) to R-2 (Single Family) for a single family residence was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from John Salm for change from A-2 to M-2 for indoor storage and paper bailing was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Robert E. Braun, for the Winnebago County Planning & Zoning Committee, for amendments to the Winnebago County Town/County Zoning Ordinance, Sec. 17.20(4), 17.25(2)(b)(3), 17.33(6) and 17.14(3)(B)(1) was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Rankin spoke to the Board about the upcoming retirement of Arthur Druke, Maintenance Manager. He complimented Mr. Druke for all his years of dedicated service to Winnebago County. Mr. Druke was hired by County Executive Orrin King in 1977. Mr. King said that Mr. Druke was "the best man he ever hired."

As a past member of the Public Safety Building Board and Property Management and Maintenance Committee, Supervisor Rankin wanted to express the County's appreciation for everything that he and his department have accomplished.

As a retirement gift for Mr. Druke, Supervisor Rankin circulated a card and envelope for cash donations.

Supervisor Finch voiced his disappointment in the newspaper articles regarding the February 18, Town Hall Meeting, that was organized by Executive Van De Hey. Supervisor Finch felt the intent of the meeting was to get information to the public on a very important issue and that the press was overly critical. He complimented Executive Van De Hey and the Board for their efforts to educate the public on this issue.

PUBLIC HEARING

Carolyn Blessingame of Voter Services, Oshkosh League of Women Voters, spoke in support of Resolution No. 366-298, "Support Campaign Finance Reform." She asked that they consider amending the resolution to include a limitation on the amount of out-of-district contributions.

Hans Dettweiler of the Wisconsin Democracy Campaign, spoke in support of Resolution No. 366-298, "Support Campaign Finance Reform." He also stressed his opinion that there should be a limitation on the amount of out-of-district contributions.

Tom Kees, Neenah, spoke in support of Resolution No. 366-298, "Support Campaign Finance Reform."

Dee Durkee addressed the Board stating that unless citizens get out and vote, financial reform won't make any difference.

Orean Raby, Oshkosh, and member of the Winnebago County Retired Educators, spoke on democracy in America and the need to keep candidates honest.

Walter Chrapla, 721 Mitchell Street, Neenah, spoke in opposition to Resolution No. 362-298, "Appropriate Donations for Development of a Concept Design and Cost Estimates: Sunnyview Exposition Center Covered Horse Arena" and Resolution No. 363-298, "Appropriate Donations for Development of an Off-Leash Dog Park Within the Winnebago County Community Park." He expressed his concern about special interest groups (proposed racetrack and ice arena) and how the costs of these projects affect county spending. He also questioned the makeup, intent and quality of special interest groups and their findings. He feels the county's needs should be prioritized.

Supervisor Pech pointed out that many of these "special interest projects" are beneficial to the youth of the community and are positive influences in their lives. He further stated that projects such as these may reduce the need to have resolutions on our agenda asking for an increase in the size of our county jail.

Supervisor Payne stated that the proposed racetrack mentioned by Mr. Chrapla will not cost county taxpayers anything.

COUNTY EXECUTIVE'S REPORT

County Executive Van De Hey complimented Chuck Orenstein on his service to the county as its Finance Director and presented him with a "Certificate of Achievement and Excellence in Financial Reporting" plaque, presented by the Governmental Financial Officers Association.

Executive Van De Hey, commenting on the February 18, "Town Hall Meeting" on the proposed jail, thanked Supervisor Finch for his positive remarks. She stated that this is a monumental project that requires a decision by this Board. Because of this, she organized the "town hall meeting" so that as much information as possible could be shared with the Board and the public. She was disappointed that there weren't more citizens in attendance, because she felt it was an excellent presentation by the architects.

Executive Van De Hey said there will be more "town hall meetings" as issues come up, so that the public can give their input on those issues.

Executive Van De Hey urged the Board to take the opportunity at this meeting to make a decision on whether to proceed with plans for a new jail and sheriff's facility. She recognized all the work that has already been done on this project, and feels that the Board's approval should be given before additional time and effort is put into the project. For that reason, she asked the Board to support the Proposed Substitute Amendment to Resolution No. 354-198, "Approve Construction of a Sheriff's Facility and a Jail."

Executive Van De Hey asked that the Board also support: Resolution No. 356-298, "Authorize Execution of Resolution Petitioning Secretary of Transportation for Airport Improvement Aid"; Resolution No. 362-298, "Appropriate Donations for Development of a Concept Design and Cost Estimates: Sunnyview Exposition Center Covered Horse Arena"; Resolution No. 364-298, "Authorize Execution of Memoranda of Understanding Between Winnebago County and the Director of State Courts Re: Circuit Court Automation Program (CCAP)"; Resolution No. 366-298, "Support Campaign Finance Reform"; Resolution No. 369-298, "Authorize Execution of Lease Between Winnebago County and Ameritech (W2 Program Site)"; Resolution No. 375-298, "Authorize Transfer of \$20,000 from General Contingency Fund to Maintenance Department's Equipment Fund of 1998 Winnebago County Budget (Purchase of Utility Van)."

Executive Van De Hey invited the Board to attend a retirement reception for Art Druke on March 5, from 2:00 to 4:00 p.m., in the Lounge Room at the Courthouse.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl asked the Board to note the per diem schedule that was put on their desk. He asked that they turn their per diem sheets into the County Clerk's Office to be put in his mail box.

Chairman Maehl asked that the Board read the article on Supervisor Griesbach that appeared in the newspaper. He complimented Supervisor Griesbach for all his years of service to the City of Menasha and Winnebago County.

Chairman Maehl extended "happy birthday" wishes to Doris Martin and Patty Maehl. In recognition of her 40th birthday, Chairman Maehl presented Susan Ertmer, Deputy County Clerk, with a humorous "certificate of recognition".

Chairman Maehl read Linda Wolfe, County Clerk's, letter of resignation. Mrs. Wolfe stated that it had been a pleasure serving the Board and the citizens of the county for the past twenty-six years. She wished the Board the best of luck on their future projects and thanked them for their friendship. Her resignation is effective March 31, 1998. Chairman Maehl wished Mrs. Wolfe well and expressed his and the Board's surprise at her announcement and stated that she will be greatly missed. The Board recognized Mrs. Wolfe and her accomplishments with a round of applause and standing ovation.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: rezoning to R-1 (Single-Family) to create a larger single family lot within one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-01-98. A request from Roger Mathwig for zoning change from R-3 (Two-Family Resident District) to R-1 (Single-Family Residential District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to R-1 (single family) for sale of a small parcel of B-2 property to be added to an existing residential lot. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-02-98. A request from Andrew Welsch 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 UNANIMOUS VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to R-2 (single-family, subdivided) for a

single family subdivision. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-03-98. A request from Ivan Werner for zoning change from R-1 (Rural Residential District, single-family, non-subdivided) to R-2 (Suburban Residential District, single-family, subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to A-2 (General Farming) for construction of one single family dwelling. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-04-98. A request from Carol Doemel for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from the Town of Black Wolf on behalf of Thomas Pupeter for rezoning from A-2 to R-2. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 354-198: Approve Construction of a Sheriff's Facility and a Jail with a 400 Bed Capacity

WHEREAS, the present Sheriff's Facility/Jail located in the city/county Safety Building was occupied in 1980 with an 86 bed capacity and a lifecycle to the year 2000; and

WHEREAS, Winnebago County has been boarding juveniles and adult prisoners in other county facilities since 1992; and

WHEREAS, recent studies have indicated that based on present trends the county will need 400 adult beds by the year 2020; and

WHEREAS, a special ad hoc committee reviewed the jail need projections and future trends in the federal and state criminal justice systems as they may impact future needs of the county; and

WHEREAS, said committee recommended that the county build a new Sheriff's Facility/Jail and that the new jail be located on county property that will meet county needs for fifty years; and

WHEREAS, the County Board authorized hiring a consultant to assist the Judiciary and Public Safety and Property Management and Maintenance Committees to determine the cost, size, number

of beds and location of a new Sheriff's Facility/Jail; and

WHEREAS, the joint committees recommended the following:

1. A new Sheriff's Facility and Jail to be built.
2. That the Sheriff's Facility/Jail have a bed capacity of 400 to meet county needs to the year 2020.
3. That the Sheriff's Facility/Jail be located on county property at the intersection of County Road Y and U.S. Highway 45.
4. That the site be large enough and the building designed for 50 year expansion.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does approve the construction of a 400 bed Sheriff's Facility/Jail on County property near the intersection of County Highway Y and U.S. Highway 45.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive is authorized to retain the services of a construction manager and architect; and that funds for the services of a construction manager and architect shall be appropriated from the Winnebago County General Fund.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE
PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt.
Motion by Supervisor Rengstorf and seconded to consider the following substitute amendment to this resolution.

**PROPOSED SUBSTITUTE
AMENDMENT TO
RESOLUTION NO. 354-198:**

**Approve Construction of a
Sheriff's Facility and a Jail**

WHEREAS, the present Sheriff's Facility/Jail located in the city/county Safety Building was occupied in 1980 with an 86 bed capacity and a lifecycle to the year 2000; and

WHEREAS, Winnebago County has been boarding juveniles and adult prisoners in other county facilities since 1992; and

WHEREAS, special ad hoc committees reviewed the jail need projections and future trends in the federal and state criminal justice

systems as they may impact future needs of the county; and

WHEREAS, said committee recommended that the county build a new Sheriff's Facility/Jail and that the new jail be located on county property that will meet county needs for fifty years; and

WHEREAS, the County Board authorized hiring a consultant to assist the Judiciary and Public Safety and Property Management and Maintenance Committees to determine the cost, size, number of beds and location of a new Sheriff's Facility/Jail; and

WHEREAS, the joint committees recommended the following:

1. A new Sheriff's Facility and Jail to be built.
2. That the Sheriff's Facility shall meet county needs through the year 2020.
3. That the Sheriff's Facility/Jail be located on county property at the intersection of County Road Y and U.S. Highway 45.
4. That the site be large enough and the building designed for 50 year expansion.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does approve the construction of a Sheriff's Facility/Jail on County property near the intersection of County Highway Y and U.S. Highway 45.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive is authorized to investigate options for construction of such a facility and to also investigate the possibilities of leasing and/or other alternative financing options for such a facility. These findings will be forwarded to the proper committees on the County Board.

Submitted by:

HARVEY J RENGSTORF, DIST. #37

JOSEPH N MAEHL, DIST. #6

COUNTY BOARD SUPERVISORS

Motion by Supervisor Pech and seconded to amend Line 38 of the substitute amendment by adding, "and/or other alternative financing options for" after the word "leasing". CARRIED BY VOICE VOTE. Vote on Substitute Amendment to Resolution No. 354-198 - Ayes: 33. Nays: 2 - Savas and Crowley. Excused: 3 - Brown, Koziczkowski and O'Brien. CARRIED.

**RESOLUTION NO. 356-298: Authorize Execution of Resolution
Petitioning Secretary of Transportation for Airport
Improvement Aid**

WHEREAS, Winnebago County is periodically required to petition the United States Secretary of Transportation for airport improvement aid so as to be eligible to receive grants for any projects which the airport might consider completing in the future; and

WHEREAS, your undersigned Committee desires to petition the U.S. Secretary of Transportation for airport improvement aid with regard to those projects which are attached hereto as Exhibit "B"; and

WHEREAS, petitioning the U.S. Secretary of Transportation for airport improvement aids is an initial step with regard to obtaining a grant for any project from the federal government and does not commit Winnebago County, monetarily toward accomplishing said projects, nor does it commit the federal government to granting money to Winnebago County for said projects but only makes said projects eligible in the future for federal aid.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes execution of the resolution petitioning the Secretary of Transportation for airport improvement aid which is herewith attached as a part of this resolution as to Exhibit "A" in relationship to those projects which are listed in Exhibit "B" which is also attached and made a part of this resolution by reference.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 1 - Crowley. Excused: 3 - Brown, Koziczkowski, O'Brien. CARRIED.

**RESOLUTION NO. 357-298: 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 approximately \$13,800.00 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: 35. Nays: 0. Excused: 3 - Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 358-298: Disallow Claim of Richard Engeleiter

WHEREAS, your Personnel and Finance Committee has had the claim of Richard Engeleiter 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 Richard Engeleiter dated October 3, 1997, 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. 359-298: Disallow Claim of Jason D. Kipp

WHEREAS, your Personnel and Finance Committee has had the claim of Jason D. Kipp 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 Jason D. Kipp dated January 14, 1998, 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. 360-298: Disallow Claim of John C. Marxen

WHEREAS, your Personnel and Finance Committee has had the claim of John C. Marxen referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of John C. Marxen dated October 13, 1997, 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. 361-298: Convert One Part-Time (80%)
Registered Nurse Position to a Full-Time Position: Public
Health Department**

WHEREAS, the Oshkosh/Winnebago County Housing Authority has initiated a request to increase its contract with the Winnebago County Health Department in order to acquire the services of a Registered Nurse on a full-time rather than a part-time basis; and

WHEREAS, the Oshkosh/Winnebago County Housing Authority will reimburse Winnebago County for the full cost associated with this request.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one part-time position of Registered Nurse in the Winnebago County Health Department be converted to a full-time position for the purposes of providing expanded services to the Oshkosh/Winnebago County Housing Authority and

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be secured from the Oshkosh/Winnebago County Housing Authority; and

BE IT FURTHER RESOLVED, that continuation of this position of Registered Nurse within the Winnebago County Health Department be contingent upon the continuing funding of its full cost by the Oshkosh/Winnebago County Housing Authority.

Submitted by:

BOARD OF HEALTH AND PERSONNEL & FINANCE
COMMITTEE

Motion by Supervisor Rankin and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Brown, Koziczkowski, O'Brien, Arne and Rengstorf. CARRIED.

RESOLUTION NO. 362-298: Appropriate Donations for Development of a Concept Design and Cost Estimates: Sunnyview Exposition Center Covered Horse Arena

WHEREAS, donations have been pledged in the amount of \$5,604.00 by those entities listed below for the purpose of contracting architectural services to prepare a concept design and cost estimates for construction of a covered horse arena at the Sunnyview Exposition Center; and

WHEREAS, the building of a covered horse arena will greatly enhance the future use of the Sunnyview Exposition Center and add to the quality of livestock related events held there; and

WHEREAS, your undersigned Committee recommends that said donations be accepted and said donations be appropriated for that purpose described above, said fund shall be placed in the Exposition Center Trust Fund to be held until such time as disbursement is required to pay for said services.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Parks Department to accept donations in the following amounts:

Winnebago County 4-H Horse and Pony Committee	\$5,000.00
Winnebago Saddle Horse Association	\$ 204.00
Northeast Wisconsin Quarter Horse Association	\$ 300.00
Wisconsin Amateur Quarter Horse Association	\$ 50.00
Doug and Diane Baier	\$ 50.00

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates those funds received as a result of said donations to the Exposition Center Trust Fund for the purpose of preparing a concept design and cost estimates for the future building of a covered horse arena at the Sunnyview Exposition Center.

Submitted by:
 PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 363-298: Appropriate Donations for Development of an Off-Leash Dog Park Within the Winnebago County Community Park

WHEREAS, donations have been pledged in the amount of \$5,009.00 by those entities listed below for the purpose of assisting in the development of an off-leash dog park within the Winnebago County Community Park; and

WHEREAS, it was determined in the Winnebago County Community Park Master Plan that the addition of an off-leash dog park, with a perimeter fence, would allow dog owners a place to take their pets for exercise in a safe and secure environment; and

WHEREAS, your undersigned Committee recommends that said donations be accepted, and said donations be appropriated for that purpose described above, said fund shall be placed in the County Parks Beautification Trust Fund to be held until such time as disbursement is required to pay for said development.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Parks Department to accept donations in the following amounts:

Mary Jo Reichenberger	\$ 1,500.00
Joel & Colleen Edson	\$ 500.00
Winnegamie Dog Club, Inc	\$ 200.00
Sherry & Richard Hopfensperger	\$ 109.00
Van Elzen's Apples	\$ 100.00
Dr. Colleen McDermott	\$ 100.00
Valley Veterinary Hospital	\$ 100.00
Jade Villa	\$ 100.00
Jay & Linda Edson	\$ 100.00
Erna Emerson	\$ 100.00
Mark & Chris Troutt	\$ 100.00
Sadoff Iron & Metal Co	\$ 100.00
Kiwanis Club of Oshkosh, Inc	\$ 100.00
Mary Stusek	\$ 100.00
Chuck Stusek, State Farm Ins	\$ 100.00
Barbara Schuldt	\$ 100.00
Lakeside Animal Hospital	\$ 100.00
Tim & Kathy Cogswell	\$ 100.00
Kevin & Sherri Edson	\$ 100.00
Ruth & Bill Stelzner	\$ 100.00
Larry & Robyn Phillips	\$ 100.00
Mark Molson	\$ 100.00
Belville - Fletcher Chiropractic	\$ 100.00
Service Oil Company, Inc	\$ 100.00
John & Charlotte Murphy	\$ 100.00
Friends of the Shelter	\$ 100.00
Caroline Fisher	\$ 100.00
Melanie Krawiec	\$ 50.00
Philip Paschke	\$ 50.00
Poeschl Printing Co., Inc	\$ 50.00
Hill Therapeutic Massage	\$ 50.00
James Wojahn	\$ 25.00
Rockwell Heavy Vehicle Systems, Inc	\$ 25.00
Joe & Jean Framke	\$ 25.00
Aurora Kennel & Pet Shoppe	\$ 25.00
Norm Beckman	\$ 20.00
Lisa Nolte	\$ 15.00
Dennis & Laura Coppage	\$ 10.00
John & Mary Spanbauer	\$ 10.00
Nicole Gunther	\$ 10.00
Mark & Sandra Schmidt	\$ 10.00
Jacqueline Challis	\$ 10.00
Arlene Erdman	\$ 5.00
Jack & Nancy Zolkowski	\$ 5.00
Michael & Gina Herdina	\$ 5.00

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates those funds received as a result of said donations to the County Parks Beautification Trust Fund for the purpose of assisting in the development of an off-leash dog park in the Winnebago County Community Park.

Submitted by:
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 364-298: Authorize Execution of Memoranda of Understanding Between Winnebago County and the Director of State Courts Re: Circuit Court Automation Program (CCAP)

WHEREAS, the Circuit Court Automation Project (CCAP) is a state-wide computerized court management system funded by a fee assessed on court cases which includes case and financial management components as well as probate and jury management systems and is administered by the Director of State Courts; and

WHEREAS, at the time that CCAP was instituted, Winnebago County was far ahead of the other counties with regard to the computerization of court records and therefore elected to opt out of the CCAP system and, as a consequence, was reimbursed its investment in its own computerization system by CCAP; and

WHEREAS, it now appears to be in the best interest of Winnebago County to convert to the CCAP system in that it offers the benefit of improved systems, standardization of record processing and record keeping with other counties, and in light of anticipated major changes related to the County's mainframe; and

WHEREAS, participation in CCAP will require Winnebago County to return to the State funds received from CCAP for investment in its own computer management system, which amounts to \$178,765.88.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to execute the attached Memoranda of Understanding between Winnebago County and the Wisconsin Supreme Court's Director of State Courts in relationship to the installation of the Circuit Court Automation Program (CCAP) Court Case Management System in Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby pledges that the 1999 Winnebago County General Budget shall include an appropriation in the amount of \$178,765.88 to reimburse the CCAP Programs for funds previously received from that program for Winnebago County to prepare and install its own automation system.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Brown, Koziczkowski and O'Brien. CARRIED.

AMENDED

ORDINANCE NO. 365-298: Amend Section 7.04(5) of the General Code of Winnebago County: County Trunk Highway Controlled Access Ordinance

WHEREAS, it has been recommended, by the Winnebago County Highway Commissioner, to your undersigned Committee that the Winnebago County Trunk Highway Controlled Access Ordinance be amended to reflect changes in highway construction during the past several years and to reflect the safety needs of those utilizing Winnebago County trunk highways; and

WHEREAS, the Winnebago County Highway Commissioner in conjunction with the Winnebago County Planning Department has recommended the following changes to the County Trunk Highway Controlled Access Ordinance which have been approved by the Winnebago County Board of Supervisors Highway Committee.

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

Section 7.04(5) of the General Code of Winnebago County be amended to read as follows:

7.04 COUNTY TRUNK HIGHWAY CONTROLLED ACCESS.

(5) JURISDICTION. (a) These regulations shall apply to the following County Trunk Highways in Winnebago County:

1. CTH "A" from Oshkosh city limits to Neenah city limits
2. CTH "CB" from CTH "JJ" to Outagamie County line (1,000 ft. spacing between access points)

3. CTH "E" from Clairville Road to Grams Road excluding that portion between Quarry Drive to River Road in the Town of Rushford
4. CTH "G" from CTH "M" to CTH "A"
5. CTH "GG" from USH 45 to STH 110
6. CTH "I" from CTH "Z" to Oshkosh city limits
7. CTH "JJ" from USH 45 to Pendleton Road
8. CTH "K" from STH 116 to Oshkosh city limits
9. CTH "M" from STH 116 to CTH "G"
10. CTH "N" from STH 26 to CTH "I"
11. CTH "W" from STH 110 to Outagamie County line

(b) The following county highways form the boundary with other counties and, as a consequence, this ordinance shall apply only to those areas within Winnebago County:

CTH "BB" from USH 45 to Cold Spring Road

(c) Any changes in the listed highways in (a) or (b) shall require the approval of the Winnebago County Board of Supervisors

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that this amendment to said ordinance shall be effective as of April 1, 1998.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 1 - Rengstorf. Excused: 4 - Planalp, Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 366-298: Support Campaign Finance Reform

WHEREAS, Wisconsin citizens have a proud tradition of clean and open government; and

WHEREAS, campaign spending is spiraling up and out of control, and large special interests are playing an increasingly dominant role in financing elections and referendums; and

WHEREAS, as much as 90% of candidate money in some state legislative campaigns is derived from out-of-district resources; and

WHEREAS, special interest funders often have disproportionate access to public officials at key times in lawmaking processes, allowing for undue influence; and

WHEREAS, Wisconsin's current public campaign finance system is severely underfunded and is providing only very small grants, and these small grants neither give candidates incentive to accept spending limits nor relieve them of the obligation to fundraise from monied special interests;

WHEREAS, voter cynicism is at an all-time high, with the Governor's Blue-Ribbon Commission on Campaign Finance Reform finding 84% of Wisconsin citizens supporting "sweeping and fundamental" reform.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby urges the Wisconsin Legislature to enact legislation to reform the current system of political campaign financing by offering proposals that enable all candidates to have a fair chance to present their ideas to the voters.

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

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 18 - Kollath, Barker, Griesbach, Savas, Maehl, Klitzke, Widener, Lauson, Albrecht, Pech, Schwartz, Warnke, Footit, Robl, Lawson, Kramer, Sievert and Egan. Nays: 15 - Schulz, Montgomery, Sundquist, Wagner, Troxell, Payne, Schaidler, Finch, Hue, Arne, Diakoff, Brennand, Rankin, Rengstorf and Metzsig. Abstain: 1 - Crowley. Excused: 4 - Brown, Koziczowski, Planalp and O'Brien. CARRIED.

RESOLUTION NO. 367-298: Authorize Payment of Per Diem and Expenses for Unassigned Committee Activities

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that pursuant to Section 59.13(2), Statutes, hereby authorizes the payment of per diems and any expenses as allowed by law for the attendance of County Board members and other committee and board members at those meetings listed on Exhibit "A" which is herewith attached and made a part of this resolution by reference.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 0. Abstain: 1 - Footit. Excused: 5 - Brown, Schaidler, Koziczkowski, Planalp and O'Brien. CARRIED.

**RESOLUTION NO. 368-298: Oppose Senate Bill 32
(Amendments to Wisconsin Retirement System)**

WHEREAS, under current law, participants in the Wisconsin Retirement System who is initially employed on or after January 1, 1990 must have earned five (5) years of credible service before he or she gains the right to receive a retirement annuity; and

WHEREAS, Senate Bill 32 eliminates the five (5) year annuity vesting period for participants in the Wisconsin Retirement System employed on or after January 1, 1990; and

WHEREAS, your undersigned Legislative Committee has reviewed Senate Bill 32 and recommend that Winnebago County oppose its adoption in that your Committee believes that said Bill, if adopted, will increase the liability of Winnebago County to the state retirement system.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes its opposition to Senate Bill 32.

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 all legislators representing constituents residing in Winnebago County within the State Legislature; to the office of Governor Tommy Thompson; and to the Wisconsin Counties Association.

Submitted by:

LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 31. Nays: 2 - Lauson and Schwartz. Excused: 5 - Planalp, Crowley, Brown, Koziczkowski and O'Brien. CARRIED.

**RESOLUTION NO. 369-298: Authorize Execution of Lease
Between Winnebago County and Ameritech (W2 Program
Site)**

WHEREAS, Winnebago County's contract with the State of Wisconsin to operate the W2 Program in Winnebago County requires that by July 1, 1998 that the W2 Program be operated out of a centralized job center; and

WHEREAS, Winnebago County, as well as Career Pros (formerly Winne-Fond Lake Consortium), Job Service, the Department of Vocational Rehabilitation, University of Wisconsin Oshkosh, Fox Valley Technical Institute and Advocap have mutually agreed to establish a job center in the Ameritech Building located at 315 Algoma Blvd., in the City of Oshkosh; and

WHEREAS, a tentative agreement has been reached between Winnebago County and Ameritech to rent approximately 15,245 square feet of space at a rental price of \$9.25 per square foot per year, initially, from Ameritech for office space in said building to house the W2 Program; and

WHEREAS, your undersigned Board and Committee believe that rental of said space is appropriate and that the terms of said proposed lease are reasonable.

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 lease with Ameritech for the rental of approximately 15,245 square feet of office space in a building located at 315 Algoma Blvd., City of Oshkosh at an annual rate of approximately \$9.25 per square foot for the initial year of said lease agreement. Said lease is authorized for a period of five (5) years. The rate of rent shall increase at a rate of 2% per year after the initial year of the lease.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the term of said lease agreement shall commence on April 15, 1998.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that execution of the lease shall be subject to approval as to the final terms of said lease by the Corporation Counsel.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE and SOCIAL SERVICES BOARD

Motion by Supervisor Wagner and seconded to adopt. Lines 15 and 24 were corrected to read, "5,100 square feet." Ayes: 31. Nays: 0. Excused: 7 - Lauson, Planalp, Footit, Finch, Brown, Koziczowski and O'Brien. CARRIED.

RESOLUTION NO. 370-298: Appropriate \$65,000 from General Fund for Sesquicentennial Books and Activities

WHEREAS, the Winnebago County Sesquicentennial Committee has been working for nearly a year to plan Sesquicentennial activities in 1998; and

WHEREAS, some of the projects planned and underway are: A History of Winnebago County being written by author Michael Goc; The History of Winnebago County Government which was begun by Dr. Charles Goff and is being completed by Dr. Martin Gruberg; an Old-Timers' Dance during the County Fair; a visit by the Sesquicentennial Train during the County Fair; a mural at the Expo Building depicting the county over the years; a Historical Industrial Park display at the County Fair; a Sesquicentennial Quilt being made by 4-H youth, a Postal Second-Day Cachet and Pictorial Cancellation and Memory Trees to be sold and planted near the James P. Coughlin Building; and

WHEREAS, the Sesquicentennial Committee has discussed the need for funding these projects and has determined that an appropriation of \$5,000 is required from the General Fund at this time to proceed further with planning; and

WHEREAS, the Sesquicentennial Committee has determined that all proceeds from the sale of the books, trees, and any other revenues will be returned to the General Fund to defray these expenses.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the sum of \$65,000 be appropriated from the General Fund for the Sesquicentennial activities.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any and all revenues received from sales or other sources be returned to the General Fund.

Submitted by:

WINNEBAGO COUNTY SESQUICENTENNIAL
COMMITTEE and
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7 - Lauson, Planalp, Footit, Finch, Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 371-298: Authorize Execution of Activity Endorsement and Limited License Agreement Between Winnebago County and Wisconsin Sesquicentennial Commission

WHEREAS, the Wisconsin Sesquicentennial Commission owns and licenses the rights in the official seal the Wisconsin Sesquicentennial; and

WHEREAS, said Commission is authorized to provide its official endorsement of activities commemorating Wisconsin Sesquicentennial with said official endorsement including a non-exclusive, royalty-free license to use the Seal in connection with promoting officially endorsed activities; and

WHEREAS, Winnebago County intends to conduct activities commemorating Wisconsin Sesquicentennial and seeks official endorsement of said activities from the Wisconsin Sesquicentennial Commission, specifically in relationship to the Winnebago County Fair.

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 execute the attached Event Endorsement and Limited License Agreement with the Wisconsin Sesquicentennial Commission for the purpose of obtaining the Wisconsin Sesquicentennial Commission's official endorsement of county activities related to the commemoration of Wisconsin's Sesquicentennial.

Submitted by:

WINNEBAGO COUNTY SESQUICENTENNIAL
COMMITTEE

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

RESOLUTION NO. 372-298: Authorize Transfer of \$17,600 from Coroner's Labor Expenses Fund and General Contingency Fund of 1997 Winnebago County Budget (Coroner's Office - Travel and Other Operating Expenses)

WHEREAS, the Winnebago County Coroner incurred overages in its Travel Expense budget of \$100 in 1997 and an overage in its other Operating Expense Account of \$17,500 during the 1997 calendar year due to unanticipated travel and other operating expenses; and

WHEREAS, a budget transfer is necessary to cover said overages.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$9,000 from the Coroner’s Labor Expense Fund and \$8,600 from the General Contingency Fund of the 1997 Winnebago County Budget with said monies to be appropriated to the following funds within the 1997 Winnebago County Budget:

Coroner’s Travel Expenses	\$ 100.00
Coroner’s Other Operating Expenses	\$17,500.00

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Planalp, Footit, Brown, Koziczkowski and O’Brien. CARRIED.

RESOLUTION NO. 373-298: Authorize Transfer of \$28,500 from Grant Revenue Fund to Other Operating Expense Fund of Land and Water Conservation 1997 Budget

WHEREAS, overages occurred in the Other Operating Expense Budget within the Land and Water Conservation Department of \$28,500 for the 1997 budget year; and

WHEREAS, a fund transfer is necessary to cover said overages.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$28,500 from the 1997 Land and Water Conservation Department Grant Revenue Fund to the 1997 Land and Water Conservation Department Other Operating Expense Fund.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Planalp, Footit, Brown, Koziczkowski and O’Brien. CARRIED.

RESOLUTION NO. 374-298: Authorize Transfer of \$220,000 from General Fund Balance to Snow Removal Fund, Highway Department

WHEREAS, a severe winter in early 1997 resulted in the depletion of the Highway Department Snow Removal Budget during the 1997 budget year; and

WHEREAS, a transfer of \$220,000 to the Highway Department Snow Removal Fund is necessary to offset overages in the 1997 Highway Department Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$220,000 from the 1997 budget fund balance to the Highway Department Snow Removal Fund.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Planalp, Footit, Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 375-298: Authorize Transfer of \$20,000 from General Contingency Fund to Maintenance Department's Equipment Fund of 1998 Winnebago County Budget (Purchase of Utility Van)

WHEREAS, it has recently become necessary to purchase a new utility van for the Winnebago County Maintenance Department for the purpose of transporting crew and equipment from building to building; and

WHEREAS, the approximate estimated cost of said new van is \$20,000; and

WHEREAS, no funds were budgeted within the 1998 budget for the purchase of said van.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$20,000 from the General Contingency Fund of the 1998 Winnebago County Budget to the Equipment Fund of the Winnebago County Maintenance Department Budget for the purpose of purchasing a utility van.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Planalp, Footit, Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 376-298: Authorize Transfer of \$7500 from 1998 Winnebago County Budget General Contingency Fund to Other Equipment Fund of County Clerk's Budget (Photocopier Purchase)

WHEREAS, an increase in the volume of copies in the Winnebago County Clerk's Office from 50,000 copies in 1996 to 100,000 copies in 1997 has necessitated the purchase of a new and heavy duty copier to handle said increase in photocopying and well as to sort and staple copies made; and

WHEREAS, no funds were appropriated in the 1998 budget for the purchase of such a copier by the Winnebago County Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$7500.00 from the General Contingency Fund of the 1998 Winnebago County Budget to the Other Equipment Fund of the Winnebago County Clerk's Budget for the purpose of purchasing a heavy duty photocopying machine with sorter and stapler.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Planalp, Footit, Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 377-298: Authorize Transfer of \$3438.00 Medicaid Title 19 Funds to Registration/Tuition Funds in 1997 Park View Health Center Budget

WHEREAS, Park View Health Center has received reimbursement in the amount of \$3438.00 from the State Medical Assistance Program (Title 19) in reimbursement in training and competency evaluations for nurses aides; and

WHEREAS, it is necessary to transfer said funds to the Registration/Tuition Fund of Park View Health Center's 1997 Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of a total sum of \$3438.00 from Park View Health Center's Medicaid Title 19 Funds to Park View Health Center's Registration/Tuition Funds within the 1997 Park View Health Center Budget to offset the costs for training certified nurses aides.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 - Planalp, Footit, Brown, Koziczkowski and O'Brien. CARRIED.

RESOLUTION NO. 378-298: Authorize Transfer of \$54,000 from Grant Revenue Fund of 1997 Winnebago County Social Services Budget

WHEREAS, grant monies have been received by the Winnebago County Department of Social Services in the amount of \$54,000 during the 1997 budget year; and

WHEREAS, it has been recommended that said funds be appropriated for support of the Family Preservation Program, Sexual Abuse Services and the Boys and Girls Alliance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the sum of \$25,300 be appropriated to Family Training - Contracted Service Fund; the sum of \$7,400 be appropriate to Sexual Abuse Services - Grant Fund; and the sum of \$21,300 be appropriated to the Boys and Girls Alliance - Grant Fund in the 1997 Winnebago County Department of Social Services Budget and that said appropriations shall be made from the Grant Revenue Fund of the 1997 Winnebago County Department of Social Services Budget.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6 - Planalp, Footit, Crowley, Brown, Koziczkowski and O'Brien. CARRIED.

Supervisor Schwartz moved and it was seconded to adjourn to March 10, 1998, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:00 P.M.

Respectfully submitted,
Susan T. Ertmer
Deputy Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Susan T. Ertmer, Deputy 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 24, 1998.

Susan T. Ertmer
Deputy Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS MEETING
COUNTY BOARD MEETING**

MARCH 10, 1998

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 Hue, Brown and Sundquist. Supervisor Planalp moved and it was seconded to adopt the agenda. CARRIED BY UNANIMOUS VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

A Notice of Claim from Karen M. Krake regarding damage to her car due to a hole in the roadway was referred to the Personnel & Finance Committee.

Information about a one-day, WCA Educational Seminar entitled, "County Jails: Liability, Lawsuits and Logistics" was received. Supervisors interested in attending should contact the County Clerk's Office prior to March 20. The seminar is scheduled for 9:30 a.m., March 30, at the Wausau Inn, Wausau, Wisconsin.

COMMITTEE REPORTS

Supervisor Wagner reported on the Kurdish family that moved into the county-owned house on Northwestern Street in Oshkosh. All of the adults are working and the children are doing very well in school. They are in good health and are learning the English language. They have also been reimbursing St. Raphael's Catholic Church, who sponsored them and rented the house from the county.

Supervisor Lauson stated that at the next meeting of the Legislative Committee, "takings" legislation will be discussed. He

thanked Supervisor Montgomery for bringing the issue to the Board's attention.

PUBLIC HEARING

Michael Dixon, 210 Lincoln Avenue, Omro, Wisconsin, spoke in support of a race track at the County Fairgrounds.

Jeff Lemiesz, Oshkosh, Wisconsin, is a member of the race track committee and expressed his strong support for a race track at the County Fairgrounds.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey reported on the NACo Convention in Washington, D.C. She explained that there are a number of issues at the state and federal level that we need to be aware of. The "takings" issue is of great concern and could cause major zoning problems for the municipal and county zoning commissions. She attended a meeting with Senators Feingold and Kohl to discuss this issue. She explained that the "takings" legislation is "a real assault" on the idea of giving more responsibility back to the communities. She encouraged the Supervisors to let our legislators know that we are against this legislation.

Executive Van De Hey also reported that she had met with Congressman Petri and discussed the census issue. There is concern about the methods that will be used to conduct the census and whether there will be accurate results. She explained that if it is not accurate, there's a good chance that Wisconsin's number of representatives would decrease.

Executive Van De Hey explained that there is legislation pending regarding the funding for our Work Force Development program. The funds we receive for our Work Force Development program come from the Federal Government through the Job Training and Partnership Act (JTPA). Winnebago County is combining with Fond du Lac, Calumet, Outagamie and Brown Counties to form a larger region or a Private Industry Council. The head of this region is Cheryl Welch, who worked in Work Force Development through the Governor's office in Ohio. Executive Van De Hey asked that the Supervisors contact her for more information or to express their support for this bill.

Executive Van De Hey spoke about the issue of converting our computer systems over to the year 2000, or "Y2K" as it is called. She explained that if we are not completely converted by December 31, 1999, we will be unable to interface with state or federal

programs. This would affect federal benefits, Social Security, state programs, etc. She explained that the County is in the process of installing the PeopleSoft program, which will convert the County for the year 2000. It is a very complex system and should be completely installed by September, 1999.

Executive Van De Hey told the Board that Tom Bartz has been selected as the new Information Systems Director and that his appointment is on tonight's agenda. Mr. Bartz has an engineering background and has implemented large applications, such as PeopleSoft. He is very knowledgeable and will be an asset to the County.

She told the Board that Jay Schaefer, who had left the County's Information Systems Department last summer, has agreed to come back. He will be an important addition to the IS Department's staff.

Executive Van De Hey said that they are in the process of finding a replacement for Arthur Druke, who recently retired as the Maintenance Manager. She thanked Supervisor Wagner for all her efforts in arranging Mr. Druke's retirement party and selecting his gift.

Executive Van De Hey expressed her support of the construction of a covered horse arena at the fairgrounds. She explained that the uncovered horse ring that we now have poses a great potential for injury to riders and horses if there is bad weather. She further explained that the cover for the horse arena has been in the budget for five years and that its cost is less than was projected. She also explained that a covered horse arena would draw in more and larger horse shows, raising revenue for the County. More importantly, it will increase safety at the facility. She urged the Board to support this issue.

Executive Van De Hey commended Supervisor Payne for his efforts and hard work on the race track issue. She feels it is well researched and deserves the Board's consideration.

Executive Van De Hey presented her appointment of Thomas C. Bartz as the Director of Information Systems.

APPOINTMENT OF INFORMATION SYSTEMS DIRECTOR

Executive Van De Hey asked for the Board's approval of her appointment of Thomas C. Bartz as the Information Systems Director.

Motion by Supervisor Montgomery and seconded to accept.
CARRIED BY UNANIMOUS VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl addressed the Board regarding the appointment of a replacement for the retiring County Clerk, Linda Wolfe. He explained that state statutes allows for the appointment of the deputy to complete the term and that he wanted the Committee on Committees to be involved in the decision. That committee voted unanimously to appoint Susan Ertmer, Deputy County Clerk, as County Clerk.

APPOINTMENT OF COUNTY CLERK

Chairman Maehl asked for the Board's acceptance of the Committee on Committees appointment of Susan Ertmer as County Clerk. She will complete the term of office of Linda Wolfe, who is retiring, effective April 1, 1998.

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

ORDINANCE NO. 379-398: Create Section 7.02(20) General Code of Winnebago County (Speed Limit - County Highway "W")

WHEREAS, the State of Wisconsin is in the process of installing traffic lights at the intersection of County Highway "W" at its intersection with State Highways 150 and 110; and

WHEREAS, as a result of the installation of said traffic lights, it is imperative that the speed limit on County Highway "W" be lowered at said intersection as soon as is possible; and

WHEREAS, the State of Wisconsin Department of Transportation has approved the lowering of the speed limit on County Highway "W" pursuant to this ordinance.

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

The creation of Section 7.02(20) of the General Code of Winnebago County which shall read as follows:

7.02 SPEED LIMIT REGULATIONS

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

(20) COUNTY TRUNK HIGHWAY "W". (a) Town of Winchester.

(1) Forty-five (45) miles per hour from its intersection with State Highway 110 and State Highway 150 northerly 420 feet.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 - Brown, Sundquist and Hue. CARRIED.

RESOLUTION NO. 380-398: Authorize Execution of Cellular Telephone Service Agreement with Cellular One

WHEREAS, the Winnebago County Information Systems Department has determined, after receiving competitive proposals, that it is in the best interest of Winnebago County to purchase cellular telephone services from Cellular One of Appleton, Wisconsin; and

WHEREAS, Cellular One has offered to enter into a three (3) year services agreement with Winnebago County to provide cellular telephone services at a rate of \$4.75 per year per mobile phone and at a rate of \$.14 per minute for each minute that airtime is used by said phone with said price guaranteed for a three (3) year term; and

WHEREAS, Winnebago County desires to enter into a three (3) year contract with Cellular One for said cellular telephone services.

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 contract for the purchase of cellular telephone services with Cellular One of Appleton for a term of three (3) years at a rate of \$4.75 per cellular phone per year and at a rate of \$.14 per minute for airtime utilized.

BE IT FURTHER RESOLVED that execution of said contract shall be subject to approval of the final draft of said contract by the Winnebago County Corporation Counsel.

Submitted by:
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Brennand and seconded to adopt. Supervisor Brennand asked the Board to correct Lines 12 and 21

by changing the word "year" to "month". Ayes: 35. Nays: 0. Excused: 3 - Brown, Sundquist and Hue. CARRIED.

SESQUICENTENNIAL VIDEO

Supervisor Albrecht introduced a video provided by the State of Wisconsin's Board of Directors of the Sesquicentennial. The video highlights planned events celebrating the State's 150th birthday across the state.

After the video, Supervisor Albrecht stated that at the next County Board meeting the County's Sesquicentennial Committee will be giving a report on their activities. They will detail the events and projects that are being worked on for the Sesquicentennial. He explained that there is a possibility that the State will be offering additional grant money. At that time, Winnebago County would make application for this money to help with various projects, particularly the publishing of the history book.

COVERED HORSE ARENA

Rob Way, Parks Director, explained that a covered horse arena has been a capital improvements project for sometime. The Parks and Recreation Committee and Executive Van De Hey are in agreement "that this is a project whose time has come."

Mr. Way explained that bad weather during, and more notably prior to an event, affects gate fees by reducing attendance. He told the Board that two of the six major horse events have expressed concern about this situation and are considering moving their events to other facilities. Mr. Way emphasized that a covered horse arena is needed so these events can take place. It would also increase the quality of the events.

A work group was formed to study this project. The people in the work group are involved with horses and have traveled across the country to various facilities. Mr. Way stated that they are very aware of what a facility of this type should include. He complimented them for doing an excellent job on the study.

Mr. Way went over the revenue projections with the Board. Currently, there are approximately six major and three lesser horse shows annually at the fairgrounds that generate approximately \$16,200.00 in revenue. If a covered horse arena is built, projections show approximately twelve major and five lesser horse shows annually, with revenues of \$45,080.00.

Mr. Way then presented the Concept Design Report from HGM Architecture, Inc. The design calls for a 56,000 sq. ft. covered area,

of which 150' X 320' is the horse arena and 80' X 150' is a holding corral or warm up area. In addition, there would be movable bleachers that hold 600 spectators, a movable announcing/judging area, a small concession stand, restroom facilities and a sixty-stall parking lot.

Mr. Way presented a breakdown of costs for the project. General construction estimates are \$614,221; plumbing, \$18,000; electrical, \$185,920; sound and PA systems, \$27,500; gravel surfaced parking lot with lights, \$21,000; contingency, fees and permits, \$115,500; for a total of \$982,141. Supervisor Pech questioned the increase in costs since the project was first proposed.

Ron Hansche, HGM Architecture, Inc., explained that the projected costs for the facility is higher because the arena is larger than anticipated due to the seating area, restroom facilities and concession area. The type of fill that is needed in the arena is also quite expensive and brought the cost up.

Ellen Matejowec, Larsen, Wisconsin, explained to the Board that when the preliminary estimates were made, they couldn't anticipate what the plumbing and electrical costs would be. The other estimates all came in quite close to the final proposals.

She also stated that this facility would be unique to all the others in the state and could draw some of the larger horse shows from the Madison and Milwaukee areas. She said that the fee schedule would also be adjusted to reflect the quality of the facility.

Mr. Way explained that a covered arena would also allow them to extend the season. They would be able to conduct shows from late April through October, instead of May through September.

Supervisor Wagner stated that she was glad to see this proposal. She explained that this covered horse arena was part of the original plans when it was first decided to relocate the fairgrounds to the Town of Oshkosh. She also stated that this facility can be used for other activities.

RACE TRACK PROPOSAL

Supervisor Payne introduced Ron Wolf and Paul Hemauer from McMahon Associates, who was hired to do the concept design and cost estimates for the proposed race track project. Mr. Wolf took the Board through the proposal and explained the design of the facility.

Mr. Hemauer went through the plans for the three structures that would be built. Those structures would include a combination ticket/concession building; an announcers booth (ADA compliant);

and a pit area pole building, which would serve primarily as a storage building, but would also have a small office and meeting room. He explained that they are all "modest, functional structures."

Mr. Wolf went over the design of the track. It will be a 1/3 mile, banked, clay-surface oval track. It is situated 45-50' in front of the grandstands, with an approximate 2/3-mile concrete barrier wall and debris fence for the safety of the spectators. There is an additional 10 acres north of the track that would be the pit area and would be used by the racers to park their vehicles and work on the race cars.

The infield of the track is a grass area of approximately 4 acres. Presently, there are no plans for structures in this area, however it does require a drainage system and will house the lighting system.

The use of these 14 acres for concerts, RV parking, camping and support facilities, is anticipated. Mr. Wolf explained that at this time they are unusable because of drainage problems. But once the area is drained, graded and seeded, it would be very usable.

Mr. Wolf described the other parts of the plan, which include: 1/2 mile perimeter screening and noise fence; an extensive storm sewer system; 2,000 feet of recreational trail; and an extensive lighting and sound system.

He also told the Board that the trail is designed to be used for a variety of events, such as: stock car racing, harness racing, demolition derbies, snowmobile racing, concerts, tractor pulls, etc.

Supervisor Sievert commented on the \$1.5 Million cost of the proposed project and the issue of bonding. She was under the impression that this project wasn't going to cost Winnebago County taxpayers anything. Supervisor Payne explained that it will be bonded for, but that all user fees or ticket surcharges will go to the County and reimburse them for all expenses related to the track and its financing. He hopes to completely reimburse the County in ten years and feels there are numerous ways of calculating fees and surcharges so that can be accomplished. People attending the fair and "Country USA" would be exempt from this surcharge.

Supervisor Pech asked what the anticipated costs for yearly maintenance and upkeep on the facility will be and who will be responsible for these costs. He suggested leasing the facility to a private concern and having them responsible for those costs. Supervisor Payne has researched that idea by studying leasing contracts and has learned that counties in those situations are usually only responsible for "cutting the grass." Track and facility

maintenance would be the responsibility of the lessee.

Dave Panske, Oshkosh, Wisconsin, spoke to the Board about anticipated attendance at the race track. He runs the Seymour race track and is interested in running Winnebago County's facility. He told the Board that in Seymour at a Sunday night race, they average 2,500 people. Attendance depends on a number of factors, such as the night of the week and the competition in the race.

Supervisor Lauson commented that a race track would also increase the attendance at the County fair.

Chuck Orenstein, Finance Director, stated that the cost to the taxpayer would be approximately \$1.10 on a \$100,000 house.

PERSONNEL DEPARTMENT ANNUAL REPORT

William Wagner, Personnel Director, presented his department's annual report. He said that we are in a tight labor market, which is reflected by a lower number of applicants for some key positions.

Mr. Wagner stated that there had been a lot of restructuring in his department, as well as, in other County departments. Four positions from the Park View Health Center Personnel Department and the Safety/Insurance Coordinator have been absorbed by his department.

Mr. Wagner told the Board that a safety program and loss control is being actively pursued by Paula Peterson, the Safety/Insurance Coordinator. She is utilizing existing resources and getting departments to work together on safety training.

He reported that over 600 employees were trained on sexual harassment and on how to file complaints. He also said that new employee orientation has been re-instated.

The new PeopleSoft computer system that is being installed will affect all of the payroll systems. His staff is currently being trained on this system.

Other items Mr. Wagner discussed were:

—consolidation of some services provided by Community Programs and Social Services Department

—four labor contracts are expired and under negotiations and will most likely go to arbitration

—evaluating all cleaning and maintenance services for County buildings; trying to better utilize the resources and talent we have in the existing Maintenance Department; this allows us to rely less on outside, contracted personnel

—continuing work in the Information Systems Department; staff is stabilizing a lot of the outstanding projects; a consultant has given us recommendations on how to avoid these problems again, ie, cross-training and documentation

—hopes to update the County's video; include new facilities; could be used for the new County Board's orientation

"TAKINGS" AND LAND USE MANAGEMENT

Supervisor Montgomery presented information to the Board on the "takings" issue. He explained that land "taking" is the transfer of private land to the government. He explained that Americans are protected from "takings" under Article V of the Fifth Amendment which states, "nor shall private property be taken for public use without just compensation." Eminent domain is addressed under this amendment, in that just compensation must be paid to the property owner.

Supervisor Montgomery explained that problems arise when property owners want to re-zone their properties. In Wisconsin, people go through their required zoning board(s) (municipal, or municipal and county) to request the zoning change. If they are denied, they can go back to their zoning board(s) and try again. In this way, it is kept at a local level and rarely goes beyond the County Board of Supervisors. The takings legislation would allow the intervention of federal courts in local zoning matters.

Problems arise when wealthy developers request zoning changes and are denied. They can then go to federal court to fight the denial. Most municipalities do not have the resources to afford a court battle at the federal level, so they would give up on the court case.

Supervisor Montgomery told the Board that NACo is opposed to the "takings" legislation and asked that counties oppose Senate Bill 1204. This issue will be on the March 23 Legislative Committee's agenda. He asked the Board to pass a resolution opposing this legislation and to forward it on to WCA and our area legislators.

Motion by Supervisor Schwartz and seconded to adjourn until Tuesday, March 17, 1998. CARRIED BY UNANIMOUS VOICE VOTE.

The meeting was adjourned at 9:07 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 Its Special Orders of Business Meeting held March 10, 1998.

Susan T. Ertmer, Deputy
Winnebago County Clerk



Proceedings
of the
Board of Supervisors
of
Winnebago County

SINE DIE SESSION
COUNTY BOARD MEETING

TUESDAY, MARCH 17, 1998

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: 37 present: Kollath, Barker, Griesbach, O'Brien, Maehl, Koziczkowski, Klitzke, Widener, Lauson, Albrecht, Pech, Schulz, Schwartz, Montgomery, Brown, Sundquist, Planalp, Wagner, Warnke, Footit, Troxell, Robl, Payne, Lawson, Crowley, Kramer, Schaidler, Finch, Hue, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf, Metzsig. Excused: 1 - Savas.

Supervisor O'Brien moved and it was seconded to accept the minutes of February 24, 1998. CARRIED BY VOICE VOTE.

Supervisor Planalp moved and it was seconded to approve the agenda, but to consider Resolutions 406-398 and 405-398 first. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Thomas J. Spry regarding alleged false arrest and violation of the Civil Rights was referred to Personnel and Finance Committee. A meeting notice from Wisconsin Counties Assn. on "County Jails: Liability, Lawsuits and Logistics" to be held on March 30, 1998 in Wausau was read and filed. A letter from Governor Thompson's office thanking the county for sending resolutions to them was read and filed. County Supervisors were asked to fill out and return a 1998 Wisconsin Counties Convention form with suggestions for seminar topics to the County Clerk's

Office. A letter from the Department of Veterans Affairs advising of a Grant of \$13,000 for 1998 was read and filed. County Clerk Wolfe read a Gaelic blessing on behalf of St. Patrick's Day.

Petition for Zoning Amendment from Kim Tigert for change from A-2 to R-1 for a residence was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Lauson reminded the members of the Legislative Committee of a meeting on March 23, 1998 at 9 A.M. Supervisor Brown announced that UW-O students won 2 out of 8 top delegation awards and 9 of 18 outstanding individual awards at a recent competition. Over 300 students at UW-O were registered to vote, representing 30% of the students.

PUBLIC HEARING

Jeff Lemiesz, 2230 Plymouth, Oshkosh, WI; Mandy Lemiesz, 820 W. 7th Avenue, Oshkosh, WI; Sandy Piencikowski, 320 Dale Street, Oshkosh, WI; Mark Klemmer, Oshkosh Avenue, Oshkosh, WI; Melanie Bloechl, Oshkosh City Council member; Jason Dahse, 1601 Roosevelt, Oshkosh, WI; Scott Thoma, 340 Stanley Court, Neenah, WI; Russell Jahnke, 618 W. Bent Avenue, Oshkosh, WI; Patrick Fink and Thomas Fink, 1603 N. Main, Oshkosh, WI spoke in support of the racetrack.

Katie Butler and Matty Sedgwick, 4-Hers; Ellen Matejowec, 8337 County Trunk T, Larsen, WI; Bob Sprague, Town of Menasha; and Bricey Marine, 1330 Morgan, Oshkosh, WI spoke in support of a covered horse arena.

Bob Lace, 765 Oak Street, Neenah, WI stated the racetrack and grandstand addition should be considered separately. He spoke in favor of the grandstand addition and supported the covered horse arena. John Hoeft, 330 Monroe, Omro, WI and Russ Tripton, 5406 9th Street, Omro, WI spoke in support of the racetrack and horse arena.

Walt Chrapla, 721 Mitchell, Neenah, WI listed a number of capital outlay projects planned by the County and questioned whether a horse arena and racetrack was needed. He stated the unfunded liability debt is over \$7,000,000. He said there would be a tremendous savings if this was paid or refinanced at a lower interest rate than the 8% the County is paying.

Attorney Dan Goggin spoke in favor of the Jack and Mary Lou Salm re-zoning from A-2 to M-2.

COUNTY EXECUTIVE'S REPORT

County Executive Van De Hey thanked the retiring County Board members: Connie Owens Schulz, John Planalp, Margaret Brown and Mary Jo Widener for their service to the county. She presented a plaque to Doris Martin, Child Support Director and thanked her for her 44 years of service to the County. Ms. Martin thanked the County Board for its support. She thanked Linda Wolfe, County Clerk, for her 26 years of service. She introduced Thomas Bartz, the new Information Systems Director.

COUNTY EXECUTIVE'S APPOINTMENT

SOLID WASTE MANAGEMENT BOARD

County Executive Van De Hey appointed David D. Eisele, Martenson & Eisele, Inc., 1919 American Court, Neenah, WI to the above board for a three year term, beginning April 21, 1998 and expiring April 21, 2000. Motion by Supervisor O'Brien and seconded to accept. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl stated the UW-Fox Valley Planetarium was opened and it is a fabulous facility. There is nothing like it in the nation except in Houston and Salt Lake City. He urged supervisors to attend the Open House tomorrow night. He presented plaques to retiring supervisors Connie Owens Schulz, Margaret Brown, Mary Jo Widener, and John Planalp for their years of service. He also presented a plaque from the County and a plaque from the County Board to Linda Wolfe, County Clerk on her retirement after 26 years of service. The County Board also presented Ms. Wolfe with gifts and flowers for her retirement. Ms. Wolfe thanked the Board for their gifts and friendship.

**DISCUSSION OF CONSTRUCTION OF HOLDING CELLS
FOR PRISONERS - WINNEBAGO COUNTY COURTHOUSE**

Supervisor Harvey Rengstorf explained holding cells are needed at the Courthouse for security reasons and to reduce manpower when prisoners are brought to court. Sheriff Mike Brooks stated they transport between 14-21 prisoners to court daily. They must have one officer for every 2-3 prisoners. Sometimes there are 10-14 officers involved, and they must transport prisoners through the tunnel between the Safety Building and Courthouse

and into an open hallway to the elevator and to the Courtroom. They have to use patrol officers, detectives and administrators to transport prisoners. He stated it doesn't matter where the jail is located, they still need holding cells for prisoners who are waiting to go to court. Supervisor Crowley asked how much it will cost for holding cells, and Sheriff Brooks responded that it would cost no more than \$125,000. The money can come from the Jail Assessment Fund (from fines), which generates revenues of nearly \$175,000 annually. A resolution will be presented to the Board in April for holding cells.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to R-2 for sale to adjoining owner and new parcel will be in one zoning district. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3-01-98. A request from William & Bridget Mundy for change from A-2 (General Farming) to R-2 (Suburban Residential District -single-family, subdivided). 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-5 for development of an apartment complex. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3-02-98. A request from Andrew D. Thompson for rezoning from R-1/R-5 (Rural Residential/Planned Residential Districts) to R-5 (Planned Residential District). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

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

AMENDATORY ORDINANCE NO. 3-03-98. A request from James Landolt for rezoning from M-1 (Light Industrial & Office District) to B-3 (General Business 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-2 (single-family for existing single family lots.) Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3-04-98. A request from Patrick Keesler & Eileen Connolly-Keesler 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. 005. A report from Planning & Zoning Committee re: rezoning to M-2 (Heavy Industrial) for indoor storage and paper bailing. Motion by Supervisor Schaidler to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3-05-98. A request from John (Jack) Salm for rezoning from A-2 (General Farming District) to M-2 (Heavy Industrial District). Motion by Supervisor Schaidler to DENY. Ayes: 11 - Kollath, Barker, Koziczkowski, Planalp, Troxell, Robl, Crowley, Schaidler, Arne, Diakoff, Brennand. Nays: 25 - Barker, O'Brien, Maehl, Klitzke, Widener, Lauson, Albrecht, Pech, Schulz, Schwartz, Montgomery, Brown, Sundquist, Wagner, Warnke, Footit, Payne, Kramer, Finch, Hue, Sievert, Egan, Rankin, Rengstorf, Metzsig. DENIAL LOST. Motion by Supervisor Finch to approve the zoning request. Ayes: 29. Nays: 8 - Kollath, Koziczkowski, Robl, Crowley, Schaidler, Arne, Diakoff and Brennand. APPROVAL CARRIED.

REPORT NO. 006. A report from Planning & Zoning Committee re: amendment to the following portions of the Zoning Ordinance: Section 17.25(2)(b)(3) to add (b) to require findings; Section 17.33(6) to add (b) to require findings; Section 17.20(4) to add (d) to define clean fill; Section 17.14(3)(b)(1) to allow governmental buildings at 30' from right-of-way. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 3-06-98. A request from Planning & Zoning Committee for changes to the Winnebago County Zoning Ordinance. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from Town of Rushford on behalf of Albright Brothers for zoning change from A-1 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from Town of Rushford on behalf of Milton Hannis for zoning change from A-2 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

AMENDED**ORDINANCE NO. 365-298: Amend Section 7.04(5) of the General Code of Winnebago County: County Trunk Highway Controlled Access Ordinance**

WHEREAS, it has been recommended, by the Winnebago County Highway Commissioner, to your undersigned Committee that the Winnebago County Trunk Highway Controlled Access Ordinance be amended to reflect changes in highway construction during the past several years and to reflect the safety needs of those utilizing Winnebago County trunk highways; and

WHEREAS, the Winnebago County Highway Commissioner in conjunction with the Winnebago County Planning Department has recommended the following changes to the County Trunk Highway Controlled Access Ordinance which have been approved by the Winnebago County Board of Supervisors Highway Committee.

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

Section 7.04(5) of the General Code of Winnebago County be amended to read as follows:

7.04 COUNTY TRUNK HIGHWAY CONTROLLED ACCESS.

(5) JURISDICTION. (a) These regulations shall apply to the following County Trunk Highways in Winnebago County:

1. CTH "A" from Oshkosh city limits to Neenah city limits
2. CTH "CB" from CTH "JJ" to Outagamie County line (1,000 ft. spacing between access points)
3. CTH "E" from Clairville Road to Grams Road excluding that portion between Quarry Drive to River Road in the Town of Rushford
4. CTH "G" from CTH "M" to CTH "A"
5. CTH "GG" from USH 45 to STH 110
6. CTH "I" from CTH "Z" to Oshkosh city limits
7. CTH "JJ" from USH 45 to Pendleton Road
8. CTH "K" from STH 116 to Oshkosh city limits
9. CTH "M" from STH 116 to CTH "G"

10. CTH "N" from STH 26 to CTH "I"
11. CTH "W" from STH 110 to Outagamie County line
 - (b) The following county highways form the boundary with other counties and, as a consequence, this ordinance shall apply only to those areas within Winnebago County:
CTH "BB" from USH 45 to Cold Spring Road
 - (c) Any changes in the listed highways in (a) or (b) shall require the approval of the Winnebago County Board of Supervisors

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that this amendment to said ordinance shall be effective as of April 1, 1998.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33.
Nays: 1 - Rengstorf. Excused: 4 - Savas, Lauson, Pech, Sundquist.
CARRIED.

RESOLUTION NO. 381-398: Disallow Claim of Kurt F. Schoeni

WHEREAS, your Personnel and Finance Committee has had the claim of Kurt F. Schoeni 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 Kurt F. Schoeni dated February 23, 1998, 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. Nays: 1 - Schaidler.

RESOLUTION NO. 382-398: Disallow Claim of Paul Gerhartz

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

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Paul Gerhartz dated January 27, 1998, 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.383-398: Disallow Claim of Richard D. Martin

WHEREAS, your Personnel and Finance Committee has had the claim of Richard D. Martin 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 Richard D. Martin dated January 21, 1998, 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. 384-398: Disallow Claim of Dale Rice

WHEREAS, your Personnel and Finance Committee has had the claim of Dale Rice 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 Dale Rice dated January 26, 1998, 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. 385-398: Disallow Claim of Gary Burns

WHEREAS, your Personnel and Finance Committee has had the claim of Gary Burns 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 Burns dated February 12, 1998, 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. 386-398: Disallow Claim of Herbert R. Krause

WHEREAS, your Personnel and Finance Committee has had the claim of Herbert R. Krause 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 Herbert R. Krause dated January 22, 1998, 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. Nays: 1 - Kramer.

**RESOLUTION NO. 387-398: SUPPORT ASSEMBLY
SUBSTITUTE AMENDMENT TO 1997 ASSEMBLY BILL 755
- PERMITS REGARDING SHORELINE PROJECTS ALONG
THE WOLF RIVER AND FOX RIVER BASIN AREAS**

WHEREAS, Assembly Substitute Amendment to 1997 Assembly Bill 755 would streamline the process of citizens obtaining permits regarding shoreline project along the Wolf River and Fox River basin areas; and

WHEREAS, your undersigned Committee believes that said Amendment to said Assembly Bill would benefit the citizens of Winnebago County;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates its support for Assembly Substitute Amendment to 1997 Assembly Bill 755;

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 all legislators representing constituents in Winnebago County, the Wisconsin Counties Association, and to the Office of Governor Tommy Thompson.

Submitted by:
LEGISLATIVE COMMITTEE

It was moved by Supervisor Lauson and seconded to adopt.
CARRIED BY VOICE VOTE.

RESOLUTION NO. 388-398: Disallow Claim of Mercy Medical Center/ Affinity Health Systems Inc. (Knight)

WHEREAS, your Personnel and Finance Committee has had the claim of Mercy Medical Center/Affinity Health Systems 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 Mercy Medical Center/Affinity Health Systems Inc. dated February 12, 1998, 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. 389-398: Disallow Claim of St. Elizabeth Hospital/ Affinity Health Systems Inc. (Knight 2)

WHEREAS, your Personnel and Finance Committee has had the claim of St. Elizabeth Hospital/Affinity Health Systems 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 St. Elizabeth Hospital/Affinity Health Systems Inc. dated February 12, 1998, 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. 390-398: Disallow Claim of Mercy Medical Center/ Affinity Health Systems Inc. (Krueger)

WHEREAS, your Personnel and Finance Committee has had the claim of Mercy Medical Center/Affinity Health Systems 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 Mercy Medical Center/Affinity Health Systems Inc. dated February 12, 1998, 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. 391-398: Disallow Claim of James R. Koch

WHEREAS, your Personnel and Finance Committee has had the claim of James R. Koch referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of James R. Koch dated January 28, 1998, 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. 392-398: Disallow Claim of Elillas Perlberg

WHEREAS, your Personnel and Finance Committee has had the claim of Elillas Perlberg 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 Elillas Perlberg dated January 28, 1998, 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. 393-398: Disallow Claim of Shaun TerBeest

WHEREAS, your Personnel and Finance Committee has had the claim of Shaun TerBeest 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 Shaun TerBeest dated February 5, 1998, 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. 394-398: Commendation to Arthur F. Druke

WHEREAS, Arthur Druke has been employed with the Maintenance Department of Winnebago County for the past twenty years and 11 months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Arthur Druke 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 Arthur Druke for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Arthur Druke.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 395-398: Commendation for Doris Martin

WHEREAS, Doris Martin has been employed with the Winnebago County Register of Deeds Office for twenty-three years and the Winnebago County Department of Child Support for the past twenty years and seven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Doris Martin 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 Doris Martin for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Doris Martin.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 396-398: Commendation for Linda Wolfe

WHEREAS, Linda Wolfe has been employed with Winnebago County for past twenty-five years and ten months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Linda Wolfe 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 Linda Wolfe for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Linda Wolfe.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 397-398 AUTHORIZE TRANSFER OF \$627,161 FROM MEDICAID TITLE XIX ACCOUNTS TO PERMANENT EMPLOYEE AND EMPLOYER CONTRIBUTION ACCOUNTS—PARK VIEW HEALTH CENTER

WHEREAS, a transfer of funds at Park View Health Center is needed to adjust for the reduction in budgeted revenue due to a decrease of 24 licensed beds at Pleasant Acres and the Rehabilitation Pavilion, as well as a reduction of positions on the Table of Organization, all of which are vacant;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$627,161 from Medicaid Title XIX funds to Permanent Employee, Permanent Employee Aide, Permanent Employee RNs, and Employer Contribution Funds at Park View Health Center as is indicated on the Budget Transfer Form which is made a part of this Resolution by reference.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt.
Ayes: 37. Nays: 0. Excused: 1 - Savas. CARRIED.

RESOLUTION NO. 398-398: AUTHORIZE TRANSFER OF \$16,500 FROM LABOR EXPENSES ACCOUNT TO TRAVEL EXPENSES AND OTHER OPERATING EXPENSES ACCOUNT—PUBLIC HEALTH DEPARTMENT 1997 BUDGET

WHEREAS, overages occurred in the Travel Expense and Other Operating Expense Funds of the 1997 Public Health Department Budget; and

WHEREAS, funds exist within the Labor Expense Fund of the 1997 Public Health Department Budget to cover said overage;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$16,500 from the Labor Expense Fund of the 1997 Public Health Department Budget to the following funds:

Travel Expenses	\$ 1,500.00
Other Operating Expenses	\$15,000.00

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Savas. CARRIED.

RESOLUTION NO. 399-398 AUTHORIZE TRANSFER OF \$10,000 FROM OTHER EXPENSE FUND TO LABOR BUDGET FUND—GENERAL SERVICES 1997 BUDGET

WHEREAS, an overage occurred in the General Services Budget for Labor Expenses in the amount of \$10,000 during the 1997 Budget year; and

WHEREAS, \$10,000 exists in the Other Expense Fund and is available to pay for said overage;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$10,000 from the Other Expense Fund to the Labor Budget Fund of the 1997 General Services Budget.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Savas. CARRIED.

RESOLUTION NO. 400-398 AUTHORIZE TRANSFER OF \$28,000 TO OTHER OPERATING EXPENSE FUND—PARK VIEW HEALTH CENTER 1997 BUDGET

WHEREAS, an overage of \$28,000 existed within the Other Operating Expense Fund of the Park View Health Center 1997 Budget; and

WHEREAS, funds exist within the Labor Expense Fund of the Park View Health Center 1997 Budget to cover said overage;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$28,000 from the Labor Expense Fund of the Park View Health Center 1997 Budget to the Other Operating Expense Fund.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Savas. CARRIED.

RESOLUTION NO. 401-398: AUTHORIZE TRANSFER OF \$4,000 FROM OTHER OPERATING EXPENSE FUND TO TRAVEL EXPENSE FUND—SHERIFFS DEPARTMENT 1997 BUDGET

WHEREAS, overages in the amount of \$4,000 exist in the Travel Expense Fund of the Winnebago County Sheriff's Department 1997 Budget; and

WHEREAS, funds are available in the Other Operating Expense Fund of the Winnebago County Sheriff's Department 1997 Budget to cover said overage;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$4,000 from the Other Operating Expense Fund to the Travel Expense Fund of the Winnebago County Sheriff's Department 1997 Budget.

Submitted by:

**JUDICIARY AND PUBLIC SAFETY COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE**

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Savas, **CARRIED**.

RESOLUTION NO. 402-398 OPPOSE ASSEMBLY BILL 701 - BAN THE DISPOSAL AND INCINERATION OF USED AUTOMOTIVE OIL FILTERS WITHOUT ENERGY RECOVERY IN THE SOLID WASTE TREATMENT FACILITY

WHEREAS, Assembly Bill 701 has been introduced within the Wisconsin State Legislature to create a Statute to ban the disposal and incineration of used automotive oil filters without energy recovery in the Solid Waste Treatment Facility in the State beginning in the calendar year 2000; and

WHEREAS, your undersigned Committee believes that said Bill would pose an unnecessary burden upon automobile owners within the State of Wisconsin and automotive repair facilities.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby opposes the passage of Assembly Bill 701.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that hereby directs the Winnebago County Clerk to transmit a copy of this Resolution to all Legislators representing constituents within Winnebago County to the Wisconsin Counties Association and to the Office of Governor Tommy Thompson.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. **CARRIED BY VOICE VOTE**. Supervisor Pech asked that copies of the bills be attached to resolutions such as this in the future.

RESOLUTION NO. 403-398 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 of April 1, 1998, through March 31, 1999.

STRAIGHT MATTER

\$1.1570 Per Line Single Column

\$2.3788 Per Line Double Column

TABULATED MATTER

\$1.4876 Per Line Single Column

\$3.0585 Per Line Double Column

DISPLAY OR BLOCK

\$14.40 Per Column Inch, Daily

\$15.55 Per Column Inch, Sunday

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt.
CARRIED BY VOICE VOTE. 3 Nays.

**RESOLUTION NO. 404-398: AUTHORIZE USE AGREEMENT
WITH OSHKOSH TRUCK CORPORATION—WITTMAN
REGIONAL AIRPORT**

WHEREAS, Oshkosh Truck Corporation has requested permission to lease a portion of the Wittman Regional Airport at the rate of \$100 per vehicle test hour for the purpose of performing a number of limited tests upon its large motor vehicles; and

WHEREAS, Winnebago County has successfully leased the use of Wittman Regional Airport to Oshkosh Truck Corporation for said limited purpose in the past; and

WHEREAS, your Aviation Committee believes that the execution of said lease is in the best interests of Winnebago County

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the execution of a limited-use lease agreement between Oshkosh Truck Corporation and Winnebago County for the use of Wittman Regional Airport to be used to test large motor vehicles at the rate of \$100.00 per vehicle per test hour for a term of two years. (A copy of the proposed lease agreement may be obtained from the Office of the Winnebago County Corporation Counsel or the Airport Director.)

Submitted by:

AVIATION COMMITTEE

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

RESOLUTION NO. 405-398: APPROPRIATE THE SUM OF \$982,141 TO THE WINNEBAGO COUNTY PARKS CAPITAL PROJECT FUND FOR THE CONSTRUCTION OF A COVERED HORSE ARENA AT THE SUNNYVIEW EXPOSITION CENTER

WHEREAS, your Parks and Recreation Committee has determined that the building of a covered horse arena will greatly enhance the future use of the Sunnyview Exposition Center and add to the quality of livestock related events held there; and

WHEREAS, the current horse ring is exposed to weather elements that often causes event programming at the facility to be disrupted or canceled; and

WHEREAS, a significant amount of support for this project has been demonstrated by both the general public and those entities who would be utilizing the covered horse arena; and

WHEREAS, this project has been included in the CIP for the past five years and was scheduled to be funded in 1998; and

WHEREAS, a covered horse arena at the Winnebago County Fairgrounds has been included in Winnebago County's Capital Improvement Plan for the last five years with funding scheduled for 1998;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that \$982,141 shall be appropriated from the General Fund of Winnebago County with said fund to be reimbursed from a subsequent bond issued by Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive is authorized to issue a contract to HGM Architecture Inc. for the final design and project management for said improvement.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 1 - Metzger. Excused: 1 - Savas. CARRIED.

RESOLUTION NO. 406-398: APPROPRIATE THE SUM OF \$1,474,520 TO THE WINNEBAGO COUNTY PARK CAPITAL PROJECT FUND FOR CONSTRUCTION OF A ONE-THIRD MILE RACETRACK AND GRANDSTAND ADDITION AT THE SUNNYVIEW EXPOSITION CENTER

WHEREAS, your Parks and Recreation Committee has determined the grandstand area of the Sunnyview Exposition Center is severely underutilized and in need of many improvements; and

WHEREAS, a significant drainage problem exists which severely limits potential uses of the area; and

WHEREAS, surveys have indicated significant public support for stock car racing at the Sunnyview Exposition Center; and

WHEREAS, a conditional use permit has been acquired that will allow for race activities to take place at the Sunnyview Exposition Center for a minimum ten (10) year period; and

WHEREAS, all improvement costs and interest incurred by Winnebago County will be paid back through rental fees to ensure that tax payers do not bear the expense of the project; and

WHEREAS, the construction of the racetrack will provide family entertainment, stimulate the economy, provide jobs, and more than double the revenues of the Sunnyview Exposition Center;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes approves the construction of a 1/3-mile racetrack and 2,400 seat grandstand addition with said fund to be reimbursed from a subsequent bond issued by Winnebago County;

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes operation of autoracing events at the Sunnyview Exposition Center in compliance with the terms of the conditional use permit issued by the City of Oshkosh.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Much discussion ensued. Corporation Counsel Bodnar stated if the County runs the races, it can charge a surcharge. If a promoter runs the races, the County cannot charge a surcharge. It could be included in the lease with the promoter, however. Supervisor O'Brien commended Supervisor Payne for the effort he expended for the racetrack. Supervisor Schaidler suggested a County sales tax to help defray the costs of all the projects the County is getting into. Dave Panske of N.E.W. Dirt stated they have a contract for racing at Appleton for which N.E.W. provides light bulbs, additional dirt if the track needs it, etc. Cleaning is paid for by N.E.W. The Fair Association cuts the grass. Attendance on Sunday

nights averages 2,500 for 17 weeks. Gene Wheeler was going to put up money for a new track for Winnebago County, but since it is on County property, it was decided that it would not be a good idea to have private ownership. Vote on resolution: Ayes: 31. Nays: 6 - Pech, Schwartz, Crowley, Arne, Diakoff and Metzsig. Excused: 1 - Savas. CARRIED.

RESOLUTION NO. 407-398: ESTABLISH PER DIEM RATES FOR DEPUTIES TO THE COUNTY CORONER

WHEREAS, the current per diem rates for Deputies to the County Coroner for standby and response duties are \$30 for assignments of four hours or less and \$60 for assignments of between four hours and twenty-four hours; and

WHEREAS, it is desirable to establish a third per diem category for assignments of between twelve and twenty-four hours;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes a new schedule of per diem rates for Deputies to the County Coroner for standby and response duties as follows:

0-4 hours	\$30
Over 4 hours-12 hours	\$60
Over 12 hours-24 hours	\$90

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this new schedule of per diem rates be effective as of April 15, 1998; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to cover the cost of this schedule be applied from within the County Coroner's Budget.

Submitted by:
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 1 - Brennard. Excused: 1 - Savas. CARRIED.

ORDINANCE NO. 408-398: AMEND SECTION 8.05(9)(B)(1)(a) OF THE GENERAL CODE OF WINNEBAGO COUNTY (WINNEBAGO COUNTY LAND RECORDS ORDINANCE)

WHEREAS, the Winnebago County Land Records Ordinance requires certified survey maps to be recorded regarding any division of land within Winnebago County, subject to certain exceptions; and

WHEREAS, the Winnebago County Planning and Zoning Committee believes that it would be in the best interests of the citizens of Winnebago County to exempt from said certified survey map requirements property acquired as a part of a highway project within Winnebago County for the purpose of reducing public costs and for the purpose of simplifying the acquisition process; and

WHEREAS, your undersigned Planning and Zoning Committee believes that the purpose of the Winnebago County Land Records Ordinance would not be defeated by adopting said exception;

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

That Section 8.05(9)(B)(1)(a) of the General Code of Winnebago County be amended as follows:

8.05 LAND RECORDS

(9) General Provisions

(b) Recordable Documents

1. Combining and Dividing Parcels

a. Upon the effective date of this Ordinance, a certified survey map (CSM) shall be prepared and submitted for all parcel divisions and combinations regardless of acreage. This shall include property transferred as a result of resolutions of property line disputes. A survey of the entire parent parcel shall be required only where the parent parcel is not presently described as part of a CSM or subdivision plat. The dedication or conveyance of public right-of-way for Winnebago County is exempt from CSM requirements of this Ordinance provided that the property acquired is described on the recorded deed by a metes and bounds description prepared by a registered land surveyor. In addition, the following shall apply:

....

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors of the County of Winnebago that this Ordinance shall take effect as of April 15, 1998.

Submitted by:

PLANNING AND ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1 - Savas. CARRIED.

RESOLUTION NO. 409-398: AUTHORIZE EXECUTION OF LEASE BETWEEN WINNEBAGO COUNTY AND THE U.S. DEPARTMENT OF AGRICULTURE (JAMES P COUGHLIN CENTER)

WHEREAS, the construction of the James P. Coughlin Center was recently completed; and

WHEREAS, said building was designed with the purpose in mind of leasing space to the U.S. Department of Agriculture for use by the Farm Service Agency, Natural Resource Conservation Service and Rural Development Agency; and

WHEREAS, those Federal agencies referenced above work closely with Winnebago County agencies in serving Winnebago County citizens; and

WHEREAS, prior to the construction of said building, a tentative agreement was entered into with the U.S. Department of Agriculture to lease approximately 4,830 square feet of the James P. Coughlin Center to that Department at a cost of \$11.00 per square foot per year for the term through September 30, 2003; and

WHEREAS, your undersigned Committee supports the execution of a lease agreement to effectuate said agreement at this time;

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 lease with the U.S. Department of Agriculture for the purpose of leasing office space at the James P. Coughlin Center to that Department for the Farm Service Agency, Rural Department, and Natural Resource Conservation Services, for a term to commence on February 1, 1998, and to run through September 30, 2003, at an annual rate of \$11.00 per square foot per year for 4,830 square feet of rental space, equal to a rate of \$4,427.50 per month.

Submitted by:

PROPERTY AND MANAGEMENT COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 36. Nays: 1 - Brennand. Excused: 1 - Savas. CARRIED.

RESOLUTION NO. 410-398: Authorize Payment of Per Diem and Expenses for Unassigned Committee Activities

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that pursuant to Section 59.13(2), Statutes, hereby authorizes the payment of per diems and any expenses as allowed by law for the attendance of County Board members and other committee and board members at those meetings listed on Exhibit "A" which is herewith attached and made a part of this resolution by reference.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. A correction was made that Ken Robl spent 2 days at the State Highway Conference, not 3. Vote on resolution: CARRIED BY VOICE VOTE. Supervisor Footit abstained. Excused: 1 - Savas.

Supervisor Pech wanted to formally thank the retiring supervisors John Planalp, Mary Jo Widener, Connie Owens Schulz and Margaret Brown for their service to the county and to make it a part of the record:

Supervisor Schwartz moved and it was seconded to adjourn SINE DIE until the Organizational Meeting on Tuesday, April 21, 1998 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 Sine Die meeting held March 17, 1998.

Linda Wolfe
Winnebago County Clerk

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1996-1998 COUNTY BOARD MEMBERS

Supervisory District Nos.

CITY OF MENASHA

1. David M. Kollath
243 Edgewater Dr.
2. Nancy L. Barker
506 Keyes Street
3. Donald J. Griesbach
928 4th Street

CITY OF MENASHA

& CITY OF APPLETON

4. Patrick R. O'Brien
1044 Alva Street
Menasha, WI 54952

CITY OF NEENAH

5. Helen S. Savas
319 E. Wisconsin Avenue
6. Joseph N. Maehl
528 Chatham Court
7. James Koziczkowski
104 Lexington Court
8. Robert Klitzke
676 Grove Street
9. Mary Jo Widener
129 Richard Avenue
10. James G. Lauson II
1130 Honeysuckle Lane

CITY OF OSHKOSH

11. David W. Albrecht
2356 Hamilton Street
12. Thomas R. Pech, Jr.
1275 West Smith Avenue
13. Connie Owens Schulz
2131 Fairview Street
14. Dorothy L. Schwartz
1008 Jackson Street
15. Ron J. Montgomery
1118 Cherry Street
16. Margaret Anne Brown
126 Stewart Hall
UW-Oshkosh
17. Paul J. Sundquist
222 Hudson Street
18. John F. Planalp
600 Merritt, Apt. 419
19. Jacquelyn Wagner
1207 School Avenue
20. Robert Warnke
426 W. 16th Avenue

21. Terry Footit

1808 McCurdy Street

22. Eugene T. Troxell
1538 Fairlawn Street

23. Kenneth B. Robl
1102 Bismarck Avenue

24. Dennis Payne
523 N. Lark Street

25. Anne N. Lawson
1255 Westhaven Drive

TOWN OF MENASHA &

CITY OF APPLETON

26. Muriel S. Crowley
2600 Heritage Woods
Drive
Appleton, WI 54915

TOWN OF MENASHA

27. Herbert Kramer
1283 Harold Drive
Menasha, WI 54952

28. John A. Schaidler
623 E. Shady Lane
Neenah, WI 54956

TOWN OF MENASHA &

TOWN OF NEENAH

29. Jerold V. Finch
515 Shreve Lane
Neenah, WI 54956

TOWN OF VINLAND,

TOWN OF NEENAH

& CITY OF NEENAH

30. John E. Hue
192 Adella Beach
Neenah, WI 54956

TOWN OF VINLAND,

TOWN OF OSHKOSH

& TOWN OF CLAYTON

31. Joanne Gorr Sievert
7383 Murray Road
Neenah, WI 54956

TOWN OF OSHKOSH &

CITY OF OSHKOSH

32. Donald F. Arne
5128 Island View Drive
Oshkosh, WI 54901

**TOWN OF ALGOMA,
TOWN OF OMRO
& CITY OF OSHKOSH**

33. Jeanette V. Diakoff
2240 W. 9th Avenue
Oshkosh, WI 54904

**TOWN OF BLACK WOLF,
TOWN OF NEKIMI
& CITY OF OSHKOSH**

34. Patrick J. Brennand
265 West Ripple Avenue
Oshkosh, WI 54901

**TOWN OF RUSHFORD,
TOWN OF NEPEUSKUN,
TOWN OF UTICA, TOWN
OF POYGAN &
TOWN OF NEKIMI**

35. Bernard M. Egan
1267 Williams Road
Pickett, WI 54964

**CITY OF OMRO &
TOWN OF OMRO**

36. Stephen W. Rankin
434 E. Larrabee Street
Omro, WI 54963

**VILLAGE OF
WINNECONNE,
TOWN OF POYGAN AND
TOWN OF OMRO**

37. Harvey J. Rengstorf
6716 Wentzel Shore Road
Winneconne, WI 54986

**TOWN OF WOLF RIVER,
TOWN OF WINCHESTER
AND TOWN OF
WINNECONNE**

38. David A. Metzger
7742 State Road 110
Fremont, WI 54940