

**ADJOURNED SESSION
WINNEBAGO COUNTY BOARD OF SUPERVISORS
TUESDAY, JULY 16, 2019**

There will be a Adjourned Session of the Winnebago County Board of Supervisors on Tuesday, July 16, 2019 at 6:00 p.m., in the Supervisors' Room, Fourth Floor, Winnebago County Courthouse, 415 Jackson Street, Oshkosh, Wisconsin. At this meeting, the following will be presented to the Board for its consideration:

- *Roll Call
- *Pledge of Allegiance
- *Invocation
- *Adopt agenda

Time will be allowed for persons present to express their opinion on any resolution or ordinance that appears on the agenda, as well as, any matter over which this body has jurisdiction.

- Correspondence
 - Zoning Petitions:
 - No. 1 – Craig Norlin; Town of Winneconne; tax parcel no. 030-0625; rezone to R-2
 - No. 2 – Cary Rowe, Winnebago County Zoning Administrator; text amendment to Chapter 16.05 (holding tanks), Winnebago County Sanitary Ordinance, of the Winnebago County General Code
 - No. 3 – Cary Rowe, Winnebago County Zoning Administrator; amendment to Winnebago County Floodplain Zoning Code – Text and Map (Chapter 26) of the Winnebago County General Code

	OWNER 1	OWNER 2	PARCEL	OWNER 1	OWNER 2
0120059	ABRAHAM, ROBERT C		01201130206	HILL, DAVID F	HILL, MARY V
0120084	ACDMS LLC		012012303	LAUS REV TST, ROBERT C	LAUS REV TST, DONNA R
012009801	AMERICAN TRANSMISSION COMP LLC		012011506	PANSIEWOOD FARMS	
0120712	BEACH, RYAN M	NETZER, DANIELLE E	0120082	PHILLIPS, BRITTNEY L	
0160797	BRADLEY, MICHAEL A		02400030101	POTRATZ LLC, MAREK R	
0120080	COWAN, PATSY A	AKINS, ZANE V, et al.	012011701	RAAB, TIMOTHY M	CHRISTIAN, NANCY L
0120150	CRAM, KEITH A	CRAM, MARY A	0120103	RADLOFF, DENNIS	
0120098	DELI, RICK L	DELI, MARY L	0020386	RADLOFF, WESLEY A	RADLOFF, SHIRLEY A
0240007	DODD, ROBERT E	DODD, CONNIE F	012008202	RHYNER TST	RHYNER TSTE, CHRIS C, et al.
012015115	DODGE, IAN C	DODGE, ANGELA M	0120117	RIECKMAN, ROBERT J	
012011302	FOLSKE, RICK A	FOLSKE, JENNIFER E	0120151	ROGGE REV TST, JEFFREY S	
0120057	GABERT, RICHARD L	RUSCH, THOMAS N	0120056	RUSCH, THOMAS N	GABERT, RICHARD L
01201130207	GELHAR, MICHAEL E		01201511402	SCHAFFER, DENNIS L	SCHAFFER, JILL K
0240023	GRANGER, THERESA	RANK, MIKE, et al.	024002301	SOBOJINSKI, THOMAS E	SOBOJINSKI, KELLY A
012015114	GROSKREUTZ TST, RONALD E	GROSKREUTZ TST, KATHLEEN K	012015102	STADLER, JIMMY L	STADLER, CORINNE A
01201511401	GROSKREUTZ, PAUL G, SR	GROSKREUTZ, JUDY M			

- Notice of Claim:
 - Bernie Sorenson for damage to his vehicle caused by debris falling off the back of a Winnebago County Highway flatbed truck
 - Jason Davis for damage to his vehicle's windshield caused by debris falling out of the back of a Winnebago County truck
- Resolution from Door County – Resolution #2019-41: Urging the Legislature to Revise the Statutes for Court Fees and Costs in Probate and Juvenile Cases
- Resolution from Kenosha County – Resolution #20: Resolution asking Governor Evers and the Wisconsin State Legislature to apply for a waiver from Federal rules excluding institutional stays from Medicaid coverage
- Resolution from Portage County – Resolution #134-2018-2020: Supporting Local Control for Livestock Siting
- Thank you notes from 2019 Winnebago County Scholarship Recipients – Natalie Miller, Lucas Pinkerton, Brandon Robak, Megan Schulte and Emmeline Liske
- Reports from Committees, Commissions & Boards
- Approval of the proceedings from the June 18, 2019 County Board meeting
- County Executive's Report
- County Board Chairman's Report
-

ZONING REPORTS & ORDINANCES

- Report No. 001 – Judy and Richard L. Christianson; Town of Clayton
 - Amendatory Ordinance No. 07/01/19 – Rezoning from B-3 Regional Business, A-2 General Agriculture to R-2 Suburban Low Density Residential, M-1 Mixed Use, B-3 Regional Business for tax parcel nos. 006-0527 and 006-0528
- Report No. 002 – Marilyn K. & Robert J. Potratz, Rev. Trust; Town of Omro
 - Amendatory Ordinance No. 07/02/19 – Rezoning from R-1 Rural Residential, A-2 General Agriculture to A2/General Agriculture for tax parcel no. 016-0819
- Amendatory Ordinance No. 07/03/19 – Town of Clayton to amend the Zoning Code of Ordinances Chapter 9, Short-Term Rentals Code
- Amendatory Ordinance No. 07/04/19 – Town of Clayton on behalf of the Town of Clayton for parcel no. 006-0348-01 to rezone from R-1 Rural Residential to R-2 Suburban Residential District
- Amendatory Ordinance No. 07/05/19 – Town of Clayton on behalf of Rick Christianson to rezone tax parcel nos. 006-0527 & 006-0528 from A-2 General Agricultural District and B-3 General Business District to R-2 Suburban Residential District, B-3 General Business District and M-1 Mixed Use District
- Amendatory Ordinance No. 07/06/2019 – Town of Utica on behalf of Kenneth Schmick to rezone tax parcel nos. 024-0472-01-02 & 024-0472-01-01 from A-2 Agricultural District to R-R Rural Residential Recreational Mixed Use

RESOLUTIONS AND ORDINANCES

- RESOLUTION NO. 165-072019: Commendation for Dianna Jordan
Submitted by:
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Majority of those present
- RESOLUTION NO. 166-072019: Commendation for Coral Schrauth
Submitted by:
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Majority of those present
- RESOLUTION NO. 167-072019: Commendation for Lisa Saft
Submitted by:
PERSONNEL AND FINANCE COMMITTEE
Vote Required: Majority of those present
- RESOLUTION NO. 168-072019: Commendation for Mark Weisensel
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Majority of Those Present
- RESOLUTION NO. 169-072019: Disallow Claim of YRC Worldwide Inc on behalf of Alan Canfield
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Majority of Those Present
- RESOLUTION NO. 170-072019: Disallow Claim of Wisconsin Public Service Corporation
(Date of Loss: 01/28/2019)
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Majority of Those Present
- RESOLUTION NO. 171-072019: Disallow Claim of Wisconsin Public Service Corporation
(Date of Loss: 01/18/2019)
Submitted by:
PERSONNEL & FINANCE COMMITTEE
Vote Required: Majority of Those Present
- RESOLUTION NO. 172-072019: Amend the Table of Organization for the Winnebago County Corporation Counsel's Office to Add One Full-Time Assistant Corporation Counsel Position and one Full-Time Paralegal Position, and Authorize the Transfer of \$53,057 from the Winnebago County Reserve Contingency Account and \$25,000 from the Winnebago County Reserve Salary Contingency Account to Cover Labor and Operating Expenses for the Additional Staff
Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership

- RESOLUTION NO. 173-072019: Authorize Contract Between AT&T Corporation and Winnebago County (Telephone Line Service)
Submitted by:
INFORMATION SYSTEMS COMMITTEE
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership
- RESOLUTION NO. 174-072019: Authorize the Parks Department to Accept a "Meet Me at the Park" Grant from the National Recreation and Park Association / Walt Disney Company in the Amount of \$30,000, and Appropriate the Funds to Purchase and Install Recreation-Based Equipment
Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership
- RESOLUTION NO. 175-072019: Authorize the Winnebago County Facilities and Property Management Department to Demolish the Williams Building at a Cost of \$100,000 to be Funded by the Undesignated General Fund Balance
Submitted by:
FACILITIES & PROPERTY MANAGEMENT COMMITTEE
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership
- RESOLUTION NO. 176-072019: Authorize the Transfer of \$39,500 from the Winnebago County Reserve Contingency Account to the Winnebago County UW-Extension's Maintenance Grounds Account to Build New Community Gardens on the Winnebago County Parks Department's Land Located at 770 East County Road Y
Submitted by:
UNIVERSITY OF WISCONSIN EDUCATION, EXTENSION, AND AGRICULTURE COMMITTEE
PERSONNEL & FINANCE COMMITTEE
Vote Required: Two-Thirds of Membership
- RESOLUTION NO. 177-072019: Advocate the State Legislature to Expand Medicaid in Wisconsin
Submitted by:
LEGISLATIVE COMMITTEE
Vote Required: Three-Fourths of Those Members Present
- RESOLUTION NO. 178-072019: Authorize the Dissolution of Lakeland Care District Pursuant to §46.2895(13), Wis Stats
Submitted by:
LARRY LAUTENSCHLAGER, District 19
Vote Required: Majority of Those Present
- ORDINANCE NO. 179-072019: Create Section 7.16 of the General Code of Winnebago County: All-Terrain Vehicle/Utility Terrain Vehicle Routes and Regulations
Submitted by:
HIGHWAY COMMITTEE
Vote Required: Majority of Those Present

Respectfully submitted,
Susan T. Ertmer
Winnebago County Clerk
(920) 232-3432

Upon request, provisions will be made for people with disabilities.

(Times provided are estimates. Any item on the agenda may be taken up by the Board after 6:00 P.M.)

TO THE WINNEBAGO COUNTY BOARD SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2019-ZC-4830 filed with the County Clerk by:

CHRISTIANSON, JUDY; CHRISTIANSON, RICHARD L, Town of CLAYTON and referred to the Planning and Zoning Committee on 6/18/2019 and

WHEREAS, a Public Hearing was held on 6/25/2019, pursuant to mailed and published notice as provided by as on the following:

PROPERTY INFORMATION:

Owner(s) of Property: CHRISTIANSON, JUDY; CHRISTIANSON, RICHARD L
Agent(s): REIDER, BOB - CAROW LAND SURVEYING CO INC

Location of Premises Affected: South of 4158 County Rd II

Legal Description: Being a part of the N 1/2 of the NE 1/4, Section 20, Township 20 North, Range 16 East, Town of Clayton, Winnebago County, Wisconsin.

Tax Parcel No.: 006-0527, 006-0528

Sewer:	<input type="checkbox"/> Existing	<input checked="" type="checkbox"/> Required	<input type="checkbox"/> Municipal	<input checked="" type="checkbox"/> Private System
Overlay:	<input type="checkbox"/> Airport	<input type="checkbox"/> SWDD	<input checked="" type="checkbox"/> Shoreland	
	<input type="checkbox"/> Floodplain	<input type="checkbox"/> Microwave	<input type="checkbox"/> Wetlands	

WHEREAS,
Applicant is rezoning to B-3, R-2 and M-1 zoning districts.

And
WHEREAS, we received notification from the Town of CLAYTON recommending Approval
And

WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

The Town of CLAYTON has Approved. Town action is advisory due to shoreland jurisdiction.
Town findings for Approval were as follows:

1. Town does have an adopted land use plan.
2. Action does agree with Town adopted Town plan.
 1. The Town of Clayton has approved (Town action is advisory due to shoreland jurisdiction).
 2. There were no objectors.
 3. Proposed use is compatible with adjacent uses.
 4. Zoning map amendment / Zoning Change is required as a condition of plat / CSM approval and will place development in appropriate zoning district.

Findings were made in consideration of Section 23.7-5(b)(1),(2),&(3).

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 4-1

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

For the Planning and Zoning Committee

AMENDATORY ORDINANCE # 07/01/19

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2019-ZC-4830 as follows:

Being a part of the N 1/2 of the NE 1/4, Section 20, Township 20 North, Range 16 East, Town of Clayton, Winnebago County, Wisconsin.

FROM: B-3 Regional Business, A-2 General Agriculture,

TO: R-2 Suburban Low Density Residential, M-1 Mixed Use, B-3 Regional Business,

Adopted/ Denied this _____ day of _____, 20_____

Shiloh Ramos, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS ____ DAY OF _____,
20_____.

Mark Harris
County Executive

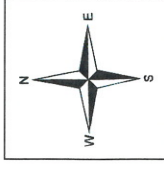
County Board Supervisory district 30 - FARREY

Application #19-ZC-4830

Date of Hearing:
June 25, 2019

Owner(s):
Christianson, Richard & Judy

Subject Parcel(s):
0060527 & 0060528



Winnebago County
WINGS Project

Scale
1 inch : 400 feet

County Zoning Districts

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

City of Oshkosh Extraterritorial
Zoning Jurisdiction

Incorporated Area

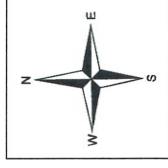


Application #19-ZC-4830

Date of Hearing:
June 25, 2019

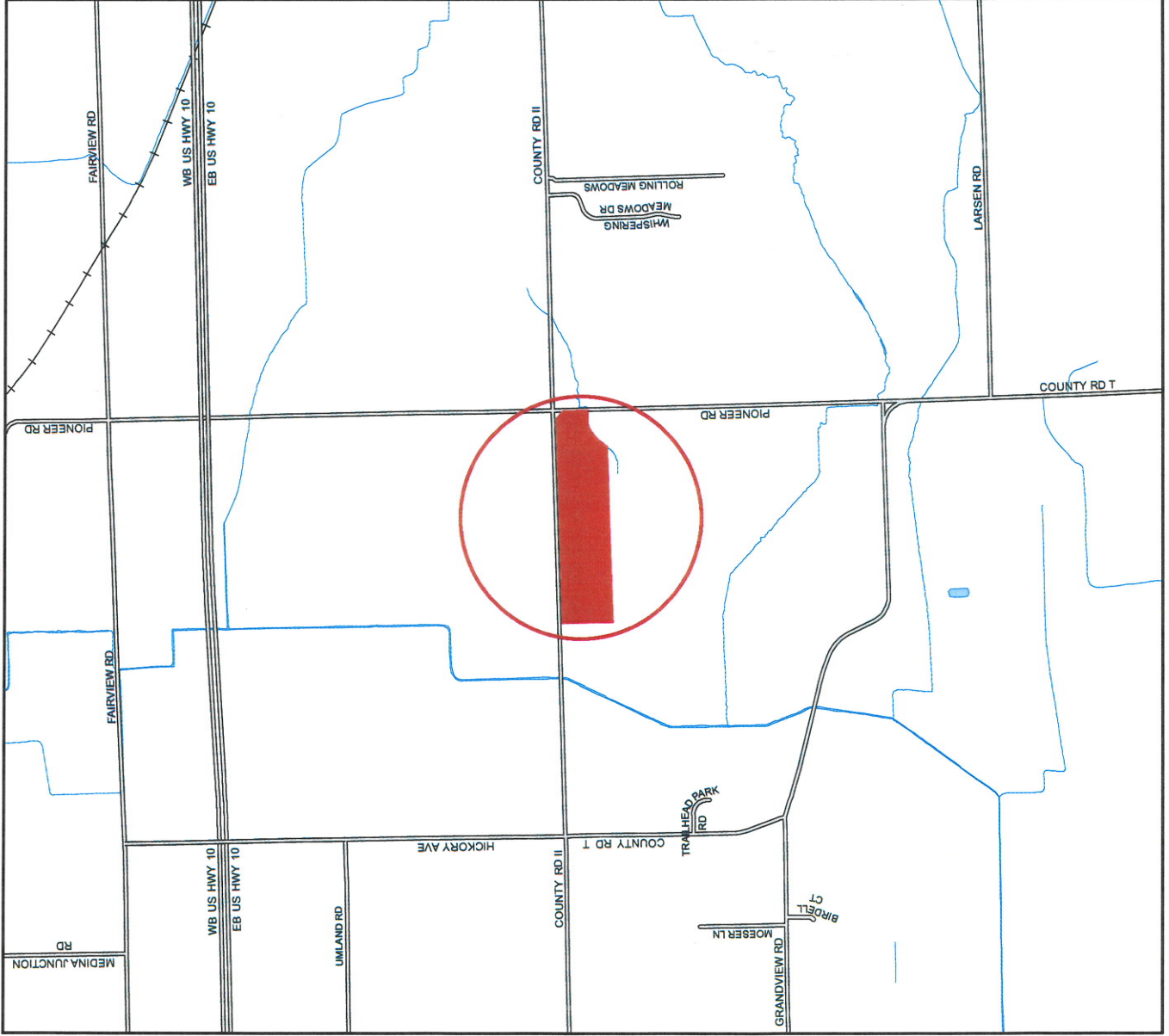
Owner(s):
Christianson, Richard & Judy

Subject Parcel(s):
0060527 & 0060528

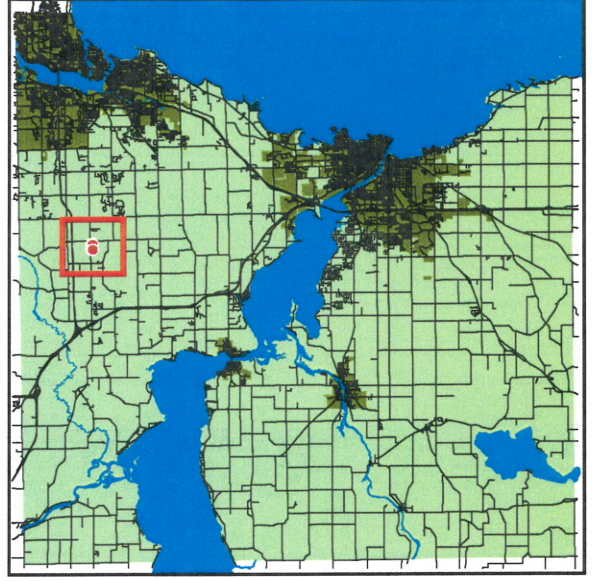


*Winnebago County
WINGS Project*

○ = SITE



● = SITE



1 inch : 2,000 feet

WINNEBAGO COUNTY

TO THE WINNEBAGO COUNTY BOARD SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2019-ZC-4850 filed with the County Clerk by:

POTRATZ REV TST, MARILYN K; POTRATZ REV TST, ROBERT J, Town of OMRO and referred to the Planning and Zoning Committee on 6/18/2019 and

WHEREAS, a Public Hearing was held on 6/25/2019, pursuant to mailed and published notice as provided by as on the following:

PROPERTY INFORMATION:

Owner(s) of Property: POTRATZ REV TST, MARILYN K; POTRATZ REV TST, ROBERT J
Agent(s): FRUEH, BILL - FRUEH CONSULTING SERVICES LLC

Location of Premises Affected: 5094 STATE RD 91, OSHKOSH, WI 54904

Legal Description: All of Lot 1 of CSM-5893 being a part of the W 1/2 of the SE 1/4, Section 36, Township 18 North, Range 15 East, Town of Omro, Winnebago County, Wisconsin.

Tax Parcel No.: 016-0819

Sewer: Existing Required Municipal Private System
Overlay: Airport SWDD Shoreland
 Floodplain Microwave Wetlands

WHEREAS,
Applicant is requesting a rezoning to A-2 General Agriculture,

And
WHEREAS, we received notification from the Town of OMRO recommending No Response

And
WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

- The Town of OMRO has Not Responded.
Town findings for No Response were as follows:
1. The Town of Omro has not responded.
 2. There were no objectors.
 3. Proposed use is compatible with adjacent uses.
 4. Zoning Map Amendment / Zoning Change js required as a condition of plat / CSM approval and will place development in appropriate zoning district.

Findings were made in consideration of Section 23.7-5(b)(1),(2), &(3).

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 5-0.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

For the Planning and Zoning Committee

AMENDATORY ORDINANCE # 07/02/19

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2019-ZC-4850 as follows:

All of Lot 1 of CSM-5893 being a part of the W 1/2 of the SE 1/4, Section 36, Township 18 North, Range 15 East, Town of Omro, Winnebago County, Wisconsin.

FROM: R-1 Rural Residential, A-2 General Agriculture,

TO: A-2 General Agriculture,

Adopted/ Denied this _____ day of _____, 20_____

Shiloh Ramos, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, 20_____.

Mark Harris
County Executive

County Board Supervisory district 33 - EGAN

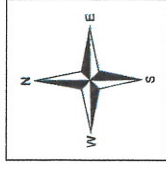
Application #19-ZC-4850

Date of Hearing:
June 25, 2019

Owner(s):

Robert J. Potratz & Marilyn K.
Potratz Revocable Trust

Subject Parcel(s):
0160819



Winnebago County
WINGS Project

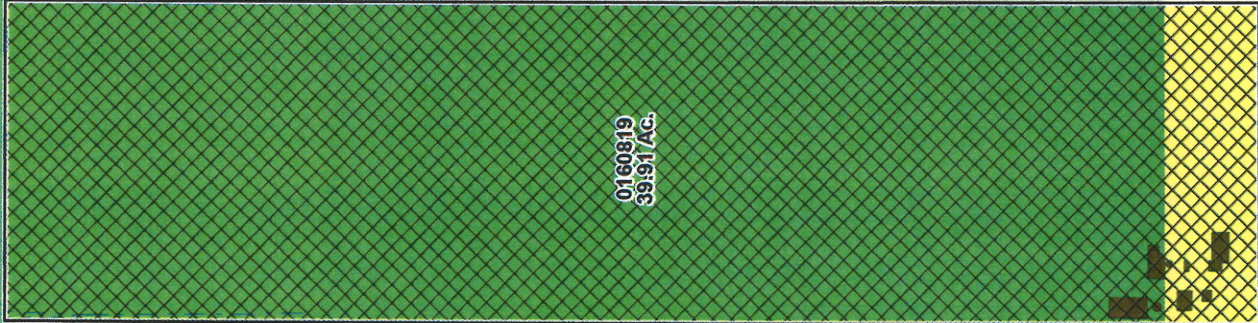
Scale
1 inch : 400 feet

County Zoning Districts

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

City of Oshkosh Extraterritorial
Zoning Jurisdiction

Incorporated Area

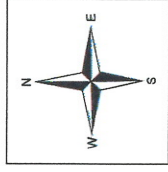


Application #19-ZC-4850

Date of Hearing:
June 25, 2019

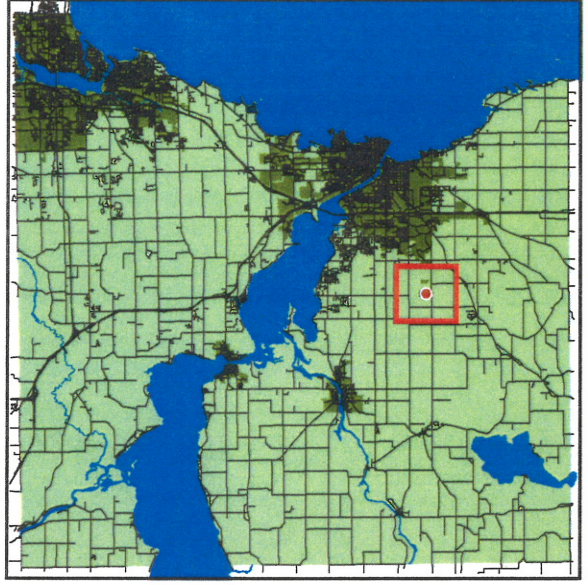
Owner(s):
Robert J. Potratz & Marilyn K. Potratz
Revocable Trust

Subject Parcel(s):
0160819



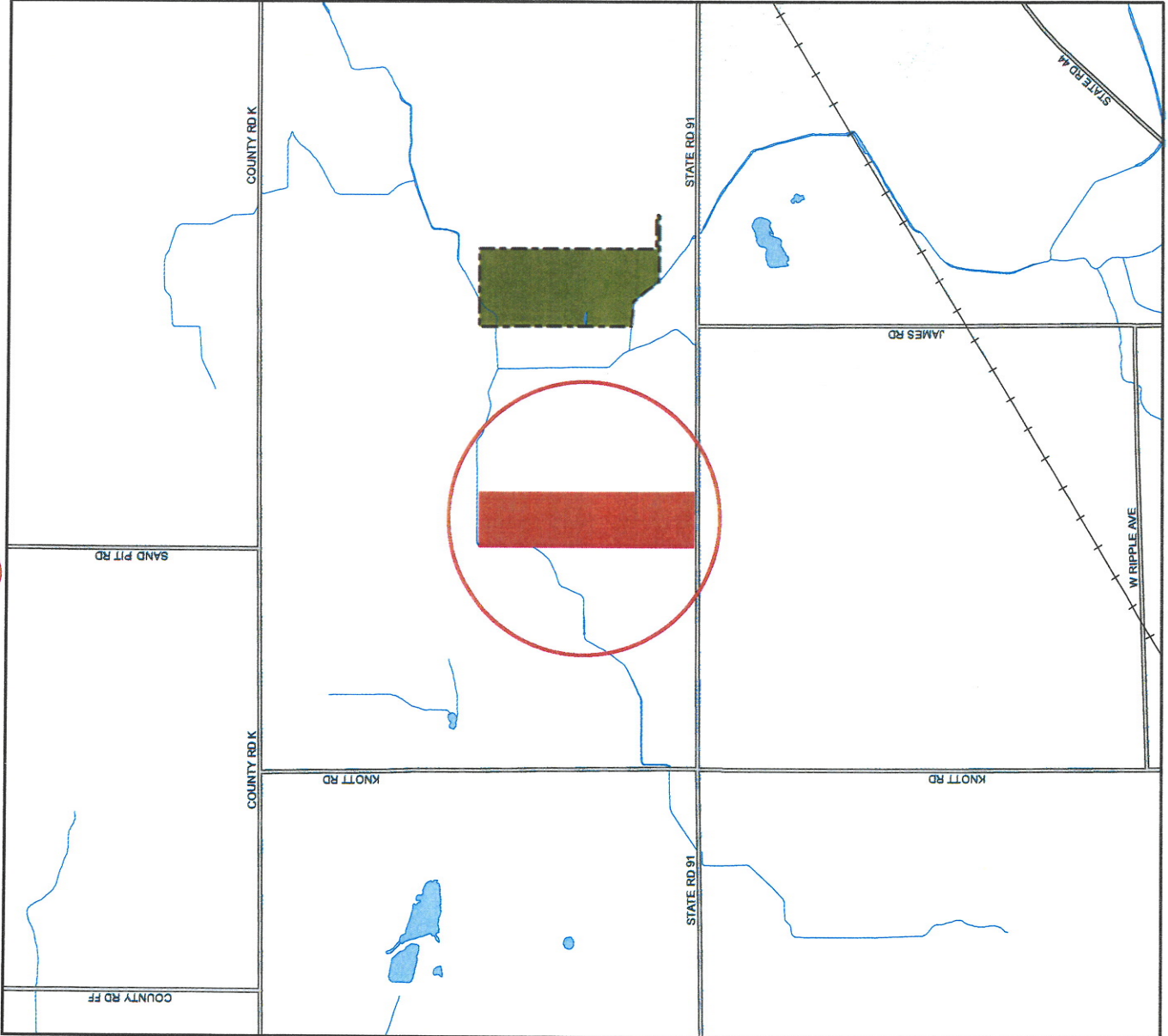
*Winnebago County
WINGS Project*

● = SITE



WINNEBAGO COUNTY

○ = SITE



1 inch : 2,000 feet

R E S O L U T I O N

No. 003

DATE: 07/16/19

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 07/03/19

WHEREAS, it is desirable to amend the Zoning Ordinance of the Town of Clayton in accordance with the petition of the Town Board.

WHEREAS, the Winnebago County Planning and Zoning Committee has reviewed said amendments, has found no conflicts with county zoning jurisdiction or regulatory authority with them, and is hereby submitting those amendments of the Chapter 9, Short-Term Rentals Code to the Winnebago County Board of Supervisors for final approval; and

WHEREAS, said amendments to the Town of Clayton, Chapter 9, Short-Term Rentals Code are hereby attached and available on the County Clerks website.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the enclosed Ordinance is hereby **ADOPTED** OR **DENIED**.

County Board Supervisor
(Town of Clayton)

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS ____ DAY OF _____,
2019.

Mark Harris



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF JULY 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator *[Signature]*

RE: Review of Town of Clayton Zoning Ordinance Amendments

1. Review of Zoning Ordinance Amendments – Town of Clayton

The zoning office received a copy of the Town of Clayton's adopted zoning ordinance amendments. The amendments are related to Short-term Lodging Rentals. The adopted zoning ordinance amendments for the Town of Clayton must be approved by the County Board. There does not appear to be any conflicts with county zoning jurisdiction or regulatory authority.

RECOMMENDATION: Forward adopted zoning ordinance amendments to County Board for action.

BT, RK2 5-0 Approved



Friday, May 24th, 2019

County Zoning Office
Attn: Cary A. Rowe
112 Otter Avenue
Oshkosh, WI 54901

Re: Town Board approved amendment to the Town's Zoning Code of Ordinances Map.

Mr. Cary A. Rowe:

Enclosed please find the material relative to the following amendment(s) to the Zoning Code of Ordinances of the Town of Clayton:

Town Board approval of the following minor amendments to the Town's Zoning Code of Ordinances, relating to Short-term Lodging Rentals

Should you have any questions relative to this request please feel free to call or E-mail me.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Johnston".

Richard Johnston
Town Administrator/Clerk

CC County Clerk, Sue Ertmer

**TOWN OF CLAYTON
ORDINANCE 2019-004**

**An Ordinance Amending the Town of Clayton Zoning Code of Ordinances
relating to Short-Term Lodging Rentals**

Whereas, The Town of Clayton, County of Winnebago has an existing Zoning Code of Ordinances, CHAPTER 9, regulating Short-Term Lodging Rentals in the Town of Clayton, and

Whereas, The Plan Commission for the Town of Clayton, County of Winnebago has reviewed the Town's Zoning Code of Ordinances, CHAPTER 9, regulating Short-Term Lodging Rentals in the Town of Clayton; and

Whereas, The Plan Commission for the Town of Clayton, County of Winnebago has recommended that the Town's Zoning Code of Ordinances, CHAPTER 9, regulating Short-Term Lodging Rentals in the Town of Clayton be amended; and

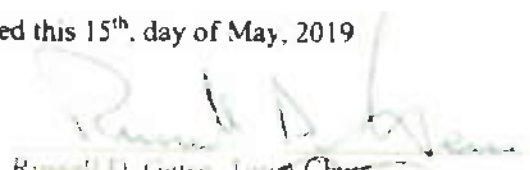
Whereas, The Plan Commission for the Town of Clayton, County of Winnebago has prepared and recommended certain amendments to the Town's Zoning Code of Ordinances, CHAPTER 9, regulating Short-Term Lodging Rentals in the Town of Clayton (see Attachments A-1 through A-3); and

Whereas, The Plan Commission for the Town of Clayton has reviewed, and held a Public Hearing on the regulations of Short-Term Lodging Rentals and The Town Board for the Town of Clayton held two readings of the Town's revised Zoning Code of Ordinances, CHAPTER 9, regulating Short-Term Lodging Rentals in the Town of Clayton (see Attachments A-1 through A-3); and

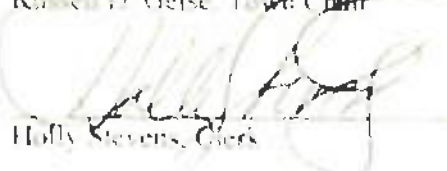
NOW THEREFORE BE IT ORDAINED that the Town Board of the Town of Clayton, Winnebago County, does hereby approve the amendments to the Town's Zoning Code of Ordinances, CHAPTER 9, regulating Short-Term Lodging Rentals in the Town of Clayton as identified in Attachments A-1 through A-3; and

NOW THEREFORE BE IT FURTHERE ORDAINED that the Town Board of the Town of Clayton, Winnebago County, does hereby direct staff to submit the approved amendments to the Town's Zoning Code of Ordinances, CHAPTER 9, regulating Short-Term Lodging Rentals in the Town of Clayton to the County for its approval

Adopted this 15th day of May, 2019


Russell D. Grese, Town Chair

Attest:


Holly Stevens, Clerk

ATTACHMENT I

9 08-445 Bed-and-breakfast- Short Term Rentals (STR's)

Short term rentals are defined as a single family residential structure that offers overnight accommodations for a daily fee that also serves as a primary residence of the operator or owner. A STR includes bed & breakfast establishments, rental vacation home by owner or other similar overnight private rental accommodations for fewer than 29 consecutive days.

(a) **Local County license.** Prior to the establishment of a STR **bed-and-breakfast**, the operator shall obtain a license from the Winnebago County Health Department and maintain such license for the life of the use or until the department no longer requires such license.

(b) **State license.** ~~Prior to the establishment of a bed-and-breakfast, the operator shall obtain a license from the state as may be required by state law and maintain such license for the life of the use or until the state no longer requires such license.~~ Anyone who maintains, manages, or operates an STR for more than 10 nights each year is required to obtain a tourist rooming house license from the Wisconsin Department of Agriculture, Trade & Consumer Protection (DATCP).

(c) **Type of dwelling.** An STR **bed-and-breakfast** shall only occur within a single-family residential dwelling.

(d) **Conditional Use Permit (CUP).** All STR structures require a one-time Conditional Use Permit as an Accessory Use to Single Family Residential as the Principal Use. A CUP can be transferable between property owners. **Number of allowable guest rooms. No more than 6 guest rooms shall be offered.**

(e) **Residency requirement.** The operator or owner of a STR **bed-and-breakfast** shall maintain the single family dwelling as their primary residence **reside within of the single-family dwelling** during the time period when rooms are offered.

(f) **Exterior character of the dwelling unit.** The exterior appearance of the building shall not be altered from its single family appearance. Signage shall conform with the standards identified in the Conditional Use Permit. However, the sign shall not exceed four (4) Sq. Ft. in size.

(g) **Food preparation.** No food preparation or cooking shall be allowed in guest rooms.

(h) **Meals.** Meals shall only be offered to overnight guests.

(i) **Maximum stay.** ~~The maximum stay for any overnight shall be 14 consecutive days.~~ Rentals shall not exceed 29 consecutive days. Rental activity shall be limited to 180 days within any consecutive 365 day period.

(j) **Required inspection for public safety.** Before the issuance of any Conditional Use Permit, an inspection of the residential structure shall occur by the Town's Building Inspector. All STR rooms for rent shall be UDC (Uniform Dwelling Code) compliant. Inspections shall occur every five years at a minimum. ~~**Record of guests.** The operator shall keep a listing showing the names of all guests. The list shall be kept on file for a period of one year. Such list shall be available for inspection by county officials at any time upon request.~~

(k) **Parking.** All vehicle parking (home owners and renters) must occur on site. No on street parking.

(l) **Tax filing.** All local, state and federal tax must be filed with the appropriate agencies. STR's must comply with the provisions of Section 9.11 of the Town of Luxon Municipal Code pertaining to hotel and motel room tax.

ATTACHMENT 2

Exhibit 8-1. Land use matrix - continued

16 Solid Waste	Review	Transfer Standards	Base Zoning District														
			A-1	A-2	B-1	B-2	B-3	B-4	B-5	P-1	B-1	B-2	B-3	MS-1	O-1	LS	
6 01 Composting facility	ZP,SP	9 08-431	P								P					P	P
6 02 Recycling center	ZP,SP	9 08-432									P					P	P
6 03 Solid waste landfill	ZP,SP	9 08-433		C							C					C	C
6 04 Solid waste transfer station	ZP,SP	9 08-434									C					P	P
17 Accessory Uses																	
7 01 Adult family home [14]	ZP	9 08-441	P	P	P	P	P	P	P		P	P	P	P			
7 02 Amateur radio antenna [14]	ZP	9 08-442	P	P	P	P	P	P	P		P	P	P	P			
7 03 Automated teller machine	ZP	9 08-443									P	P	P	P			
7 04 Backyard chicken [16]	ZP	9 08-444	P/C	P						C						P	P
7 05 Backyard chicken [14]	ZP,SP	9 08-445		C	C	C											
7 06 Commercial truck parking [14]	ZP	9 08-446	P	P	P	P											
7 07 Extract communication device [14]	ZP	9 08-447	P	P	P	P	P	P	P		P	P	P	P	P	P	P
7 08 Family day care home [14, 15]	ZP	9 08-448	P	P	P	P	P	P	P		P	P	P	P			
7 09 Farm building storage	ZP	9 08-449	P														
7 10 Farm residence	ZP	9 08-450	P	P													
7 11 Ferretted retail outlet	ZP,SP	9 08-451															
7 12 Fence	ZP	9 08-452	P	P	P	P	P	P	P		P	P	P	P	P	P	P
7 13 Feline home and transient foster home [17]	ZP	9 08-453	P	P	P	P	P	P	P		P	P	P	P			
7 14 Garage, nonresidential [18]	ZP	9 08-454									P	P	P	P	P	P	P
7 15 Garage, residential [19]	ZP	9 08-455	P	P	P	P	P	P	P		P	P	P	P			
7 16 Garden	ZP	9 08-456	P	P	P	P	P	P	P		P	P	P	P	P	P	P
7 17 Greenhouse [14, 19]	ZP	9 08-457	P	P	P	P	P	P	P								
7 18 Helipad	ZP,SP	9 08-458															
7 19 Home occupancy, major [14]	ZP,SP	9 08-459					C					C	C	C			
7 20 Home occupancy, minor [14, 15]	ZP	9 08-460	P	P	P	P	P	P	P		P	P	P	P			
7 21 Hot tub [14]	ZP	9 08-461	P	P	P	P	P	P	P		P	P	P	P			
17 22 Household livestock, 2.5 acres or more but less than 5 acres [14]	ZP	9 08-462	P														
17 22 Household livestock, 5 acres or more [14]	ZP	9 08-462	P	P													
7 23 Indoor sales incidental to light industrial use	ZP	9 08-463															
7 24 Kennel, hobby [14, 15]	ZP,SP	9 08-464		C			C		C		C	C	C	C			
7 25 Kennel, private [14, 15]	ZP,SP	9 08-465	P	P	P	P	P	P	P		P	P	P	P			
7 26 Light industrial use incidental to multi-floor sales	ZP,SP	9 08-466															C
7 27 Outdoor display incidental to indoor sales	ZP,SP	9 08-467											C	C	C		
7 28 Outdoor food and beverage service	ZP,SP	9 08-468											C	C	C	C	
7 29 Outdoor furnace	ZP	9 08-469	P	P	P	P	P	P	P		P	P	P	P	P	P	P
7 30 Parking lot (on-site)	ZP	9 08-470	P	P			P		P		P	P			P	P	P
7 31 Play structure [14]	ZP	9 08-471	P	P	P	P	P	P	P		P	P	P	P	P	P	P
7 32 Pond	ZP,SP	9 08-472	P	P		C	C	C	C		P	P	P	P	P	P	P
7 33 Rural accessory structure [14]	ZP	9 08-473	P	P	P	P	P	P	P								
7 34 Service window, drive-up	ZP,SP	9 08-474									C	C	C	C	C		
7 35 Service window, walk-up	ZP,SP	9 08-475									C	C	C	C	C		
7 36 Solar energy system, building-mounted	ZP	9 08-476	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns
7 37 Solar energy system, free-standing	ZP	9 08-477	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns	ns
17 38 Storage container, 1 or 2 units	ZP	9 08-478									P	P	P		P	P	
17 38 Storage container, 3 or more units	ZP,SP	9 08-478									C	C	C		C	C	
17 39 Swimming pool	ZP	9 08-479	P	P	P	P	P	P	P		P	P	P	P			

continued on next page

ATTACHMENT 3

- 17.02 **Amateur radio antenna** An antenna and related support structure used by a licensed user to send and receive telecommunications for noncommercial purposes.
- 17.03 **Automated teller machine** An automated device for conducting financial transactions that is accessed from outside of a building.
- 17.04 **Backyard chickens** A place where chickens are kept for the use and enjoyment of those living on the premises, but not for commercial purposes. The sale of a chicken as part of a 4-H or similar educational project shall not be considered a commercial purpose. (Also see household livestock, which is considered a separate and distinct accessory use.)
- 17.05 ~~Bed and breakfast~~ **Short Term Rental (STR)** A single-family residence that offers overnight accommodations for a daily charge and that also serves as a primary residence of the operator or owner. A STR includes bed & breakfast establishments, rental vacation home by owner or other similar overnight private rental accommodations
- 17.06 **Commercial truck parking** The parking of a commercial type vehicle on a residential lot when such vehicle is owned or leased and operated by a person living in the dwelling unit.
- 17.07 **Exterior communication device** An antenna used to capture wireless telecommunication signals.
- 17.08 **Family day care home** A private residence licensed as a day care center by the state where care is provided for 4 to 8 children.¹
- 17.09 **Farm building storage** A building once used for agricultural purposes in which motor vehicles, construction equipment and vehicles, recreational vehicles, boats, and other related items may be stored. Minor repair and maintenance of those objects in storage is permitted, provided such activity is for noncommercial purposes
- 17.10 **Farm residence** A single family dwelling located on a farm.
- 17.11 **Farmstead retail outlet** A place where food products are offered for retail that are predominantly produced on the farm on which it is located. The term includes wine tasting rooms
- 17.12 **Fence** A linear structure constructed for aesthetics, as a visual barrier, and/or to control entry or exit into an area. Typical materials include wood, concrete, metal, wire, masonry, stacked rocks, or logs.
- 17.13 **Foster home and treatment foster home** A facility licensed by the state for the care of foster children and which is operated by a foster parent who lives with the children.²
- 17.14 **Garage, nonresidential** A building intended to house motor vehicles, yard equipment, and/or items related to the principal use of the premises
- 17.15 **Garage, residential** A building intended to house motor vehicles, yard equipment, and household items belonging to the people occupying the principal residence on the lot. A residential garage may be detached or attached to a building with a residential use. A carport shall be considered to be a residential garage.



¹ Commentary: See s. 66.1017, Wis. Stats. A group day care (9 or more children) is considered a principal use and is therefore listed as a special care facility (Series 4 D)

² Commentary: See s. 48.62, Wis. Stats. A foster home and treatment foster home can either be a principal use or an accessory use. If the operator lives in the residence with the children, it is considered an accessory use.

DATE: 07/16/19

R E S O L U T I O N

No. 004

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 07/04/19

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Clayton in accordance with the petition of Town of Clayton and

WHEREAS, said request is in compliance with the adopted Winnebago County Land Use Plan,

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the TOWN OF Clayton, be and the same, are amended to provide that the attached described property be changed from the classification of **R-1 (Rural Residential District)** of said ordinance, which it now and heretofore had, to the zoned district of **R-2 (Suburban Residential District)**.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby **ADOPTED** OR **DENIED**.

County Board Supervisor
(Town of Clayton)

PARCEL NO: **006-0348-01**; FROM **R-1** TO **R-2**

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, 2019.

Mark Harris

County Board Supervisory district **29 - Youngquist**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF JULY 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator *CHC*

RE: Review of Town Zoning Changes

1 **Town of Clayton - Town Zoning Change (Tax ID No 006-0348-01) - Town of Clayton**

The town zoning change for Town of Clayton is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from R-1 (Rural Residential District) to R-2 (Suburban Residential District) and Winnebago County's land use plan shows future land use as Residential.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action. *BD, BJ₂ 5-0 Approved*

2 Rick Christianson - Town Zoning Change (Tax ID No 006-0527 & 006-0528) - Town of Clayton

The town zoning change for Rick Christianson is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) and B-3 (General Business District) to R-2 (Suburban Residential District), B-3 (General Business District), and M-1 (Mixed Use District) and Winnebago County's land use plan shows future land use as Non Residential and Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

3 Schmick - Town Zoning Change (Tax ID No 024-0472-01-02 and 024-0472-01-01) - Town of Utica

The town zoning change for Schmick is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A-2 (Agricultural District) to R-R (Rural Residential Recreational Mixed Use) and Winnebago County's land use plan shows future land use as Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

REC 10/1/19

TOWN OF CLAYTON

ORDINANCE 2019-007

ORDINANCE TO AMEND THE OFFICIAL TOWN OF CLAYTON ZONING ORDINANCE MAP

WHEREAS, one or more applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances have been filed with the Town Clerk as described herein; and

WHEREAS, following the requisite Notices and Public Hearings the proposed amendments have been reviewed and recommended to the Town Board by the Town's Plan Commission; and

WHEREAS, the applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances does comply with both the Town's existing land use and future land use elements of the CY 2015/16 update to the Town's Comprehensive Plan; and

WHEREAS, all other procedural requirements have been met for purposes of consideration of the amendment(s) as provided in Section 7 of the Town of Clayton Zoning Code of Ordinances; and

NOW, THEREFORE BE IT ORDAINED THAT, the Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin, pursuant to Article 7 of the Town of Clayton Zoning Code of Ordinances, hereby adopts the following Amendment(s) to the Map of the Town's Zoning Code of Ordinances:

Section 1: The Official Zoning Map of the Town of Clayton is amended as follows:

Property Owner:

Town of Clayton, 8348 CTR T, Larsen, WI 54947

Legal description of property:

For property located at 8879 Clayton Avenue, Neenah, WI 54956 and specifically described as Tax ID # 006-0348-01 located in Section 13, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

The above described property is hereby rezoned from:

The application is to re-zone the property from R-1 (Rural Residential District) to R-2 (Suburban Residential District).

Section 2: This Ordinance shall be submitted to the Winnebago County Board for approval. This amendment to the Town of Clayton Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 15th day of May, 2019

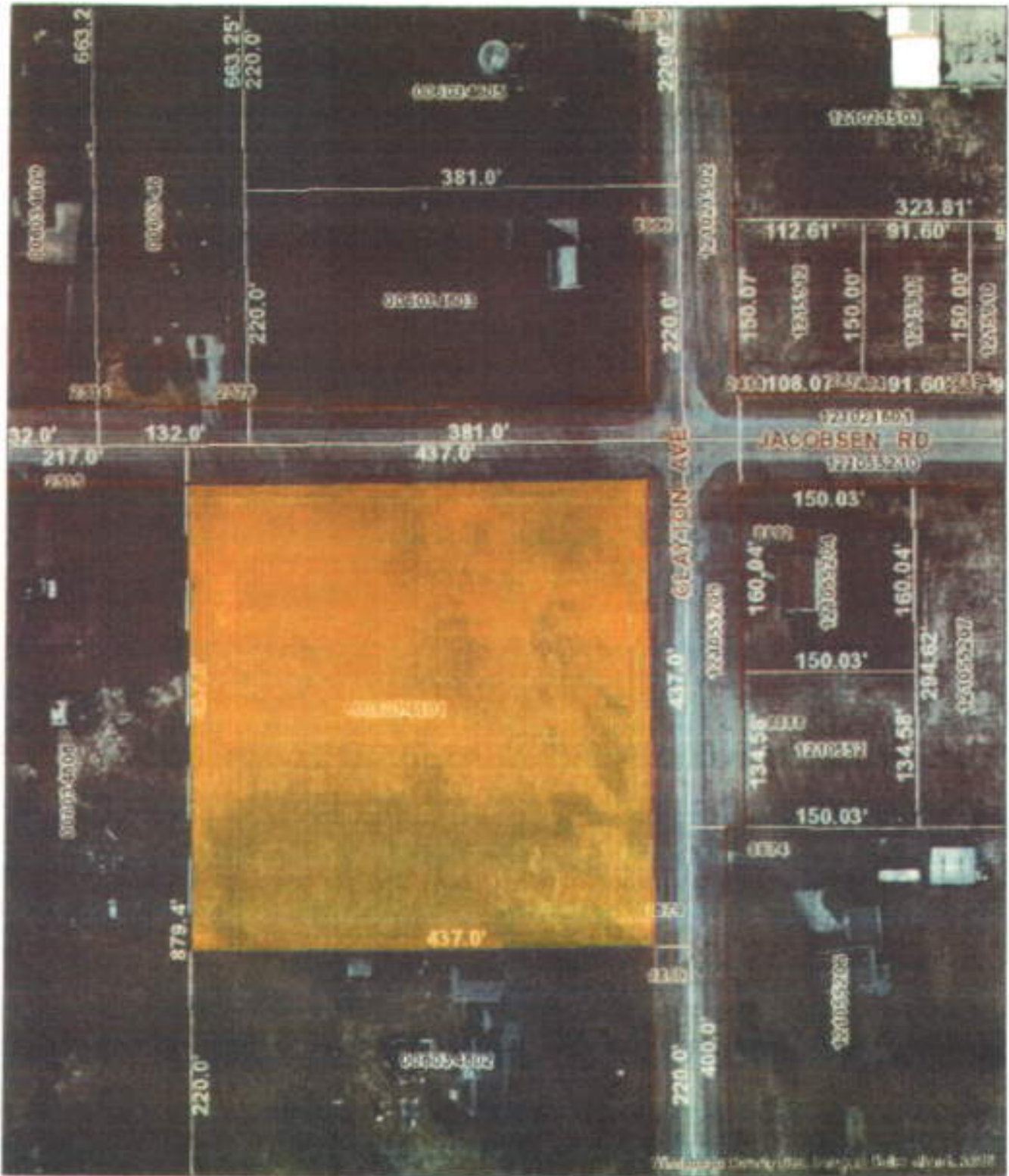
Vote: Yes: 4 No: 0 Abstain: 1


Russell D. Geise, Chair

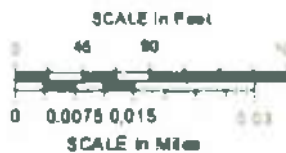
ATTEST

Holly Stevens, Town Clerk

Site Map

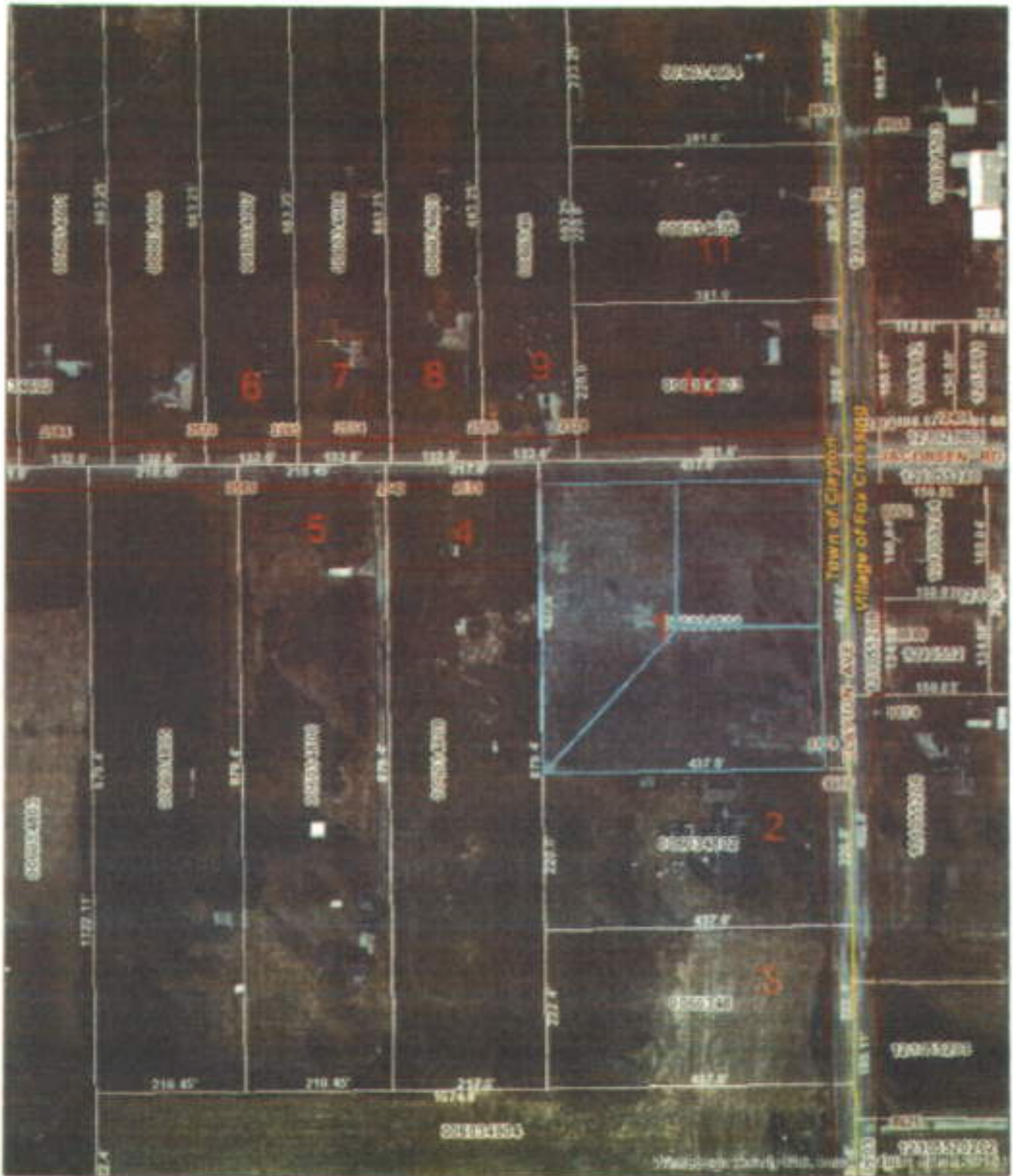


April 1, 2019



WISCONSIN PROJECT DISCLAIMER
 This site was created for use by the Wisconsin County Geographic Information System project. Any other use/application of the information is the responsibility of the user and such application is at their own risk. Wisconsin County Systems of Public Information Systems is not responsible for any use of the information. County Systems of Public Information Systems, Inc. 2019.

006-0348-01 8879 Clayton Avenue



April 16, 2019



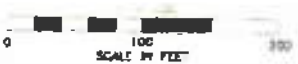
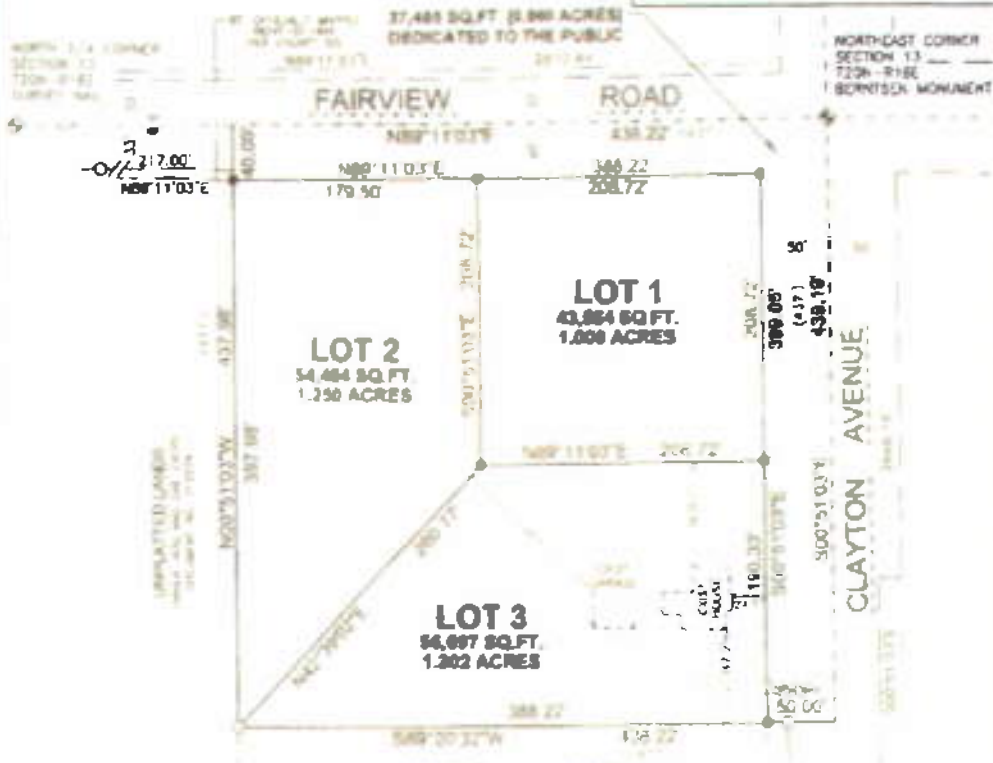
WINGS Project Disclaimer:
 This data was created for use by the Winnebago County Geographic Information System project. Any other use, reproduction of this information is the responsibility of the user and such use/application is at their own risk. Winnebago County disclaims all liability regarding fitness of the information for any use other than Winnebago County business. Data for this map captured December 31, 2008.

#26172

#5944

CERTIFIED SURVEY MAP NO. _____
 PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4,
 SECTION 13, TOWNSHIP 20 NORTH, RANGE 10 EAST,
 TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN

SURVEY FOR
 TOWN OF CLAYTON
 8348 COUNTY ROAD T
 LARSON, et al 54247



BEARINGS ARE REFERENCED TO THE WINNEBAGO COUNTY COORDINATE SYSTEM NAD83(1983) IN WHICH THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 13 BEARS N 89°11'03" E.

EAST 1/4 CORNER SECTION 13 T20N-R10E BERTSON MONUMENT

LEGEND

- 1" O.D. IRON PIPE SET 18" LONG WEIGHING 1130LBS PER LIN FOOT
- 3/4" O.D. REBAR FOUND
- ⊕ GOVERNMENT CORNER
- () PREVIOUSLY RECORDED AS

TOWN OF CLAYTON RIGHT TO PASE RIGHTS:
 THE LOTS CREATED IN THIS CERTIFIED SURVEY MAP ARE ADJACENT TO PROPERTIES THAT, AS OF THE DATE OF THIS DOCUMENT, ARE BEING USED FOR AGRICULTURAL PURPOSES. SOME INDIVIDUALS BELIEVE THAT THE ACTIVITIES ASSOCIATED WITH THE AGRICULTURAL USE CONSTITUTE A NUISANCE OR CONFLICT WITH THE QUIET ENJOYMENT OF THEIR PROPERTY. THIS STATEMENT IS INTENDED TO PROVIDE THIRD PARTIES WITH NOTICE THAT AGRICULTURAL ACTIVITIES MAY EXIST ON THE ADJACENT PROPERTIES.

Martenson & Eisele, Inc.

1777 Midway Road
 Menasha WI 54952
 www.martensoneisele.com
 info@martensoneisele.com
 920.731.0387 1.800.774.0381

Planning
 Environmental
 Surveying
 Engineering
 Architecture

PROJECT NO. 1-0018-081
 FILE 1-0018-081cam.dwg SHEET 1 OF 3
 THIS INSTRUMENT WAS DRAFTED BY A Sealer

CERTIFIED SURVEY MAP NO. _____

PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4, SECTION 13, TOWNSHIP 20 NORTH,
RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

SURVEYOR'S CERTIFICATE.

I, GARY A. EHRINGER, PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED, AT THE DIRECTION OF THE TOWN OF CLAYTON, PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4, SECTION 13, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN, MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 13; THENCE SOUTH 00 DEGREES 51 MINUTES 03 SECONDS EAST, ALONG THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 13, A DISTANCE OF 635.19 FEET; THENCE SOUTH 89 DEGREES 30 MINUTES 32 SECONDS WEST, 438.22 FEET; THENCE NORTH 00 DEGREES 51 MINUTES 03 SECONDS WEST, 637.98 FEET; THENCE NORTH 89 DEGREES 11 MINUTES 03 SECONDS EAST, ALONG THE NORTH LINE OF THE NORTHEAST 1/4 OF SAID SECTION 13, A DISTANCE OF 438.22 FEET TO THE POINT OF BEGINNING, CONTAINING 192,200 SQUARE FEET (4.432 ACRES). SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

THAT I HAVE FULLY COMPLIED WITH CHAPTER 236 OF THE WISCONSIN STATUTES AND WITH THE VILLAGE OF FOX CROSSING, TOWN OF CLAYTON AND WINNEBAGO COUNTY SUBDIVISION ORDINANCE IN SURVEYING, DIVIDING AND MAPPING THE SAME.

THAT THIS MAP IS A CORRECT REPRESENTATION OF ALL EXTERIOR BOUNDARIES OF THE LAND SURVEYED AND THE DIVISION THEREOF

GIVEN UNDER MY HAND THIS 28TH DAY OF MARCH, 2019.

GARY A. EHRINGER, PROFESSIONAL LAND SURVEYOR #1194

THIS CERTIFIED SURVEY MAP IS CONTAINED WHOLLY WITHIN THE PROPERTY DESCRIBED IN THE FOLLOWING RECORDED INSTRUMENTS:

OWNERS OF RECORD:
TOWN OF CLAYTON

RECORDING INFORMATION:
DOCUMENT NO. 1719031

PARCEL NUMBER:
006-0348-01

TOWN BOARD APPROVAL:

THIS CERTIFIED SURVEY MAP IN THE TOWN OF CLAYTON, IS HEREBY APPROVED AS SURVEYED AND MAPPED BY THE TOWN BOARD OF THE TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

DATED THIS _____ DAY OF _____ 2019.

TOWN CLERK

TREASURER'S CERTIFICATE.

I HEREBY CERTIFY THAT THERE ARE NO UNPAID TAXES OR UNPAID SPECIAL ASSESSMENTS ON ANY OF THE LANDS SHOWN HEREON.

TOWN TREASURER _____ DATE _____ COUNTY TREASURER _____ DATE _____

WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE APPROVAL:

PURSUANT TO THE LAND SUBDIVISION REGULATIONS OF THE COUNTY OF WINNEBAGO, WISCONSIN, ALL THE REQUIREMENTS FOR APPROVAL HAVE BEEN FULFILLED. THIS MINOR SUBDIVISION WAS APPROVED BY THE WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE.

ON _____ DAY OF _____ 2019.

WINNEBAGO COUNTY PLANNING AND ZONING COMMITTEE

VILLAGE OF FOX CROSSING EXTRA TERRITORIAL APPROVAL:

THIS CERTIFIED SURVEY MAP WAS APPROVED BY THE VILLAGE OF FOX CROSSING, AS SURVEYED AND MAPPED.

DATED THIS _____ DAY OF _____ 2019.

VILLAGE PRESIDENT

VILLAGE CLERK



Wednesday, May 22nd, 2019

County Zoning Office
Attn: Cary A. Rowe
112 Otter Avenue
Oshkosh, WI 54901

Re: Town Board approved amendment to the Town's Zoning Code of Ordinances Map.

Mr. Cary A. Rowe:

Enclosed please find the material relative to the following amendment(s) to the Zoning Code of Ordinances, Zoning Map in the Town of Clayton:

Re-zoning application submitted by the Town of Clayton, 8348 CTR T, Larsen for property located at 8879 Clayton Avenue and specifically described as Tax ID# 006-0348-01, being a part Section 13, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. The application is to re-zone the property from R-1 (Rural Residential District) to R-2 (Suburban Residential District).

Should you have any questions relative to this request please feel free to call or E-mail me.

Sincerely,


Richard Johnson
Town Administrator/Clerk

CC County Clerk, Sue Ertmer

DATE: 07/16/19

R E S O L U T I O N

No. 005

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 07/05/19

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF Clayton in accordance with the petition of Rick Christianson and

WHEREAS, said request is in compliance with the adopted Winnebago County Land Use Plan.

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the TOWN OF Clayton, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (General Agricultural District and B-3 (General Business District))** of said ordinance, which it now and heretofore had, to the zoned district of **R-2 (Suburban Residential District), B-3 (General Business District) and M-1 (Mixed Use District)**.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby **ADOPTED** OR **DENIED**.

County Board Supervisor
(Town of Clayton)

PARCEL NO: 006-0527, 006-0528; FROM A-2 & B-3 TO R-2, B-3 & M-1

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, 2019.

Mark Harris

County Board Supervisory district **30 - FARREY**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z MEETING AGENDA OF JULY 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator *[Signature]*

RE: Review of Town Zoning Changes

- 1 Town of Clayton - Town Zoning Change (Tax ID No: 006-0348-01) – Town of Clayton

The town zoning change for Town of Clayton is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from R-1 (Rural Residential District) to R-2 (Suburban Residential District) and Winnebago County's land use plan shows future land use as Residential.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

- 2 **Rick Christianson - Town Zoning Change (Tax ID No: 006-0527 & 006-0528) – Town of Clayton.**

The town zoning change for Rick Christianson is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) and B-3 (General Business District) to R-2 (Suburban Residential District), B-3 (General Business District) and M-1 (Mixed Use District) and Winnebago County's land use plan shows future land use as Non Residential and Agricultural and Rural.

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

- 3 Schmick - Town Zoning Change (Tax ID No: 024-0472-01-02 and 024-0472-01-01) – Town of Utica

The town zoning change for Schmick is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A-2 (Agricultural District) to R-R (Rural Residential Recreational Mixed Use) and Winnebago County's land use plan shows future land use as Agricultural and Rural.

BJ, BDz 5-0 Approved

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

FILED 5/15/19 BY [Signature]

TOWN OF CLAYTON

ORDINANCE 2019-006

ORDINANCE TO AMEND THE OFFICIAL TOWN OF CLAYTON ZONING ORDINANCE MAP

WHEREAS, one or more applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances have been filed with the Town Clerk as described herein; and

WHEREAS, following the requisite Notices and Public Hearings the proposed amendments have been reviewed and recommended to the Town Board by the Town's Plan Commission; and

WHEREAS, the applications for amendments to the Map of the Town of Clayton Zoning Code of Ordinances does comply with both the Town's existing land use and future land use elements of the CY 2015/16 update to the Town's Comprehensive Plan; and

WHEREAS, all other procedural requirements have been met for purposes of consideration of the amendment(s) as provided in Section 7 of the Town of Clayton Zoning Code of Ordinances; and

NOW, THEREFORE BE IT ORDAINED THAT, the Town Board of the Town of Clayton, County of Winnebago, State of Wisconsin, pursuant to Article 7 of the Town of Clayton Zoning Code of Ordinances, hereby adopts the following Amendment(s) to the Map of the Town's Zoning Code of Ordinances:

Section 1: The Official Zoning Map of the Town of Clayton is amended as follows:

Property Owner:

Rick Christianson, PO Box 56, Larsen, WI 54947

Legal description of property:

For property located on the southwest corner of the intersection of County Road II and Pioneer Road and specifically described as Tax ID# 006-0527 and Tax ID# 006-0528 being a part Section 20, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin.

The above described property is hereby rezoned from:

The application is to re-zone the property from A-2 (General Agricultural District) and B-3 (General Business) to R-2 (Suburban Residential District), B-3 (General Business District), and M-1 (Mixed Use District)

Section 2: This Ordinance shall be submitted to the Winnebago County Board for approval. This amendment to the Town of Clayton Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

Adopted this 15th day of May, 2019

Vote: Yes 5 No 0 Absent 0 Absent 0


Russell D. Geise, Chair

AJ 11 54

Holly Stevens, Town Clerk

Site Map



May 3, 2019



WI GIS Project Disclaimer
 This map was created for use by the Winnebago County Geographic Information System project. Any other use/application of the information is the responsibility of the user and such use/application is at their own risk. Winnebago County disclaims all liability regarding fitness of the information for any use other than Winnebago County business. "Data for this map copyrighted December 31, 2007"

CERTIFIED SURVEY MAP NO.

BEING PART OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ AND PART OF THE NORTHWEST ¼ OF THE NORTHEAST ¼, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN

SURVEYOR'S CERTIFICATE:

I, ROBERT F. REIDER, PROFESSIONAL WISCONSIN LAND SURVEYOR, CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED PART OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ AND PART OF THE NORTHWEST ¼ OF THE NORTHEAST ¼, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SECTION 20: THENCE S00°40'50"E, 135.32 FEET ALONG THE EAST LINE OF THE NORTHEAST ¼ OF SECTION 20 TO THE SOUTH RIGHT-OF-WAY LINE OF C T H. "11" AND THE POINT OF BEGINNING; THENCE CONTINUING S00°40'50"E, 285.76 FEET ALONG SAID EAST LINE TO THE STARTING POINT OF A MEANDER LINE OF THE CENTERLINE OF AN INTERMITTENT NAVIGABLE WATERWAY, SAID POINT BEARS N00°40'50"W A DISTANCE OF 25 FEET MORE OR LESS FROM SAID CENTERLINE; THENCE S83°12'42"W, 269.23 FEET ALONG SAID MEANDER LINE; THENCE S45°02'45"W, 314.61 FEET ALONG SAID MEANDER LINE TO THE SOUTH LINE OF THE NORTH ¼ OF THE NORTH ¼ OF THE NORTHEAST ¼ OF SECTION 20 AND THE TERMINATION POINT OF SAID MEANDER LINE, SAID POINT BEARS S88°38'54"W A DISTANCE OF 21 FEET MORE OR LESS FROM SAID CENTERLINE; THENCE S88°38'54"W, 2076.01 FEET ALONG SAID SOUTH LINE TO THE WEST LINE OF THE NORTHEAST ¼ OF SECTION 20; THENCE N00°20'19"W, 627.85 FEET ALONG SAID WEST LINE TO THE SOUTH RIGHT-OF-WAY LINE OF C T H. "11"; THENCE N88°47'17"E, 1283.45 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE FEET; THENCE N88°55'11"E, 1192.02 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE; THENCE S45°40'39"E, 126.87 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING INCLUDING ALL OF THAT LAND LYING BETWEEN THE ABOVE DESCRIBED MEANDER LINE AND THE CENTERLINE OF THE INTERMITTENT NAVIGABLE WATERWAY, BOUNDED BY THE EXTENSION OF THE ABOVE DESCRIBED PARCEL TO SAID WATERWAY CENTERLINE, SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD

THAT I HAVE MADE SUCH SURVEY UNDER THE DIRECTION OF RICHARD CHRISTIANSON, 3540 OAKRIDGE RD., NEENAH, WISCONSIN 54956

THAT THIS MAP IS A CORRECT REPRESENTATION OF THE EXTERIOR BOUNDARY LINES OF THE LAND SURVEYED

THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF CHAPTER 236.34 OF THE WISCONSIN STATUTES AND THE SUBDIVISION ORDINANCE OF WINNEBAGO COUNTY.



Robert F. Reider 4-23-19
ROBERT F. REIDER, PLS-1251
CAROW LAND SURVEYING CO., INC.
615 N. LYNNDALE DRIVE, P O BOX 1297
APPLETON, WISCONSIN 54912-1297
PHONE (920)731-4168
A1903 10 (REF) 4-23-2019

NOTES:

- 1) THIS CSM IS ALL OF TAX PARCEL NO (S): 0060527 & 0060528
- 2) THE PROPERTY OWNER (S) OF RECORD IS (ARE): RICHARD L. CHRISTIANSON AND JUDY L. CHRISTIANSON
- 3) THE CSM IS WHOLLY CONTAINED WITHIN THE PROPERTY DESCRIBED IN THE FOLLOWING RECORDED INSTRUMENT (S) VOLUME 1117, PAGE 383.

TOWN BOARD CERTIFICATE:

WE HEREBY CERTIFY THAT THE TOWN OF CLAYTON BOARD OF SUPERVISORS APPROVED AND ACCEPTED THIS CERTIFIED SURVEY MAP ON THE _____ DAY OF _____ 20__

TOWN CHAIRPERSON _____

TOWN CLERK _____

CERTIFIED SURVEY MAP NO. _____

BEING PART OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ AND PART OF THE NORTHWEST ¼ OF THE NORTHEAST ¼, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

NOTES:

- THE ORDINARY HIGH WATER MARK SETBACK IS NOT BASED ON AN OFFICIAL DETERMINATION AND PRIOR TO ANY BUILDING, AN OFFICIAL DETERMINATION OF THE ORDINARY HIGH WATER MUST BE MADE BY THE WINNEBAGO COUNTY ZONING DEPARTMENT OR OTHER AUTHORIZED PERSON. ALSO ALL BUILDING SETBACKS AND OTHER LAND USE REQUIREMENTS SHOULD BE VERIFIED BY THE TOWN OF CLAYTON PRIOR TO ANY CONSTRUCTION OR OTHER LAND USE ACTIVITY
- PRIOR TO ANY CONSTRUCTION CONTACT WISCONSIN DEPARTMENT OF NATURAL RESOURCES TO DETERMINE NAVIGABILITY OF WATERWAY AND LOCATION OF ORDINARY HIGH WATER
- ANY LAND BELOW THE ORDINARY HIGH WATER MARK OF A LAKE OR A NAVIGABLE STREAM IS SUBJECT TO THE PUBLIC TRUST IN NAVIGABLE WATERS THAT IS ESTABLISHED UNDER ARTICLE IX, SECTION 1 OF THE STATE CONSTITUTION
- THE LOCATION OF THE APPROXIMATE ORDINARY HIGH WATER MARK SHALL BE THE POINT ON THE BANK OF A NAVIGABLE STREAM OR ON THE SHORE OF A LAKE UP TO WHICH THE PRESENCE AND ACTION OF SURFACE WATER IS SO CONTINUOUS AS TO LEAVE A DISTINCTIVE MARK BY EROSION, DESTRUCTION OF TERRESTRIAL VEGETATION, OR OTHER EASILY RECOGNIZED CHARACTERISTICS
- THE LOT(S) CREATED IN THIS CERTIFIED SURVEY MAP ARE ADJACENT TO PROPERTY THAT, AS OF THE DATE OF THIS DOCUMENT, ARE BEING USED FOR AGRICULTURAL PURPOSES. SOME INDIVIDUALS BELIEVE THAT THE ACTIVITIES ASSOCIATED WITH THE AGRICULTURAL USE CONSTITUTE A NUISANCE OR CONFLICT WITH THEIR QUIET ENJOYMENT OF THEIR PROPERTY. THIS STATEMENT IS INTENDED TO PROVIDE THIRD PARTIES WITH NOTICE THAT AGRICULTURAL ACTIVITIES MAY EXIST ON THE ADJACENT PROPERTY



Robert Heider 4-23-19
ROBERT HEIDER, PLS. 12114 DATED

CAROW LAND SURVEYING CO., INC.
615 N. LYNDALE DRIVE, P.O. BOX 1297
APPLETON, WISCONSIN 54912-1297
PHONE: (920)731-4168
A1903 10 (RFR) 4-23-2019



Wednesday, May 22nd, 2019

County Zoning Office
Attn: Cary A. Rowe
112 Otter Avenue
Oshkosh, WI 54901

Re: Town Board approved amendment to the Town's Zoning Code of Ordinances Map.

Mr. Cary A. Rowe:

Enclosed please find the material relative to the following amendment(s) to the Zoning Code of Ordinances, Zoning Map in the Town of Clayton:

Re-zoning application submitted by Rick Christianson, PO Box 56, Larsen for property located on the south west corner of the intersection of County Road H and Pioneer Road and specifically described as Tax ID# 006-0527 and 006-0528 being a part Section 20, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. The application is to re-zone portions of the property from A-2 (General Agricultural District) and B-3 (General Business District) to R-2 (Suburban Residential District), B-3 (General Business District), and M-1 (Mixed Use District).

Should you have any questions relative to this request please feel free to call or E-mail me.

Sincerely,


Richard Johnston
Town Administrator/Clerk

CC County Clerk, Sue Ertmer

DATE: 07/16/19

R E S O L U T I O N

No. 006

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 07/06/19

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF UTICA in accordance with the petition of Kenneth Schmick and

WHEREAS, said request is in compliance with the adopted Winnebago County Land Use Plan.

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the TOWN OF UTICA, be and the same, are amended to provide that the attached described property be changed from the classification of **A-2 (Agricultural District)** of said ordinance, which it now and heretofore had, to the zoned district of **R-R (Rural Residential Recreational Mixed Use)**.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby **ADOPTED** OR **DENIED**.

County Board Supervisor
(Town of Utica)

PARCEL NO: **024-0472-01-02 & 024-0472-01-01; FROM A-2 TO R-R**

COUNTY DISCLAIMER:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____, 2019.

Mark Harris

County Board Supervisory district **33 - Egan**



Winnebago County

Zoning Department

The Way of the Future

MEMO FOR P & Z MEETING AGENDA OF JULY 5, 2019

TO: Planning & Zoning Committee

FM: Zoning Administrator *[Signature]*

RE: Review of Town Zoning Changes

1. Town of Clayton - Town Zoning Change (Tax ID No. 006-0348-01) – Town of Clayton

The town zoning change for Town of Clayton is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from R-1 (Rural Residential District) to R-2 (Suburban Residential District) and Winnebago County's land use plan shows future land use as Residential

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

2. Rick Christianson - Town Zoning Change (Tax ID No. 006-0527 & 006-0528) – Town of Clayton

The town zoning change for Rick Christianson is consistent with Winnebago County's Land Use Plan. The Town of Clayton approved the zoning change from A-2 (General Agricultural District) and B-3 (General Business District) to R-2 (Suburban Residential District), B-3 (General Business District) and M-1 (Mixed Use District) and Winnebago County's land use plan shows future land use as Non Residential and Agricultural and Rural

RECOMMENDATION: Approve a motion to forward zone change to County Board for action

3. **Schmick - Town Zoning Change (Tax ID No. 024-0472-01-02 and 024-0472-01-01) – Town of Utica**

The town zoning change for Schmick is consistent with Winnebago County's Land Use Plan. The Town of Utica approved the zoning change from A-2 (Agricultural District) to R-R (Rural Residential Recreational Mixed Use) and Winnebago County's land use plan shows future land use as Agricultural and Rural

RECOMMENDATION: Approve a motion to forward zone change to County Board for action.

RK, BJ 5-0 Approved

FLU: g/10/19

Town of Utica ~ Jenny Sonnlertner, Clerk
6570 Bradley Ave. Pickett, WI 54964 ~ 920-410-0347 - utica1730@gmail.com

SUBMITTAL FORM

Name of Property Owner: Kenneth & Cara Schmick

Address of Owner: 1286 Williams Road Pickett, WI 54964

Name of Applicant: same as above

Address of Applicant: same as above

Legal Description of Area to be Rezoned (attach CSM, if applicable)

024-0472-01: PT SE NW DESC AS LOT 1 OF CSM-6963 6.13 A

024-0472-02: PT SE NW & PT SW NW DESC AS LOT 2 OF CSM-6963 52.28 A

Tax Parcel Number, if existing parcels: 024-0472-01, 024-0472-01-01

Section 22 Town 17N Range R15E

Existing Zoning: A2 Name of District: Agricultural District (General Farming)
024-0472-02 01-01

Proposed Zoning: RR Name of District: Rural Residential Recreational Mixed Use
024-0472-01 -02

Town Board Action: Approval Denial

Findings: 1) Does the Town have an adopted Land Use Plan? Yes

2) Does the request agree with the Plan? Yes

3) Other findings (List): approved by Town Board vote:

Approved by the Town Board vote 3-0

I, Jenny Sonnlertner, Clerk of the Town of Utica, hereby certify that a public hearing was conducted on May 2, 2019 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnlertner

Date: 5-15-2019

**LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR
REZONING CHANGE**

Subject Parcels: 024-0472-01, 024-0472-02

Owner: Kenneth & Cara Schmick

Applicant: same as above

PARCEL	OWNER(S)	MAILING ADDRESS	CITY/STATE/ZIP
024-0481-05	Herzer Rev Trst. Susann	5893 Bonnieview Rd	Oshkosh WI 54904
024-0472-01	Schmick, Kenneth R & Cara	1205 Williams Rd	Pickett, WI 54904
024-0481-05-01	Stettler, Grant C & Stephanie	5875 Bonnieview Rd	Oshkosh, WI 54904
024-0466 024-0472-02 024-0475	Williams Family LLC, Munsil	1211 Williams Rd	Pickett, WI 54904

TOWN OF UTICA

Plan Commission Notice

Notice is hereby given that a public meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. Town Board members may be present.

Thursday, May 2, 2019

7:30 pm

To hear testimony for approval of a CSM by removing acreage from Lot 2, 024-0472-02, currently zoned A2 with 52.28 acres and adding to Lot 1, 024-0472-01 currently zoned RR with 6.13 acres. Lot 1 will become 7.593 acres, zonings remain the same for Lots 1 & 2. Lot 1 is owned by Kenneth & Cara Schmick 1205 Williams Road, Pickett, WI 54964.

The properties within 300' for notification in the Town of Utica, Winnebago County, WI are:

PARCEL #	OWNER(S)	ADDRESS
024048105	Herzer Rev Tst, Susann	5893 Bonnieview Rd Oshkosh, WI 54904
024047201	Schmick, Kenneth R, Cara	1205 Williams Rd Pickett, WI 54964
02404810601	Stettler, Grant C, Stephanie	5875 Bonnieview Rd Oshkosh, WI 54904
0240466		
024047202		1211 Williams Rd
0240475	Williams Family LLC, Munsil	Pickett, WI 54964

Public testimony will be taken at the time of the hearing. All written testimony must be received prior to the hearing and can be sent to Thomas Thiel, 1209 County Road M Pickett, WI 54964. For further information, contact Thomas Thiel (920) 589-3005.

Jenny Sonneleitner, Clerk & Planning/Zoning Secretary

Posted: 4/15/2019

Published: 4/18/2019 & 4/25/2019

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Chairman Tom Thiel at 920-579-3025 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action.

Posted at: townofutica.org, Town Hall, Co-op, and Jasper's. To receive email updates, e-mail the Clerk at utica1730@gmail.com

TOWN OF UTICA

Plan Commission Meeting Agenda

Notice is hereby given that a Town Plan Commission meeting in the Town of Utica, County of Winnebago, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town.

Thursday, May 2, 2019

7:30 pm

1. Call the Meeting to Order
2. Take Roll Call:
 - A. *Members:* Terry Beck, Darwin Briggs, Ralph Kalies, Tim Oliver, Ken Schmick, Grant Stettler, Tom Thiel
 - B. *Alternates:* Chad Bowman, Eric Whiting
3. Approve April 8, 2019 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public Forum
6. Discuss/Recommend to the Town Board approving the request of a CSM by removing acreage from Lot 2, 024-0472-02, currently zoned A2 with 52.28 acres and adding to Lot 1, 024-0472-01 currently zoned RR with 6.13 acres. Lot 1 will become 7.593 acres; zonings remain the same for Lots 1 & 2. Lot 1 is owned by Kenneth & Cara Schmick 1205 Williams Road, Pickett, WI 54964.
7. Future Agenda Items
8. Adjournment

Jenny Sonneitner, Clerk
Posted: 5/1/2019

The Plan Commission meets as needed on the FIRST THURSDAY OF EACH MONTH AT 7:30PM (unless otherwise noted). All meetings are open to the public. Discussion and action may occur on any of the above agenda items.

Any person wishing to attend who, because of a disability, requires special accommodation, should contact Plan Commission Chairman Tom Thiel at 920-579-3025 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made.

This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda.

Posted at: townofutica.org, Town Hall, Co-op, and Jasper's. To receive email updates, e-mail the Clerk at utica1730@gmail.com.

TOWN OF UTICA

Plan Commission Meeting ~ Minutes

Thursday, May 2, 2019

7:30 pm

DRAFT

1. Call the Meeting to Order

This meeting was called to order by Chairman Tom Thiel at 7:30pm at the Utica Town Hall; 4 present

2. Take Roll Call:

- A *Members Present:* Terry Beck, Darwin Briggs, Ken Schmick (in audience), Grant Stettler, Tom Thiel
- B *Members Absent:* Ralph Kalles, Tim Oliver
- C *Alternates Present:* Eric Whiting
- D *Alternates Absent:* Chad Bowman
- E *Board Members Present:* Leonard Schmick
- F *Board Members Absent:* Chuck Kuhrt

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

3. Approve April 8, 2019 Plan Commission Meeting Minutes

Darwin Briggs motions to accept as presented, seconded by Grant Stettler. Carried

4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign

5. Public Forum

No comments

6. Discuss/Recommend to the Town Board approving the request of a CSM by removing acreage from Lot 2, 024-0472-02, currently zoned A2 with 52.28 acres and adding to Lot 1, 024-0472-01 currently zoned RR with 6.13 acres. Lot 1 will become 7.593 acres; zonings remain the same for Lots 1 & 2. Lot 1 is owned by Kenneth & Cara Schmick 1205 Williams Road, Pickett, WI 54964.

Tom Thiel said one lot is RR and the other lot is A2; moving acreage from A2. Len Schmick said the acreage moving from A2 is forest with hills and valleys that would not be good ag use. Grant Stettler motioned to approve to move the acreage from A2 to RR, seconded by Darwin Briggs. Carried

7. Future Agenda Items

Tom Thiel has been working with United Cooperative and the Santiagos during the new building process, all is working well

8. Adjournment

Adjourned at 7:35pm

Jenny Sonnlleitner, Clerk & Planning/Zoning Secretary

Thomas Thiel, Plan Chairman

Jenny Sonnlleitner, Clerk & Planning/Zoning Secretary

TOWN OF UTICA RE-ZONING PERMIT APPLICATION

Please print or type your responses to the questions on this application.
A non-refundable application fee of \$400.00 is required for each permit application.
The fee is payable to the Town of Utica and is due at the time the application is submitted.

Filing Fee: \$400.00

Date Received: _____
Office Use

Property Address: 5938 Bonnieview Rd.

Name of Owner(s): Ken & Cora Schmick

Address, if different than above: 1205 Williams Rd.

Home Phone: 920-410-5117 Daytime Phone, if different: _____

Name of Applicant(s): Ken Schmick

Address, if different than above: _____

Home Phone: _____ Daytime Phone, if different: _____

Name & Address of professional in charge of proposed development (architect, builder, contractor, engineer, etc): Same

Legal Description of Property: all of lot 1 and part of lot 2 of C.S.M. 6963, being part of the Southeast 1/4 of the Northwest 1/4 of Section 22, Township 17 North, Range 19 East, Town of Utica, W. and Sag. County

Tax Parcel Number(s) (REQUIRED): 024 047201

NOTE: Please attach a copy of the Certified Survey Map for the property.

Location of the property in relation to nearby roadways, building, or other landmarks: along Bonnieview Rd.

1. What is the current use of the property? Land to build House on.

2. What is the intended use of this property? Land to build House on.

3. Please mark the current zoning for the property:

- | | |
|--|--|
| <input type="checkbox"/> Single-Family Residence | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> Two-Family Residence | <input type="checkbox"/> Commercial |
| <input type="checkbox"/> Multiple-Family Dwelling | <input type="checkbox"/> Institutional & Recreational |
| <input type="checkbox"/> Agricultural | <input type="checkbox"/> Planned Residential Development |
| <input checked="" type="checkbox"/> Rural Recreational | <input type="checkbox"/> Residential Mixed Use |

4. What is the requested zoning for the property? RR

5. Please explain the reason for this rezoning request: add more land to existing lot

6. If this is a Rural Recreational rezoning request, please specify what type of conditions are being requested: _____

7. Please explain why this is the best proposed use for this property: It is already a lot

8. Please explain the compatibility of the proposed use(s) with the surrounding land uses:

Several of same house lots near by

9. List all property owners within 300 feet and their mailing addresses:

- 1) Susan Herzer 4)
7893 Bonnieview Rd.
Oshkosh WI 54904
- 2) Grant & Stephanie Stettler 5)
5875 Bonnieview Rd
Oshkosh WI 54904
- 3) Mansel Williams Family 6)
121 Williams Rd.
Pickett WI 54964

Twelve (12) copies of the application and all attachments shall be submitted to the Town Clerk, Town Zoning Administrator or other designed representative no later than twenty-one (21) days prior to the meeting.

Signature of Owner _____

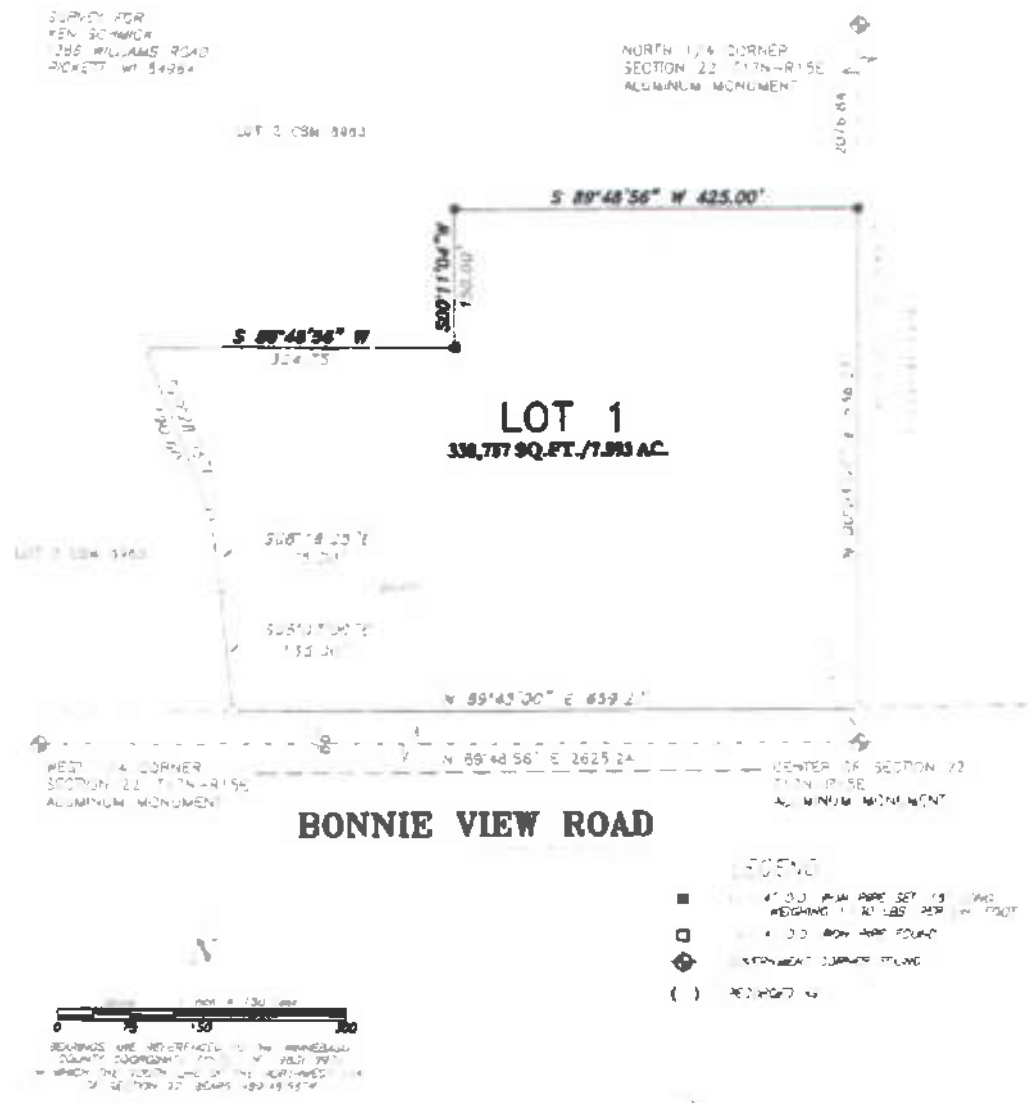
Date _____

Signature of Owner _____

Date _____

CERTIFIED SURVEY MAP NO. _____

ALL OF LOT 1 AND PART OF LOT 2 OF CERTIFIED SURVEY MAP 8963 BEING PART OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 22 TOWNSHIP 17 NORTH RANGE 15 EAST, TOWN OF LITKA, WINNEBAGO COUNTY, WISCONSIN.



Martenson & Eisele, Inc.
 Planning
 Environmental
 Surveying
 Engineering
 Architecture

101 West Main Street
 Oniro, WI 54883
 www.martenson-eisele.com
 P 920.865.8240 F 920.869.6340

*John W. Martenson
 Surveyor
 1/15/15*

PROJECT NO. 15-012-002
 FILE NO. 112-007 SHEET 1 OF 2
 This instrument was certified by _____

TOWN OF UTICA

Town Board Meeting ~ Agenda

Monday, May 13, 2019

7:00pm – Review Invoices
7:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. The Board can discuss and act on any of the following, except that of the Public Forum.

- 1 Call the Meeting to Order
- 2 Pledge of Allegiance
- 3 **CONSENT AGENDA**
 - A) Approve April 8, 2019 Town Board Meeting Minutes
 - B) Affidavit of Posting/Publication
 - C) Approve Payment of Bills for May
- 4 Treasurer's Report for April
- 5 Public Forum: Opportunity to comment about an Agenda item or new business, say your name & address (no action taken by the Board)
- 6 Budget Amendments
- 7 Insurance Renewal
- 8 **PLAN COMMISSION**
 - A) Recommendation from the Plan Commission approving the request of a CSM by removing acreage from Lot 2, 024-0472-02 currently zoned A2 with 52.28 acres and adding to Lot 1, 024-0472-01 currently zoned RR with 6.13 acres. Lot 1 will become 7.593 acres; zonings remain the same for Lots 1 & 2. Lot 1 is owned by Kenneth & Cara Schmick 1205 Williams Road Pickett, WI 54984
- 9 BOARD OF APPEALS – Reappointing Vicki Williams for another 3-year term
- 10 RUSH LAKE – Supervisor Kuhrt to report on the April 18, 2019 meeting
- 11 **ORDINANCES**
 - A) Appoint Board of Review Alternate Members
 - B) Confidential Income & Expenses Records
 - C) Establish Procedure and Criteria for Allowing Alternative Forms of Sworn Testimony at BOR Hearings
- 12 Mowing the Town ditches
- 13 Repairing Town Hall walls
- 14 **ROADS**
 - A) Spring Road Inspection and road repairs
 - B) Town road right-of-ways: application, permit & hold harmless agreement
- 15 FIRE DEPARTMENT / EMS – Purchased a used fire truck and need to borrow money to pay for it
- 16 BOARD OF REVIEW May 21, 2019 6-8pm
- 17 **ITEMS FOR INCLUSION IN NEWSLETTER**
 - A) Town Board Meeting – June 10, 2019; 7:30pm at the Utica Town Hall
 - B) Contact Chairman Leonard Schmick for your Fireworks Permit, it is FREE and required
 - C) Donations are appreciated for the Fisk fireworks, contact: Howard Christianson 5550 Fisk Ave. Oshkosh, WI 54904
- 18 **CORRESPONDENCE RECEIVED**
 - A) WI Towns Association – Monthly Mailing via email
 - B) Property Transfers
 - C) Driveway/Culvert Permit – Cody Schoepke 470 Neitzel Rd
 - D) Building Permits – United Cooperative 6644 Hwy 44 / Scott Krings 1691 Cty Rd FF
- 19 Adjournment

Jenny Sonneleitner, Clerk Posted: 5/11/2019

Plan Commission Members (7, 2 alternates) (3-year terms): Tim Oliver 5/2017, Eric Whiting (alternate) 6/2017, Darwin Briggs 12/2020, Ken Schmick 3/2021, Tom Ther 6/2018 (Chair), Ralph Kaines 7/2021, Chad Bowman (alternate) 8/2018, Terry Beck 11/2021, Garry Stetler 4/2022 / Rush Lake Steering Committee (3) (3-year term), Chuck Kuhrt 9/2020, Kevin Fritz 2/2021, Mark Davis 4/2022 / Board of Appeals Members (5, 3 alternates) (3-year term): Vicki Williams 5/2016 (Chair), Don Draxler (alternate) 2/2017, Darwin Briggs 6/2017, Robert Patetz 3/2021, Brian Trachtenberg 5/2021, Michael Christianson (alternate) 5/2021, Walt Whiting 12/2021 (alternate), Stephanie Stetler 12/2021 / Rush Lake Watershed Restoration (3) Mark Davis 11/19-1/2020, Chuck Kuhrt 6/19-1/2021, Kevin Fritz 4/18/19-1/2022 (nobby restoration president)

The Town Board meets regularly the SECOND MONDAY OF EACH MONTH AT 7:30PM (unless otherwise noted). All meetings are open to the public. Discussion and action may occur on any of the above agenda items. Any person wishing to attend who, because of a disability, requires special accommodation, should contact Chairman Len Schmick at 820-566-8774 at least twenty four (24) hours before the scheduled meeting time so appropriate arrangements can be made. This is a public meeting. As such, all members or a majority of the members of the Town Board may be in attendance. While a majority of the Town Board members or the majority of any given Town Board Committee may be present, only the above committee will take official action based on the above agenda. Posted at www.townofutica.org, Town Hall, Co-op, and Jasper's. E-mail utica1730@gmail.com for email updates.

TOWN OF UTICA

Town Board Meeting ~ Minutes

Monday, May 13, 2019

7:00 – Review Invoices
7:30pm – Town Board Meeting

Notice is hereby given that a Town Board meeting in the Town of Utica, Winnebago County, and State of Wisconsin for the transaction of business as is by law required or permitted to be transacted at such a meeting will be held at the Utica Town Hall, 1730 County Road FF in said Town. The Board can discuss and act on any of the following, except that of the Public Forum.

1. CALL THE MEETING TO ORDER

This meeting was called to order by Chairman Schmick at 7:30pm at the Utica Town Hall

PRESENT: Chairman Leonard Schmick, Supervisor #1 Chuck Kuhrt, Supervisor #2 Grant Stettler
Clerk Jenny Sonnlertner, Treasurer Brenda Morrell; 4 citizens present

DRAFT

2. PLEDGE OF ALLEGIANCE

3. CONSENT AGENDA

- A) APPROVE APRIL 8, 2019 TOWN BOARD MEETING MINUTES
- B) AFFIDAVIT OF POSTING/PUBLICATION
- C) APPROVE PAYMENT OF BILLS FOR MAY

Chairman Schmick made a motion to approve the Consent Agenda, seconded by Supervisor Stettler. Carried

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

4. TREASURER'S REPORT FOR APRIL, BMO HARRIS BANK

Receipts: \$40,756 13; Disbursements: \$57,438 10; Total Balance: \$363,971 78
Total cash on hand including Fire/EMS account: \$392,693 42

5. PUBLIC FORUM (Opportunity to comment about an Agenda item or new business; say your name & address (no action taken by the Board))

No comments

6. BUDGET AMENDMENTS

None at this time

7. INSURANCE RENEWAL

Insurance was approved last month except for the Life Insurance. Horton Insurance quoted \$200,000 for \$3030/year life insurance and \$500,000 Loss of Life Benefits for firefighters are on duty. Supervisor Stettler would like to go with the \$200,000 first proposal for an Annual Premium of \$3030. Chairman Schmick asked the firemen in the audience if anyone has ever died or had a disability from volunteering. Ed & Chuck Hunter said no, just Worker Comp claims. Supervisor Stettler motions to take the first quote #135417, seconded by Supervisor Kuhrt. Carried

8. PLAN COMMISSION

- A) RECOMMENDATION FROM THE PLAN COMMISSION APPROVING THE REQUEST OF A CSM BY REMOVING ACREAGE FROM LOT 2, 024-0472-02 CURRENTLY ZONED A2 WITH 52.28 ACRES AND ADDING TO LOT 1, 024-0472-01 CURRENTLY ZONED RR WITH 6.13 ACRES. LOT 1 WILL BECOME 7.593 ACRES. ZONINGS REMAIN THE SAME FOR LOTS 1 & 2. LOT 1 IS OWNED BY KENNETH & CARA SCHMICK 1205 WILLIAMS ROAD PICKETT, WI 54964

Chairman Schmick abstains from voting. Supervisor Kuhrt motions to accept the Plan Commission recommendation as is stated, seconded by Supervisor Stettler. Carried

9. BOARD OF APPEALS - REAPPOINTING VICKI WILLIAMS FOR ANOTHER 3-YEAR TERM

Chairman Schmick motions to reappoint Vicki for another 3 year term for Board of Appeals, seconded by Supervisor Kuhrt. Carried

10. RUSH LAKE – SUPERVISOR KUHRT TO REPORT ON THE APRIL 18, 2019 MEETING

Lake Management Plan to be implemented: StanTech and University of Stevens Point and other groups will partner with water monitoring and setting groundwork for this plan. Steering Committee kicks off its initial meeting June 5 at 12:30pm-3:30pm at the Town of Nepeuskun Town Hall. Anyone interested is welcome to come. Talked about the high water level because of all the rain and removed some bogs by the dam that were causing troubles.

11. ORDINANCES:

- A) APPOINT BOARD OF REVIEW ALTERNATE MEMBERS

Ralph Kalies volunteered to be an Alternate

- B) CONFIDENTIAL INCOME & EXPENSES RECORDS

Chairman Schmick motions to accept the Ordinance as it is written; forfeiture fees not less than \$100, not more than \$1000, seconded by Supervisor Stettler. Carried

- C) ESTABLISH PROCEDURE AND CRITERIA FOR ALLOWING ALTERNATE FORMS OF SWORN TESTIMONY AT BOR HEARING

Supervisor Stettler motions to allow by phone only in cases of emergencies or hospitalization, seconded by Chairman Schmick. Carried

12. MOWING THE TOWN DITCHES

Chairman Schmick has the mower rented June 1-8. As of now, we don't have anyone interested to drive it and is willing to give it a try. Supervisor Stettler is willing to assist too, as needed. Will mow again in the Fall. There are about 46 miles of Town roads. Jim Moore is also interested in mowing. Chairman Schmick motions for Supervisor Stettler, himself and Jim Moore to be able to run the mower to mow the Town ditches this first time around for sure, seconded by Supervisor Stettler. Carried

13 REPAIRING TOWN HALL WALLS

Supervisor Stettler hopes to meet with a contractor at the end of this week to look at the walls to repair at the Town Hall.

14 ROADS:

A) SPRING ROAD INSPECTION AND ROAD REPAIRS

Everything on the road list to repair is \$368,500. We are waiting for a quote on Bonnie View. The County has started some minor repairs. Crack filling and maintenance of the better roads is \$83,250. We will table for now.

B) TOWN ROAD RIGHT-OF-WAYS: APPLICATION, PERMIT & HOLD HARMLESS AGREEMENT

Chairman Schmick mentioned Tom Thiel and Attorney Blazel came up with these forms for when anyone or a business(es) want to work in the road right-of-way. No Cost. Chairman Schmick motions to include this in our Town Bylaws, seconded by Supervisor Kuhrt. Carried.

15 FIRE DEPARTMENT / EMS - PURCHASED A USED FIRE TRUCK AND NEED TO BORROW MONEY TO PAY FOR IT

Chairman Schmick said the Fire Department was given a budget of \$250,000. The truck and equipment were purchased for \$230,000. It won't be ready until mid-June. Chairman Schmick contacted Horizon Bank, no requirement to open a checking account, 5-year at 5% is about \$3000/month, and can pay off anytime. Would borrow \$180,000, can borrow an extra \$20,000 to pay for the payments for this year since this was not budgeted for. We don't plan to levy this truck and would like to hold the levies. Supervisor Stettler said the State has special programs for Towns such as a 10-year at 4.25%, no prepayment penalties, we are prequalified. Per house income in our Town is too high and would not qualify for a grant, but we qualify for a loan. Will find out how quickly this loan can be in place. Supervisor Stettler motions to contact the State to discuss options to for financing for the new fire truck and get fast enough and secured, and in place to save interest, that we pursue that route as primary, if those details fall through or doesn't meet our criteria, that we proceed with Horizon Bank, seconded by Chairman Schmick. Carried.

16 BOARD OF REVIEW: MAY 21, 2019 at 6-8pm

17. ITEMS FOR INCLUSION IN NEWSLETTER

A) Town Board Meeting - June 10, 2019: 7:30pm at the Utca Town Hall

B) Contact Chairman Leonard Schmick for your Fireworks Permit, it is FREE and required

C) Donations are appreciated for the Fisk fireworks, contact Howard Christianson 5550 Fisk Ave Oshkosh, WI 54904

18 CORRESPONDENCE RECEIVED

A) WI Towns Association Monthly Mailing via email

B) Property Transfers

C) Driveway/Culvert Permit - Cody Schoepke 470 Nertzel Rd

D) Building Permits - United Cooperative 6644 Hwy 44 / Scott Knings 1691 Cty Rd FF

19 ADJOURNMENT

Adjournment 8:10pm

Jenny Sonneitner, Clerk

Leonard Schmick - Chairman	Brenda Moritz - Treasurer
Chuck Kuhrt - Supervisor #1	Jenny Sonneitner - Clerk
Grant Stettler - Supervisor #2	

"These meeting minutes are only a draft of the minutes of the meeting. They have not been approved yet. They are subject to change and you may not rely on their accuracy. For more information please contact the clerk or a town board member."

Resolution



Date: _____

To the Board of Supervisors of Winnebago County, Wisconsin:

Amendatory Ordinance

Whereas, it is desirable to amend the Zoning Ordinance and the Zoning Map of the Town of Utica in accordance with the petition of Kenneth & Cara Schmick;

Whereas said request is in compliance with the adopted Winnebago County Land Use Plan.

Now, therefore, the County Board Supervisors of Winnebago County do ordain that the Zoning Ordinance and the Zoning Map of the Town of Utica, be and the same, are amended to provide that the attached described property be changed from the classification of One (1) parcel zoned A2 and One (1) zoned RR of said ordinance, which it now and heretofore had, to the zoned district to remove acreage from Lot 2 zoned A2 and add that acreage to Lot 1 being zoned RR.

County Board Supervisor
(Town of Utica)

Parcel Nos. 024-0472-01, 024-0472-02

County Disclaimer:

County Board approval does not include any responsibility for County liability for the legality or effectiveness of the Town Zoning Amendment or the Town Zoning Ordinance.

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____

Mark Harris

County Board Supervisory District

1 165-072019

2 **RESOLUTION: Commendation for Dianna Jordan**

3

4 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

5

6 **WHEREAS**, Dianna Jordan has been employed with Park View Health Center for the past thirty-eight (38)
7 years, and during that time has been a most conscientious and devoted County employee; and

8 **WHEREAS**, Dianna Jordan has now retired from those duties, and it is appropriate for the Winnebago
9 County Board of Supervisors to acknowledge her years of service.

10

11 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that sincere
12 appreciation and commendation be and is hereby extended to Dianna Jordan for the fine services she has rendered
13 to Winnebago County.

14

15 **BE IT FURTHER RESOLVED** that the Winnebago County Clerk send a copy of this Resolution to
16 Dianna Jordan.

17

Respectfully submitted by:

18

PERSONNEL AND FINANCE COMMITTEE

19

20 Committee Vote: **5-0**

21 Vote Required for Passage: **Majority of Those Present**

22

23

24 Approved by the Winnebago County Executive this _____ day of _____, 2019.

25

26

27

28

Mark L Harris
Winnebago County Executive

1 166-072019

2 **RESOLUTION: Commendation for Coral Schrauth**

3

4 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

5

6 **WHEREAS**, Coral Schrauth has been employed with Park View Health Center for the past thirty-seven (37)
7 years, and during that time has been a most conscientious and devoted County employee; and

8 **WHEREAS**, Coral Schrauth has now retired from those duties, and it is appropriate for the Winnebago
9 County Board of Supervisors to acknowledge her years of service.

10

11 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that sincere
12 appreciation and commendation be and is hereby extended to Coral Schrauth for the fine services she has rendered
13 to Winnebago County.

14

15 **BE IT FURTHER RESOLVED** that the Winnebago County Clerk send a copy of this Resolution to
16 Coral Schrauth.

17

Respectfully submitted by:

18

PERSONNEL AND FINANCE COMMITTEE

19

20 Committee Vote: **5-0**

21 Vote Required for Passage: **Majority of Those Present**

22

23

24 Approved by the Winnebago County Executive this _____ day of _____, 2019.

25

26

27

28

Mark L Harris
Winnebago County Executive

1 167-072019

2 **RESOLUTION: Commendation for Lisa Saft**

3

4 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

5

6 **WHEREAS**, Lisa Saft has been employed with the Winnebago County Department of Human Services for
7 the past thirty-two (32) years, and during that time has been a most conscientious and devoted County employee;
8 and

9 **WHEREAS**, Lisa Saft has now retired from those duties, and it is appropriate for the Winnebago County
10 Board of Supervisors to acknowledge her years of service.

11
12 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that sincere
13 appreciation and commendation be and is hereby extended to Lisa Saft for the fine services she has rendered to
14 Winnebago County.

15
16 **BE IT FURTHER RESOLVED** that the Winnebago County Clerk send a copy of this Resolution to
17 Lisa Saft.

18 Respectfully submitted by:

19 **PERSONNEL AND FINANCE COMMITTEE**

20

21 Committee Vote: **5-0**

22 Vote Required for Passage: **Majority of Those Present**

23

24

25 Approved by the Winnebago County Executive this _____ day of _____, 2019.

26

27

28

29

Mark L Harris
Winnebago County Executive

1 **168-072019**

2 **RESOLUTION: Commendation for Mark Weisensel**

3

4 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

5

6 **WHEREAS**, Mark Weisensel has been employed with the Winnebago County Department of Human
7 Services for the past thirty-five (35) years, and during that time has been a most conscientious and devoted County
8 employee; and

9 **WHEREAS**, Mark Weisensel has now retired from those duties, and it is appropriate for the Winnebago
10 County Board of Supervisors to acknowledge his years of service.

11

12 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that sincere
13 appreciation and commendation be and is hereby extended to Mark Weisensel for the fine services he has rendered
14 to Winnebago County.

15

16 **BE IT FURTHER RESOLVED** that the Winnebago County Clerk send a copy of this Resolution to
17 Mark Weisensel.

18

Respectfully submitted by:

19

PERSONNEL AND FINANCE COMMITTEE

20

21 Committee Vote: **5-0**

22 Vote Required for Passage: **Majority of Those Present**

23

24

25 Approved by the Winnebago County Executive this _____ day of _____, 2019.

26

27

Mark L Harris
Winnebago County Executive

28

29

1 **169-072019**

2 **RESOLUTION: Disallow Claim of YRC Worldwide Inc on behalf of Alan Canfield**

3

4 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

5

6 **WHEREAS**, your Personnel and Finance Committee has had the claim of YRC Worldwide Inc on behalf of
7 Alan Canfield referred to it for attention; and

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

10

11 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that the claim
12 of YRC Worldwide Inc on behalf of Alan Canfield, filed with the County Clerk on May 16, 2019, be and the same is
13 hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

14

15 Submitted by:

16 **PERSONNEL AND FINANCE COMMITTEE**

17 Committee Vote: **5-0**

18 Vote Required for Passage: **Majority of Those Present**

19

20 Approved by the Winnebago County Executive this ____ day of _____, 2019.

21

22

23

24

Mark L Harris
Winnebago County Executive



Winnebago County
Office of the County Clerk

The Wave of the Future

OSHKOSH (920) 236-4890
FOX CITIES (920) 727-2880
FAX (920) 303-3025
E-mail: countyclerk@co.winnebago.wi.us

NOTICE OF CLAIM

Date: May 17, 2019

To: Doug, Linda and Joan

Re: Claim from Sandra L. Ewing, of YRC Worldwide; for their insured Alan Canfield, for damage to Mr. Canfield's vehicle caused by a county snowplow

This claim will be presented to the County Board at their June 19, 2019 meeting.



RECEIVED APR 26 2019

April 24, 2019

WI Co Mutual Ins Corp
18550 W Capitol Dr
Brookfield, WI 53045

RE: Operating Company: Holland
Your Insured: Winnebago County Hwy Dept
Our Employee: Alan Canfield
Our File: 30191947356-0001
Date or Injury: 2/7/19
Paid to Date: \$1495.27

*Unidentified
Mail*

Dear Adjuster:

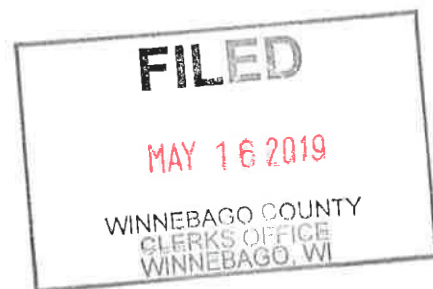
I am with the Claims Department of YRC Worldwide, Inc. Through our third party administrator, Sedgwick CMS, we are providing workers compensation benefits for the above named employee. Our investigation has revealed that your insured is responsible for the resulting injuries. The police report is attached.

This is to advise you that we will be looking to you for reimbursement of our payments once the workers' compensation claim has concluded. At that time, we will forward all documentation of our lien amount.

Please contact me with any questions or concerns regarding this matter. I am available Monday through Friday from 6:00 AM to 2:00 PM central time.

Sincerely

Sandra L. Ewing; W/C Subrogation Specialist
YRC Worldwide; 10990 Roe Blvd (A-300)
Overland Park, KS 66211
(913)344-3178; (913)323-9601 (Fax)
Sandra.ewing@yrcfreight.com



RECEIVED APR 26 2019

2PLOT80Q76
000528

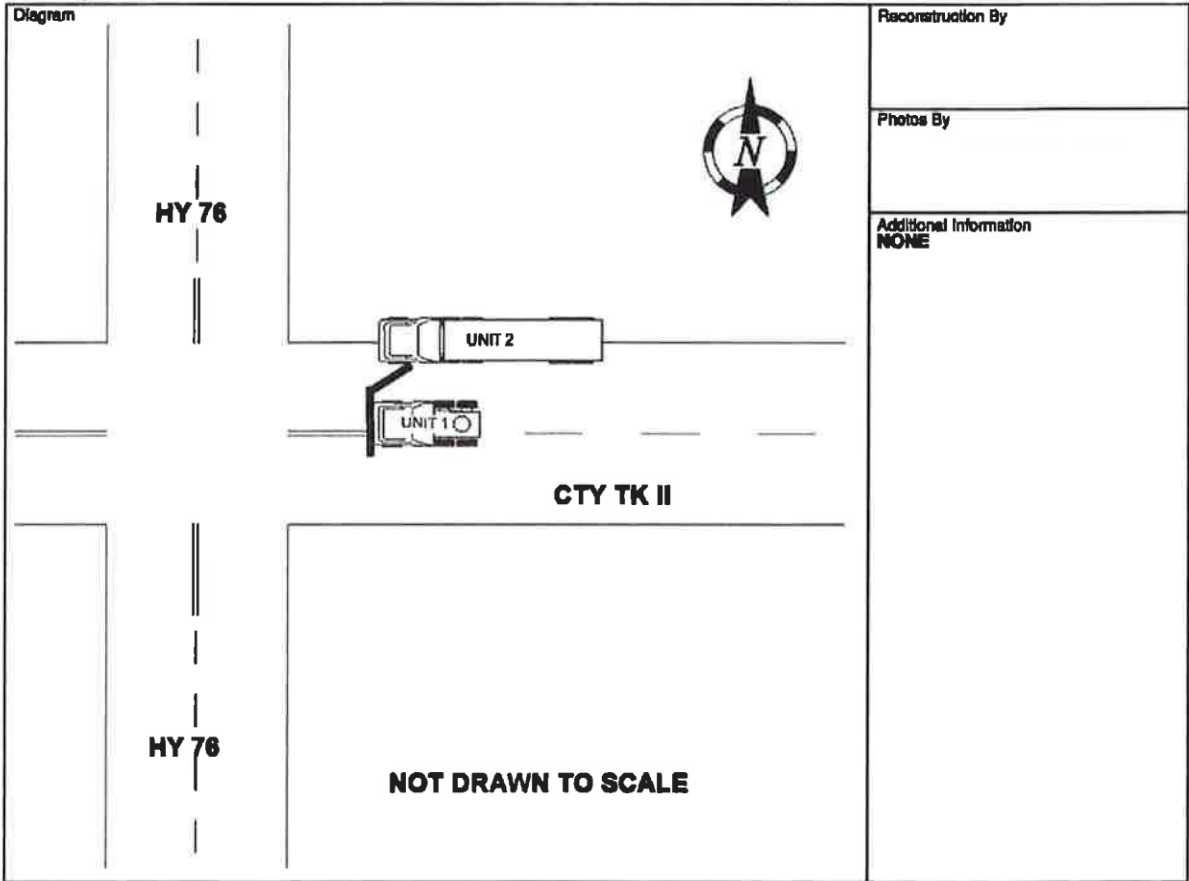
WISCONSIN MOTOR VEHICLE
CRASH REPORT

WINNEBAGO COUNTY SHERIFFS DEPT
4311 JACKSON STREET
OSHKOSH, WI 54803
(920) 236-7300

2PLOT80Q76

Document Number Override		Primary Crash Document #	Agency Crash Number 19-000628	Investigating Officer/Deputy OFFICER DEAN PANKRATZ	
Crash Date 02/07/2019		Crash Time 06:20 PM	Date Arrived 02/07/2019	Time Arrived 06:52 PM	
Date Notified 02/07/2019		Time Notified 06:25 PM	Total Units 02	Total Injured 01	Total Killed 00
<input type="checkbox"/> On Emergency	<input type="checkbox"/> Hit and Run	<input type="checkbox"/> Lane Closure	<input type="checkbox"/> Work Zone	<input type="checkbox"/> Trailer or Towed	<input checked="" type="checkbox"/> Reporting Threshold
<input type="checkbox"/> Government Property	<input type="checkbox"/> Active School Zone	School Bus Related NO		Tags	
<input checked="" type="checkbox"/> Reportable	Crash Type DT4000 (STANDARD CRASH)			<input type="checkbox"/> Amended	<input type="checkbox"/> Secondary Crash

Description



I, a sworn law enforcement officer, agree that I have not added any CJIS data in this report.

UNIT 2 WAS WB ON CTY TK II, EAST OF HY 76, WHEN UNIT 1 WAS UNABLE TO CLIMB SLIGHT INCLINE DUE TO GLARE ICE ON ROADWAY. OPERATOR PULLED ONTO RIGHT (NORTH) SHOULDER AND PARKED WITH HAZARDS ON. UNIT 2 OPERATOR PLACE ONE REFLECTIVE TRIANGLE MARKER BEHIND THE UNIT. UNIT 1 WAS WB ON CTY II AND ATTEMPTING TO PASS STOPPED UNIT 2. UNIT 1 WENT LEFT-OF-CENTER TO PLOW AROUND UNIT 2. UNIT 1 HAD RIGHT PLOW WING DOWN. UNIT 1 CLIPPED UNIT 2 WITH THE RIGHT PLOW WING. UNIT 2 OPERATOR WAS SEATED IN THE DRIVER'S SEAT WITH WINDOW DOWN. THE IMPACT CAUSED UNIT 2 OPERATOR TO SUSTAIN PAIN TO LEFT SHOULDER. UNIT 2 TRACTOR WAS REMOVED BY TOW AND EMPTY SEMI TRAILER WAS REMOVED BY A NEW UNIT. BOTH UNITS ARE SELF-INSURED ENTITIES. DP W27

2PLOT80Q76
000528

WISCONSIN MOTOR VEHICLE
CRASH REPORT

WINNEBAGO COUNTY SHERIFFS DEPT
4311 JACKSON STREET
OSHKOSH, WI 54903
(920) 236-7300

Location

ON CTH11 WB 45 FT E OF STH76 NB IN THE TOWN OF CLAYTON IN WINNEBAGO COUNTY	Latitude 44.199703686	Longitude -88.543989254
	X Coordinate 378627.5825	Y Coordinate 4806213
	Structure Type NO STRUCTURE	

Crash Scene

First Harmful Event MOTOR VEH IN TRANSPORT	First Harmful Event Location ON ROADWAY	
Manner of Collision 05-SIDESWIPE/SAME DIRECTION	Light Condition DARK/LIGHTED	
Road Surface Condition(s) SNOW, SLUSH, ICE	Roadway Factor(s) ROAD SURFACE CONDITION (WET, ICY, SNOW, SLUSH, ETC)	
Environment Factor(s) WEATHER CONDITIONS		
Weather Condition(s) CLOUDY		
Animal Type	Relation To Trafficway TRAFFICWAY - ON ROAD	
Crash Classification - Location PUBLIC PROPERTY	Crash Classification - Jurisdiction NO SPECIAL JURISDICTION	
Tribal Land	Access Control NO CONTROL	Special Study
Within Interchange Area NO	Junction Location INTERSECTION-RELATED	Intersection Type FOUR-WAY INTERSECTION

Unit Summary

UNIT 01	Unit Status IN TRANSIT	Vehicle Operating As Classification D CLASS	Unit Type TRUCK		
	Vehicle Type SNOW PLOW	Operating As Endorsements			
	Total Occs 01	Train/Bus # Recorded	Total # Citations Issued 00	Total Trailers 0	Total HazMat Types 0
	Insurance? YES	Direction Of Travel WESTBOUND	<input type="checkbox"/> Pre Crash Tire Mark	Speed Limit 45	Total Lanes 2
	Most Harmful Event: Collision With PARKED MOTOR VEHICLE		Special Function NO SPECIAL FUNCTION	Emergency Motor Vehicle Use NOT APPLICABLE	
	Traffic Way TWO-WAY, NOT DIVIDED		Traffic Control NO CONTROL	Traffic Control Inoperative/Missing NO	
	Surface Type BLACKTOP (BITUMINOUS)		Road Curvature STRAIGHT	Road Grade UPHILL	
	Truck Bus or HazMat NO				

UNIT VEHICLE 01	Vehicle			
	License Plate Number 77419	Plate Type MUN - MUNICIPAL	St WI	Country of Issuance UNITED STATES
	Vehicle Identification Number 1HTWXAH1AJ181893	Make INTERNATIONAL	Year 2010	Model TRUCK
	Color ONG - ORANGE	Body Style DP - DUMP TRUCK	Bus Use NOT A BUS	
	Initial Contact Point 1-RIGHT FRONT CORNER	Vehicle Damage		
	Extent Of Damage NO DAMAGE	NO DAMAGE		

Wisconsin Motor Vehicle Crash
Form DT4000

This report does not include any CJIS data.
2 of 6

Crash Date **02/07/2019**
Crash Time **05:20 PM**

2PLOT80Q76
000528

WISCONSIN MOTOR VEHICLE
CRASH REPORT

WINNEBAGO COUNTY SHERIFFS DEPT
4311 JACKSON STREET
OSHKOSH, WI 54903
(920) 236-7300

UNIT VEHICLE	Towed Due To Damage NOT TOWED		Vehicle Removed By OPERATOR	
	What Driver Was Doing OVERTAKE LEFT		Vehicle Factors	
	Driver Prior Action Other		NOT APPLICABLE	
	Driver Actions IMPROPER OVERTAKING / PASSING LEFT			
01 01	Owner Name WINNEBAGO COUNTY HWY DEPARTMENT (920) 232-1700		Owner Address 901 W COUNTY Y OSHKOSH, WI 54901 , US	
	Sequence Of Events			
01 01	Event	PARKED MOTOR VEHICLE		
	Event			
	Event			
	Event			
UNIT	Policy Holder			
	Insurance Company WISCONSIN-COUNTY-MUTUAL-INS-CORP		Government WINNEBAGO COUNTY HWY DEPARTMENT	
UNIT INDIVIDUAL	Driver DARWIN R NEWELL (920) 232-1700		Citations Issued 0	Sex MALE
	Address 8012 BANVILLE RD OSHKOSH, WI 54904 , US		Date of Birth 08/25/1955	Race WHITE
			Driver License Number N4001765522506 STATE: WISCONSIN COUNTRY: UNITED STATES	
01 001	Safety Equipment		On Duty Crash WINTER-HWY-MAINTENANC	
	Seat Position 1-FRONT SEAT-LEFT SIDE (DRIVER/MOTORCY		Safety Equipment SHOULDER & LAP BELT	
	Helmet Use		Helmet Compliance	
	Eye Protection		Tint Compliance	
	Injury		Injury Severity NO APPARENT INJURY	Airbag NON DEPLOYED
	Ejected NOT EJECTED		Ejection Path NOT EJECTED/NOT APPLICABLE	Trapped/Extricated NOT TRAPPED
	Medical Transport NOT TRANSPORTED		EMS Agency Identifier	EMS Run #
	Hospital		Date of Death	Time of Death
	Distracted By		Distracted By Source NOT APPLICABLE (NOT DISTRACTED)	
	Distracted By Action NOT DISTRACTED			

Wisconsin Motor Vehicle Crash
Form DT4000

This report does not include any CJIS data.
3 of 6

Crash Date **02/07/2019**
Crash Time **05:20 PM**

2PL0T80Q76
000528

WISCONSIN MOTOR VEHICLE
CRASH REPORT

WINNEBAGO COUNTY SHERIFFS DEPT
4311 JACKSON STREET
OSHKOSH, WI 54903
(920) 236-7300

UNIT INDIVIDUAL 01 001	Non Motorist		Striking Unit #	Location	
	Prior Action				
	Action				
	Action Other				
	To/From School				
	Drug & Alcohol		Suspected Alcohol Use NO	Suspected Drug Use NO	
	Alcohol Test Given TEST NOT GIVEN		Alcohol Test Type		Alcohol Test Results
	Drug Test Given TEST NOT GIVEN		Drug Test Type	Drug Test Results	
	Drug Type				
	Individual Condition APPEARED NORMAL				

Unit Summary

UNIT 02	Unit Status LEGALLY PARKED		Vehicle Operating As Classification A CLASS		Unit Type TRUCK	
	Vehicle Type TRUCK TRACTOR (SEMI ATTACHED)				Operating As Endorsements	
	Total Occs 01	Train/Bus # Recorded	Total # Citations Issued 00	Total Trailers 0	Total HazMat Types 0	
	Insurance? YES	Direction Of Travel WESTBOUND	<input type="checkbox"/> Pre Crash Tire Mark	Speed Limit 45	Total Lanes 2	
	Most Harmful Event: Collision With MOTOR VEH IN TRANSPORT		Special Function NO SPECIAL FUNCTION		Emergency Motor Vehicle Use NOT APPLICABLE	
	Traffic Way TWO-WAY, NOT DIVIDED		Traffic Control NO CONTROL		Traffic Control Inoperative/Missing NO	
	Surface Type BLACKTOP (BITUMINOUS)		Road Curvature STRAIGHT		Road Grade UPHILL	
	Truck Bus or HazMat TRUCK OR TRUCK COMBINATION > 10,000LBS GVWR/GCWR					

UNIT VEHICLE 02 02	Vehicle				
	License Plate Number 2875399		Plate Type APO - APPORTIONED	St IN	Country of Issuance UNITED STATES
	Vehicle Identification Number 3AKGGEDV3GDHCS016		Make FREIGHTLINER CORP	Year 2016	Model TRACTOR
	Color WHI - WHITE		Body Style TC - TRACTOR		Bus Use NOT A BUS
	Initial Contact Point 11-LEFT FRONT CORNER		Vehicle Damage		
	Extent Of Damage DISABLING DAMAGE		10-LEFT SIDE FRONT, 11-LEFT FRONT CORNER		
	Towed Due To Damage TOWED DUE TO DISABLING DAMAGE		Vehicle Removed By NOLTE'S TOWING		

Wisconsin Motor Vehicle Crash
Form DT4000

This report does not include any C/JIS data.
4 of 6

Crash Date 02/07/2019
Crash Time 05:20 PM

2PLOT80Q76
000528

WISCONSIN MOTOR VEHICLE
CRASH REPORT

WINNEBAGO COUNTY SHERIFFS DEPT
4311 JACKSON STREET
OSHKOSH, WI 54903
(920) 236-7300

UNIT VEHICLE	What Driver Was Doing LEGALLY PARKED		Vehicle Factors	
	Driver Prior Action Other		NOT APPLICABLE	
	Driver Actions NO CONTRIBUTING ACTION			
02 02	Owner Name USF HOLLAND (920) 722-7074		Owner Address 2843 CTY TK II NEENAH, WI 54956 , US	
	Sequence Of Events			
01 02 03 04	Event MOTOR VEH IN TRANSPORT			
	Event			
	Event			
	Event			
UNIT	Policy Holder			
	Insurance Company SELF-INSURED		Organization/Company USF HOLLAND	
UNIT INDIVIDUAL	Individual			
	Occupant Of Motor Vehicle Not In Transport ALAN M CANFIELD (920) 722-7074		Citations Issued 0	Sex MALE
	Address 82 SOUTH MEADOWS DR APPLETON, WI 54915 , US		Date of Birth 10/17/1988	Race WHITE
			Driver License Number C5140138837706 STATE: WISCONSIN COUNTRY: UNITED STATES	
02 002	Safety Equipment		On Duty Crash	
	Seat Position 2--FRONT SEAT-MIDDLE		Safety Equipment NOT APPLICABLE	
	Helmet Use		Helmet Compliance	
	Eye Protection		Tint Compliance	
	Injury		Injury Severity POSSIBLE INJURY	Airbag UNKNOWN
	Ejected UNKNOWN		Ejection Path UNKNOWN	Trapped/Extricated UNKNOWN
	Medical Transport NOT TRANSPORTED		EMS Agency Identifier	EMS Run #
Hospital		Date of Death	Time of Death	
Distracted By		Distracted By Source		
Distracted By Action				
Non Motorist		Striking Unit #	Location	

Wisconsin Motor Vehicle Crash
Form DT4000

This report does not include any CJIS data.
5 of 8

Crash Date **02/07/2019**
Crash Time **05:20 PM**

2PLOT80Q76
000528

WISCONSIN MOTOR VEHICLE
CRASH REPORT

WINNEBAGO COUNTY SHERIFFS DEPT
4311 JACKSON STREET
OSHKOSH, WI 54803
(920) 236-7300

UNIT INDIVIDUAL	Prior Action	
	Action	
	Action Other	
	To/From School	
	Drug & Alcohol	
	Suspected Alcohol Use NO	
	Suspected Drug Use NO	
	Alcohol Test Given TEST NOT GIVEN	Alcohol Test Type
	Alcohol Test Results	
	Drug Test Given TEST NOT GIVEN	Drug Test Type
Drug Test Results		
Drug Type		
Individual Condition		
APPEARED NORMAL		
UNIT TRUCK BUS	Carrier	
	<input checked="" type="checkbox"/> Use Vehicle Owner Same as Carrier	
	Source VEHICLE-SIDE	
	Name USF HOLLAND USDOT# 75806	
	Address 2843 CTY TK II NEENAH, WI 54956 , US	
	GVWR MORE THAN 26,000 LB	Vehicle Configuration TRUCK TRACTOR/SEMI-TRAILER
	Cargo Body Type VAN/ENCLOSED BOX	
	US DOT # 75806	Carrier Type INTERSTATE CARRIER
	Permitted Load NOT APPLICABLE	
	<input type="checkbox"/> OS/OW Load	WI Permit Number
<input type="checkbox"/> Permitted Vehicle On Permitted Route	<input type="checkbox"/> Escort Vehicle Required By Permit	
<input type="checkbox"/> Escort Vehicle Present		
Measured Height	Measured Length	
Measured Width	Measured Weight	

1 **170-072019**

2 **RESOLUTION: Disallow Claim of Wisconsin Public Service Corporation (Date of Loss:**
3 **01/28/2019)**
4

5 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

6
7 **WHEREAS**, your Personnel and Finance Committee has had the claim of Wisconsin Public Service
8 Corporation (Date of Loss: 01/28/2019) referred to it for attention; and

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

11
12 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that the claim
13 of Wisconsin Public Service Corporation (Date of Loss: 01/28/2019), filed with the County Clerk on May 30, 2019, be
14 and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.
15

16 Submitted by:

17 **PERSONNEL AND FINANCE COMMITTEE**

18 Committee Vote: **5-0**

19 Vote Required for Passage: **Majority of Those Present**

20

21 Approved by the Winnebago County Executive this ____ day of _____, 2019.

22

23

24

25

Mark L Harris
Winnebago County Executive



Winnebago County
Office of the County Clerk

The Wave of the Future

OSHKOSH (920) 236-4890
FOX CITIES (920) 727-2880
FAX (920) 303-3025
E-mail: countyclerk@co.winnebago.wi.us

NOTICE OF CLAIM

Date: June 11, 2019
To: Doug, Linda and Joan
Re: Claim from WPS for \$2,057.39 for damage to their above ground electric facility on January 28, 2019 by a county snowplow

This claim will be presented to the County Board at their June 19, 2019 meeting.



Wisconsin Public Service Corporation
Claims - A145
P.O. Box 1132
Milwaukee, WI 53201-1132
Phone 800-558-3303 x3437
Fax 262-523-7889
Email damageclaims@wecenergygroup.com



NOTICE OF CLAIM FOR DAMAGES

TO: **Winnebago County Highway Dept**
PO Box 2764
Oshkosh, WI 54903-2764

PLEASE TAKE NOTICE, that pursuant to Sec. 893.80, Wis. Stats, Wisconsin Public Service Corporation, 700 North Adams Street, Green Bay, Wisconsin by Catherine Rouse, Claims Analyst, hereby gives notice that on or about January 28, 2019, the claimant suffered damage in the area of 4977 Stevens Lane in the City of Oshkosh, Wisconsin.

PLEASE TAKE FURTHER NOTICE that at the aforementioned time and place, the claimant sustained damage to our above ground electric facility.

PLEASE TAKE FURTHER NOTICE, that all times material Winnebago County Highway Department through its officials, employees, agents or representatives, including but not limited to Winnebago County Highway Department, damaged a pole when down guy was struck by a snow plow that slid into ditch.

PLEASE TAKE FURTHER NOTICE that the damages suffered by Wisconsin Public Service Corporation were directly and proximately caused by the actions of Winnebago County Highway Department in that its employee, in the normal course of employment, did damage to a Wisconsin Public Service Corporation electric facility.

Winnebago County Highway Dept.

Page 2

PLEASE TAKE FURTHER NOTICE, that by reason of the aforesaid actions of Winnebago County Highway Department, Wisconsin Public Service Corporation sustained damages for which it makes claim upon Winnebago County Highway Department in the amount of \$2,057.38 and such other relief as provided by law.

PLEASE TAKE FURTHER NOTICE, that Catherine Rouse is the representative of the claimant in this matter, and any request for further information should be addressed to said individual at PO Box 1132, Milwaukee, Wisconsin, 53201-1132.

Dated at Milwaukee, Wisconsin, this 30th day of May, 2019.

Wisconsin Public Service Corporation

By *Catherine Rouse*

Catherine Rouse, Claims Analyst

P.O. ADDRESS:
We Energies
Claims, Room A145
PO Box 1132
Milwaukee WI 53201-1132
Telephone: 414-221-2432

Claim Number CL-201993397

Enc.

Bill Date	Account Number	Payment Due Date	Amount Due
05/30/2019	0401879368-00026	06/21/2019	\$2,057.39

Customer Name WINNEBAGO COUNTY HWY COMM
Service Address 4977 STEVENS LN
 OSHKOSH WI 54904

Activity Since Last Bill

Previous Balance	\$0.00
Balance	\$0.00
Total Current Charges	\$2,057.39
Total Current Balance	\$2,057.39

Other Charges/Credits
01/28/2019 Broken Pole
Claim #CL-201993397

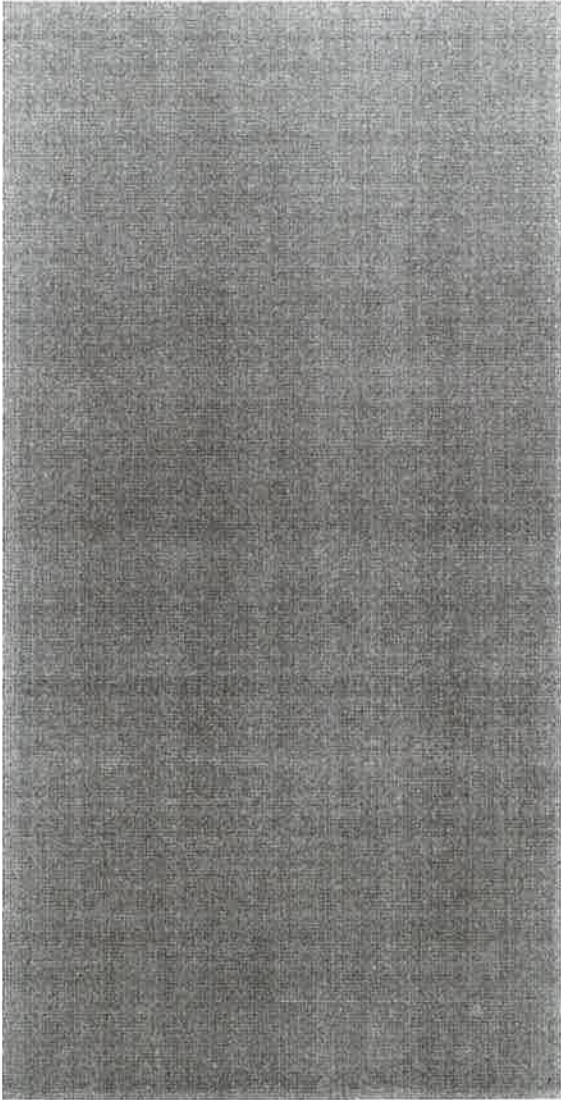
Material Cost	\$195.18
Labor Cost	\$1,477.11
Transportation Cost	\$341.10
Administrative Cost	\$44.00

Total Other Charges/Credits \$2,057.39

Total Current Charges \$2,057.39

Messages

You can view your bills online by enrolling in the Your Account section of our website.



Please return this stub with your payment.



Account Number: 0401879368-00026

WINNEBAGO COUNTY HWY COMM
 PO BOX 2764
 OSHKOSH WI 54903-2764

Amount Due By 06/21/2019	\$2,057.39
<i>Please write your account number on your check</i>	
Amount Enclosed	
<input style="width: 150px; height: 20px;" type="text"/>	

Helpful Information

Billing Questions Or Complaints

If you have any questions or concerns about your bill, please contact us prior to the bill due date, so we can help.

You can also contact us for any of the following:

- Rate options & explanation of rates.
- How to calculate or verify the accuracy of your bill.
- Evaluating your energy use.
- Energy conservation efforts.
- Updating your account information.
- Billing & payment options.
- A free customer information booklet.

Contacting Us

Phone: 800-450-7260
 Email: customerservice@wisconsinpublicservice.com
 Mail: PO Box 19003, Green Bay, WI 54307-9003
 Web: www.wisconsinpublicservice.com

Late Payments

Your payment is considered late if it is not received by the Payment Due Date. When this happens, a late payment charge of 1% of the unpaid balance will be added to the next bill.

Safety Reminder

- If you smell natural gas, leave the premise immediately and call our 24-Hour Emergency Service at **800-450-7280**.
- Call 811 at least 3 working days before you dig to have lines marked.

Public Service Commission of Wisconsin

As a natural gas and electric utility, WPS is regulated by the Public Service Commission of Wisconsin (PSCW). You can learn more about the PSCW at <http://psc.wi.gov>.

*Importante: Esta información se refiere a su servicio y tarifas.
 Es posible que quiera una traducción.
 Llame al 800-450-7260 para pedir una traducción.*

Explanation Of Billing Terms

Usage

BTU (British Thermal Unit) – A factor that converts gas volumes into the heating value of the gas.

Budget Billing – Billing plan that spreads your energy costs evenly over the entire year, so you can avoid high seasonal bills.

CCF (100 Cubic Feet) – The volume of gas measured by your meter.

Degree Days – A measurement that reflects the effects of weather on your heating and cooling needs. Daily degree days are calculated by subtracting the average daily temperature from 65°F. Heating degree days result if temperatures are less than 65°F; cooling degree days if more than 65°F.

KWH (Kilowatt Hour) – A measurement of electric use that is used to calculate your charges. One KWH will light a 100-watt bulb for 10 hours.

Therms – A measurement of the heat energy in natural gas that is used to calculate your charges. For billing, it's the volume of natural gas in CCFs multiplied by the heat factor (BTU).

Charges

Daily Fixed Charge – A daily charge that helps cover the fixed costs of providing service to customers. This includes equipment, billing and programs.

Distribution Charge – The charge for the safe and reliable delivery of gas to customers.

Energy Charge – The cost for the actual amount of electricity used, measured in kilowatt-hours.

Fuel Cost Adjustment – A charge or credit that's applied when our actual cost to purchase natural gas is higher or lower than what was projected in your gas rates.

Gas Supply Acquisition Service – A charge for the purchase and management of gas supplies, including the carrying costs of purchasing supplies in the summer and storing until winter.

Gas Supply Service – The costs for providing natural gas to our customers. This includes Gas Supply Acquisition Service and Natural Gas Costs.

Local Distribution Service – The charge for the safe and reliable delivery of gas to customers. It includes a Daily Fixed Charge, Distribution Charge and Gas Supply Acquisition Service.

Natural Gas Costs – The actual cost of the natural gas used.

WI Low Income Assistance Fee – A fee required by state law that helps fund low-income assistance programs.

Financial Assistance

Winter KEEP Wisconsin Warm/Cool – Helps eligible customers pay their heating bills. For information, call 800-891-9276.

Wisconsin Home Energy Assistance Program (WHEAP) – Provides heating assistance grants to eligible customers. For assistance, call your county's social service agency, or WPS at 800-450-7260.

1 171-072019

2 **RESOLUTION: Disallow Claim of Wisconsin Public Service Corporation (Date of Loss:**
3 **01/18/2019)**
4

5 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

6
7 **WHEREAS**, your Personnel and Finance Committee has had the claim of Wisconsin Public Service
8 Corporation (Date of Loss: 01/18/2019) referred to it for attention; and

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

11
12 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that the claim
13 of Wisconsin Public Service Corporation (Date of Loss: 01/18/2019), filed with the County Clerk on May 30, 2019, be
14 and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.
15

16 Submitted by:

17 **PERSONNEL AND FINANCE COMMITTEE**

18 Committee Vote: **5-0**

19 Vote Required for Passage: **Majority of Those Present**

20

21 Approved by the Winnebago County Executive this ____ day of _____, 2019.

22

23

24

25

Mark L Harris
Winnebago County Executive



Winnebago County
Office of the County Clerk

The Wave of the Future

OSHKOSH (920) 236-4890
FOX CITIES (920) 727-2880
FAX (920) 303-3025
E-mail: countyclerk@co.winnebago.wi.us

NOTICE OF CLAIM

Date: May 30, 2019

To: Doug, Linda and Joan

Re: Claim from WPS for \$3,367.82 for damage and associated loss of electric service caused by the actions of the Winnebago County Highway Department when they striked and damaged a fiberglass pole and two 350 watt sodium lights when the pole was struck by a county snowplow.

This claim will be presented to the County Board at their June 18, 2019 meeting.



Wisconsin Public Service Corporation
Claims - A145
P.O. Box 1132
Milwaukee, WI 53201-1132
Phone 800-558-3303 x3437
Fax 262-523-7889
Email damageclaims@wecenergygroup.com

NOTICE OF CLAIM FOR DAMAGES

**TO: Winnebago County Hwy Dept
Attn: Clerk/Treasurer
PO Box 2764
Oshkosh WI 54903-2764**

PLEASE TAKE NOTICE, that pursuant to Sec. 893.80, Wis. Stats, Wisconsin Public Service Corporation, 700 North Adams Street, Green Bay, Wisconsin by Bonnie Wesley, Claims Analyst, hereby gives notice that on or about January 18, 2019, the claimant suffered damage and associated loss of electric service in the area of Dawes Street and Algoma Boulevard in the City of Oshkosh, Wisconsin.

PLEASE TAKE FURTHER NOTICE that at the aforementioned time and place, the claimant sustained damage to electric equipment as a result of the Winnebago County Highway department vehicle striking a 30' fiberglass pole.

PLEASE TAKE FURTHER NOTICE, that all times material Winnebago County through its officials, employees, agents or representatives, including but not limited to Winnebago County Highway Department, failed to observe the fiberglass pole and caused damage to the fiberglass pole and two 350 watt sodium lights when the pole was struck.

PLEASE TAKE FURTHER NOTICE that the damages suffered by Wisconsin Public Service Corporation were directly and proximately caused by the actions of Winnebago County Highway Department in that its employee, in the normal course of employment, did strike and damage WPS fiberglass pole and associated equipment when struck by a salting truck.



Wisconsin Public Service Corporation
Claims - A145
P.O. Box 1132
Milwaukee, WI 53201-1132
Phone 800-558-3303 x3437
Fax 262-523-7889
Email damageclaims@wecenergygroup.com

Winnebago County Hwy Dept

Page 2

PLEASE TAKE FURTHER NOTICE, that by reason of the aforesaid actions of Winnebago County Highway Department, Wisconsin Public Service Corporation sustained damages for which it makes claim upon Winnebago County Highway Department in the sum of \$3,367.82 and such other relief as provided by law.

PLEASE TAKE FURTHER NOTICE, that Bonnie Wesley is the representative of the claimant in this matter, and any request for further information should be addressed to said individual at PO Box 1132, Milwaukee, Wisconsin, 53201-1132.

Dated at Milwaukee, Wisconsin, this 23rd day of May, 2019.

WE ENERGIES

By *Bonnie Wesley*
Bonnie Wesley, Claims Analyst

P.O. ADDRESS:
We Energies
Claims, Room A145
PO Box 1132
Milwaukee WI 53201-1132
Telephone: 414-221-2498

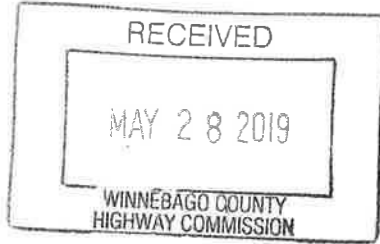
Claim Number CL-201993395

Bill Date	Account Number	Payment Due Date	Amount Due
05/23/2019	0401879368-00025	06/14/2019	\$3,367.82

Customer Name WINNEBAGO COUNTY HWY COMM
Service Address DAWES STREET & ALGOMA BOULEVARD
OSHKOSH WI 54903-2764

Activity Since Last Bill

Previous Balance	\$0.00
Balance	\$0.00
Total Current Charges	\$3,367.82
Total Current Balance	\$3,367.82



Other Charges/Credits

01/18/2019 Broken Pole Damage Claim CI-201993395	
Labor	\$1,350.71
Vehicle	\$254.82
Material	\$1,814.58
Depreciation	-\$456.29
Contractor Cost	\$360.00
Administrative Cost	\$44.00

Total Other Charges/Credits \$3,367.82

Total Current Charges \$3,367.82

Messages

You can view your bills online by enrolling in the Your Account section of our website.

Please return this stub with your payment.



Account Number: 0401879368-00025

WINNEBAGO COUNTY HWY COMM
PO BOX 2764
OSHKOSH WI 54903-2764

Amount Due By 06/14/2019	\$3,367.82
Please write your account number on your check	
Amount Enclosed	
<input style="width: 150px; height: 20px;" type="text"/>	

Wisconsin Public Service
PO Box 3140
Milwaukee, WI 53201-3140

0110401879368000252 8000336782

Helpful Information

Billing Questions Or Complaints

If you have any questions or concerns about your bill, please contact us prior to the bill due date, so we can help.

You can also contact us for any of the following:

- Rate options & explanation of rates.
- How to calculate or verify the accuracy of your bill.
- Evaluating your energy use.
- Energy conservation efforts.
- Updating your account information.
- Billing & payment options.
- A free customer information booklet.

Contacting Us

Phone: 800-450-7260
 Email: customerservice@wisconsinpublicservice.com
 Mail: PO Box 19003, Green Bay, WI 54307-9003
 Web: www.wisconsinpublicservice.com

Late Payments

Your payment is considered late if it is not received by the Payment Due Date. When this happens, a late payment charge of 1% of the unpaid balance will be added to the next bill.

Safety Reminder

- If you smell natural gas, leave the premise immediately and call our 24-Hour Emergency Service at **800-450-7280**.
- Call 811 at least 3 working days before you dig to have lines marked.

Public Service Commission of Wisconsin

As a natural gas and electric utility, WPS is regulated by the Public Service Commission of Wisconsin (PSCW). You can learn more about the PSCW at <http://psc.wi.gov>.

*Importante: Esta información se refiere a su servicio y tarifas.
 Es posible que quiera una traducción.
 Llame al 800-450-7260 para pedir una traducción.*

Explanation Of Billing Terms

Usage

BTU (British Thermal Unit) – A factor that converts gas volumes into the heating value of the gas.

Budget Billing – Billing plan that spreads your energy costs evenly over the entire year, so you can avoid high seasonal bills.

CCF (100 Cubic Feet) – The volume of gas measured by your meter.

Degree Days – A measurement that reflects the effects of weather on your heating and cooling needs. Daily degree days are calculated by subtracting the average daily temperature from 65°F. Heating degree days result if temperatures are less than 65°F; cooling degree days if more than 65°F.

KWH (Kilowatt Hour) – A measurement of electric use that is used to calculate your charges. One KWH will light a 100-watt bulb for 10 hours.

Therms – A measurement of the heat energy in natural gas that is used to calculate your charges. For billing, it's the volume of natural gas in CCFs multiplied by the heat factor (BTU).

Charges

Daily Fixed Charge – A daily charge that helps cover the fixed costs of providing service to customers. This includes equipment, billing and programs.

Distribution Charge – The charge for the safe and reliable delivery of gas to customers.

Energy Charge – The cost for the actual amount of electricity used, measured in kilowatt-hours.

Fuel Cost Adjustment – A charge or credit that's applied when our actual cost to purchase natural gas is higher or lower than what was projected in your gas rates.

Gas Supply Acquisition Service – A charge for the purchase and management of gas supplies, including the carrying costs of purchasing supplies in the summer and storing until winter.

Gas Supply Service – The costs for providing natural gas to our customers. This includes Gas Supply Acquisition Service and Natural Gas Costs.

Local Distribution Service – The charge for the safe and reliable delivery of gas to customers. It includes a Daily Fixed Charge, Distribution Charge and Gas Supply Acquisition Service.

Natural Gas Costs – The actual cost of the natural gas used.

WI Low Income Assistance Fee – A fee required by state law that helps fund low-income assistance programs.

Financial Assistance

Winter KEEP Wisconsin Warm/Cool – Helps eligible customers pay their heating bills. For information, call 800-891-9276.

Wisconsin Home Energy Assistance Program (WHEAP) – Provides heating assistance grants to eligible customers. For assistance, call your county's social service agency, or WPS at 800-450-7260.

1 172-072019

2
3
4
5
6
7
8
9

RESOLUTION: Amend the Table of Organization for the Winnebago County Corporation Counsel's Office to Add One Full-Time Assistant Corporation Counsel Position and one Full-Time Paralegal Position, and Authorize the Transfer of \$53,057 from the Winnebago County Reserve Contingency Account and \$25,000 from the Winnebago County Reserve Salary Contingency Account to Cover Labor and Operating Expenses for the Additional Staff

10 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

11 **WHEREAS**, the Winnebago County Corporation Counsel is, under state law, responsible for handling legal
12 proceedings involving mental health commitments; and such representation has been provided for many years
13 through the use of an outside attorney, who has prosecuted an average of approximately 700+ cases per year; and

14 **WHEREAS**, the outside attorney who has been prosecuting these cases has indicated he is retiring effective
15 July 31, 2019; and

16 **WHEREAS**, the Corporation Counsel has surveyed available legal services in the community and has
17 determined that it will be more efficient and cost effective to bring this work in-house, which will require additional
18 staff; and

19 **WHEREAS**, adding one full-time attorney and one full-time paralegal to the Corporation Counsel's Office
20 staff will enable the Office to provide representation in mental health commitment matters without relying on outside
21 counsel, as well as reducing overtime costs and enhancing current workflow components; and

22 **WHEREAS**, adding additional staff will require budget transfers totaling \$78,057, as detailed below, to cover
23 the remainder of the 2019 calendar year, with amounts for future years to be included in the Corporation Counsel's
24 future budgets.

25 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
26 amends the Table of Organization for the Winnebago County Corporation Counsel's Office by adding one full-time
27 Assistant Corporation Counsel position and one full-time Paralegal position; and

28 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby authorizes the
29 transfer of \$53,057 from the Winnebago County Reserve Contingency Account and \$25,000 from the Winnebago
30 County Reserve Salary Contingency Account to cover 2019 labor and operating expenses for the additional staff.

31

32 **Fiscal Impact:** This will decrease the Winnebago County Reserve Contingency account by \$53,057 and the
33 Winnebago County Reserve Salary account by \$25,000.

34

35 Respectfully submitted by:

36 Committee Vote: **5-0** **JUDICIARY AND PUBLIC SAFETY COMMITTEE**

37 Respectfully submitted by:

38 Committee Vote: **5-0** **PERSONNEL & FINANCE COMMITTEE**

39 Vote Required for Passage: **Two-Thirds of Membership**

40

41 Approved by the Winnebago County Executive this ____ day of _____, 2019.

42

43 _____
44 Mark L Harris
Winnebago County Executive

JAMES A. KEARNEY

LAW OFFICE S.C.

JAMES A. KEARNEY
ATTORNEY AT LAW

675 DEERWOOD DRIVE
NEENAH, WI 54956

920-725-6260

FAX 920-725-1469

May 29, 2019

Marianne Mueller
Corporation Counsel
Winnebago County Courthouse
P.O. Box 2808
Oshkosh, WI 54903-2808

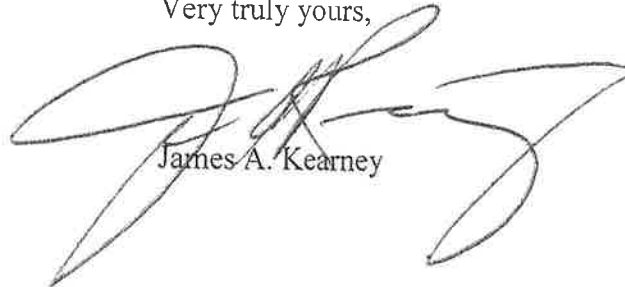
Re: Resignation

Dear Marianne,

I am writing to formalize my resignation from my position as Assistant Corporation Counsel for all Chapter 51 matters in Winnebago County. It has been one of my greatest privileges to represent Winnebago County since 1990. My last day will be July 31, 2019. I do have a jury trial scheduled on a TPR on July 30, 2019 that I will handle until it concludes. Because I will still be in my office, I would expect to handle the Disposition. If you agree, the contract will be extended for that sole purpose. Please let me know if that is satisfactory.

I very much appreciate the opportunities that I have been given during my time with Winnebago County. I wish you and Winnebago County the best of success in the future. If I can assist my successor with the transition, please let me know.

Very truly yours,



James A. Kearney

Mueller, Mary Anne

From: Sara Henke <Sara.Henke@wicourts.gov>
Sent: Thursday, May 30, 2019 12:01 PM
To: Staffaroni, Linda; Mueller, Mary Anne; Rosenthal, Tracy
Subject: ME
Attachments: 5 year ME case count..docx

Hi All: Attached is what I came up with for past 5 years for ME adult cases
I have to work on the JM cases yet.

Jim has a copy and I have gone over it with him so he understands and can explain it when he
meets with you.

Sara Henke
Register in Probate
Juvenile Court Clerk
Winnebago County

Year	2014	2015	2016	2017	2018
# Cases Filed	703	721	719	649	725
Probable Cause Held	107	140	104	97	148
Settlement Agreements	127	124	137	152	172
Final Hearings Held	70	95	66	54	82
Order for Commitment	60	93	63	55	73
Petition for Ext of Commitment	205	224	217	197	236
Orders for Ext of Commitment	91 / 102 held	100 / 118 held	88 / 110 held	92 / 110 held	123 / 125 held
Three Party Petitions	51	61	48	37	51
Stipulations on Finals & Extensions	136	148	160	133	148
Dismissed before Probable cause or Final; Expired SAG & Never pursued	383	343	352	331	361
Cases we changed Venue to Another Co.	18	16	14	7	47

Mueller, Mary Anne

From: Sara Henke <Sara.Henke@wicourts.gov>
Sent: Friday, May 31, 2019 3:03 PM
To: Staffaroni, Linda; Mueller, Mary Anne; Rosenthal, Tracy
Subject: JM
Attachments: 5 year JM case count.docx

Here are the Juv Mentals - the numbers are higher for 2017 & 2018 because when I took over the Juvies I started entering all the detentions and prior to that they only entered the detentions if they were being pursued.

Let me know if you have any questions.

Sara Henke
Register in Probate
Juvenile Court Clerk
Winnebago County

Year	2014	2015	2016	2017	2018
# Cases Filed	35	31	38	56	99
Probable Cause Held	4	2	4	1	7
Settlement Agreements	25	31	34	41	32
Final Hearings Held	6	2	3	1	6
Order for Commitment	5	2	1	1	5
Petition for Ext of Commitment	0	0	0	0	0
Orders for Ext of Commitment	0	0	0	0	0
Three Party Petitions	0	0	0	0	0
Stipulations on Finals & Extensions	0	0	0	0	0
Dismissed before Probable cause or Final; Expired SAG & Never pursued	31	30	30	52	86
Cases we changed Venue to Another Co.	0	0	2	2	2

1 173-072019

2

3 **RESOLUTION: Authorize Contract Between AT&T Corporation and Winnebago County**
4 **(Telephone Line Service)**

5

6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, the telephone line service contract between Winnebago County and AT&T Corporation is
8 currently primary rate interface (PRI) in the Integrated Services Digital Network; and

9 **WHEREAS**, AT&T Corporation is working extensively to convert customers to session initiation protocol
10 (SIP) as they phase out PRI technology; and

11 **WHEREAS**, Winnebago County needs to test existing phone-related applications as we convert; and

12 **WHEREAS**, AT&T Corporation offers competitive state contract pricing for the provision of telephone line
13 service; and

14 **WHEREAS**, as Winnebago County proceeds to convert from PRI to SIP, each SIP line will result in a
15 monthly cost savings compared to PRI line; and

16 **WHEREAS**, after careful review, the undersigned Committees have recommended the approval of a contract
17 between Winnebago County and AT&T Corporation for the provision of telephone line services, for a period of five
18 (5) years, effective upon the installation of the final SIP line.

19
20 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
21 approves the execution of a five (5)-year contract between Winnebago County and AT&T Corporation for the
22 provision of telephone line services to all of Winnebago County's buildings, effective upon the installation of the final
23 SIP line, pursuant to those terms outlined in the attached contract, which is made a part of this Resolution and
24 incorporated herein by reference.

25

26 Respectfully submitted by:

27 **INFORMATION SYSTEMS COMMITTEE**

28 Committee Vote: **5-0**

29 Respectfully submitted by:

30 **PERSONNEL AND FINANCE COMMITTEE**

31 Committee Vote: **5-0**

32 Vote Required for Passage: **Two-Thirds of Membership**

33

34 Approved by the Winnebago County Executive this ____ day of _____, 2019.

35

36

37

38

Mark L Harris
Winnebago County Executive



Contract Amendment

Contract No.: 15-91579-101		Amendment No.: 4	
Contract Title: High Capacity Voice Trunking-AT&T			
This Amendment is entered into by and between the State of Wisconsin, <u>Department of Administration,</u> and the Contractor, whose name, address and principal officer appears below.			
Contractor Name AT&T Corp			
Contractor Address 555 S. Executive Drive			
City: Brookfield		State: WI	Zip: 53005
Principal Officer:			
The parties wish to change the terms of the above-referenced Contract in the following manner: Amended to offer the State a lower contracted rate that is more competitive in the market plus additional options per the attached documents.			
Except as expressly changed by this Amendment, the terms, conditions, rights and obligations of Contract No.: <u>15-91579-101</u> shall remain in effect unchanged. In the event of any inconsistency or conflict in the Contract and this Amendment, the provision of this Amendment shall control.			

To Be Completed by Contractor

For State of Wisconsin
 Department of Administration
 State Bureau of Procurement

Rich A. Hughes
 Signature

2.27.2015
 Date

For AT&T

Company Name

225 W. Randolph Street, Floor 9C

Address

Chicago, IL, 60606

City

State

Zip

By

Maribel Salgado

Printed Name

Maribel Salgado

Signature

Contracts Specialist

Title

1/26/2015

Date


 AT&T MA Reference No. _____
 AT&T PS Reference No. _____

CSM141113141851

**AT&T MANAGED INTERNET SERVICE
 PRICING ADDENDUM**
 (for Telecommunications-Hi Cap SIP Trunking RFP 28008-LAA)
 State of Wisconsin Contract #15-91579-101

CSM141113141851

Customer	AT&T
State of Wisconsin Department of Administration Street Address: 101 E Wilson City: Madison State/Province: WI Zip Code: 53703 Country: USA	AT&T Corp. or enter the International Affiliate Name
Customer Contact (for notices)	AT&T Sales Contact Information and for Contract Notices
<input type="checkbox"/> Primary AT&T Contact Name: Title: Section Chief Street Address: 101 E Wilson St City: Madison State/Province: WI Zip Code: 53703 Country: United States Telephone: 6082677355 Fax: Email: Customer Account Number or Master Account Number:	<input checked="" type="checkbox"/> Primary AT&T Contact Name: Tony Wineinger Street Address: 316 W. Washington Ave. City: Madison State/Province: WI Zip Code: 53703 Country: USA Telephone: 262-574-7211 Fax: 608-252-4630 Email: aw2121@att.com Sales/Branch Manager: Tom Taibl SCVP Name: Roger Blake Sales Strata: ABS Sales Sales Region: Gov/Ed East With a copy to: AT&T Corp. One AT&T Way Bedminster, NJ 07921-0752 ATTN: Master Agreement Support Team Email: mast@att.com
AT&T Solution Provider or Representative Information (if applicable) <input type="checkbox"/>	
Name: Company Name: Agent Street Address: City: State: Zip Code: Country: Telephone: Fax: Agent Code Email:	

AT&T Corp. ("AT&T") provides AT&T Managed Internet Service ("Service") to Customer under Customer's current AT&T Attachment/Pricing Schedule for the Service, which is part of Customer's Agreement. This Addendum amends and supplements the Attachment/Pricing Schedule and is part of the Agreement between AT&T and Customer State of Wisconsin Contract #15-91579-101. This Addendum is effective when signed by Customer and accepted in writing by AT&T. The pricing in this Addendum applies to Customer's existing Service and to new orders.

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

SERVICES

Service	Service Publication Location
AT&T Managed Internet Service (MIS)	http://new.serviceguide.att.com/portals/sqportal.portal? nfpb=true& pageLabel=mis_page
AT&T Bandwidth Services	http://new.serviceguide.att.com/index.jsp?sg=bws

GRANDFATHERING AND WITHDRAWAL

Availability of Service Components is subject to grandfathering and withdrawal per the Service Guide.

RATES (US Mainland, and HI only) The list rates in the RATES Section are stabilized for the term of this Pricing Addendum.

Section I: AT&T Managed Internet Service Access Bandwidth -

Table 1: Tiered T-1, NxT-1, E-1 And Frame - Flat Rate Billing Option

Access Method	Speed	MIS Monthly Service Fee List Price	MIS w/ Managed Router Monthly Service Fee List Price	Discount	MIS Monthly Service Fee DISCOUNTD Price	MIS w/ Managed Router Monthly Service Fee DISCOUNTD Price
T-1	T-1	\$470	\$540	90.0 %	\$47	\$54
2xT-1	3 Mbps	\$850	\$1,145	90.0 %	\$85	\$115
3xT-1	4.5 Mbps	\$1,100	\$1,395	90.0 %	\$110	\$140
4xT-1	6 Mbps	\$1,250	\$1,545	90.0 %	\$125	\$155
5xT-1	7.5 Mbps	\$1,480	\$2,360	90.0 %	\$148	\$236
6xT-1	9 Mbps	\$1,715	\$2,595	90.0 %	\$172	\$260
7xT-1	10.5 Mbps	\$1,915	\$2,795	90.0 %	\$192	\$280
8xT-1	12 Mbps	\$2,190	\$3,070	90.0 %	\$219	\$307

* Not available with MPLS PNT

† Available only with MPLS PNT Feature

v.2.3.06

Table 2: – MIS N x 10 Gig Ethernet* - Flat Rate Billing Option

Speed	MIS Monthly Service Fee List Price	Discount
2x -10.0 Gbps	\$1,500,000	N/A
3x -10.0 Gbps	\$2,220,000	N/A
4x -10.0 Gbps	\$2,920,000	N/A

* Not available with MPLS PNT

v.6.1.09

Table 3: Burstable T-1

Discount: N/A

Sustained Usage	Undiscounted MIS Monthly Service Fee	Undiscounted MIS w/Managed Router Monthly Service Fee
up to 128kbps	\$270	\$340
128.01 - 256 Kbps	\$340	\$410
256.01 - 384 Kbps	\$405	\$475
384.01 - 512 Kbps	\$470	\$540
512.01 Kbps - 1.544 Mbps	\$565	\$635

v.2.3.06

Table 4: DNS Services

Option	Monthly Service Fee
Additional Primary DNS (available in increments of up to 15 zones with a maximum of 150 Kilobytes of zone file data)	\$100 per DNS increment
Additional Secondary DNS (available in increments of up to 15 zones with a maximum of 150 Kilobytes of zone file data)	\$100 per DNS increment

v.07.01.04

AT&T and Customer Confidential Information

Page 2 of 10

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

**Table 5: ATM And Tiered T-3
Discount: 90.0 %**

Access Method	Speed	MIS Monthly Service Fee List Price	MIS w/Managed Router Monthly Service Fee List Price	Discounted MIS Monthly Service Fee	Discounted MIS w/Managed Router Monthly Service Fee
ATM*	2 Mbps	\$590	\$885	\$59	\$89
ATM*	3 Mbps	\$850	\$1,145	\$85	\$115
ATM*	4 Mbps	\$1,075	\$1,370	\$108	\$137
ATM*	5 Mbps	\$1,125	\$1,420	\$113	\$142
ATM*	6 Mbps	\$1,250	\$1,545	\$125	\$155
ATM*	7 Mbps	\$1,415	\$2,295	\$142	\$230
ATM*	8 Mbps	\$1,565	\$2,445	\$157	\$245
ATM*	9 Mbps	\$1,715	\$2,595	\$172	\$260
ATM*/T-3	10 Mbps	\$1,840	\$2,720	\$184	\$272
ATM*/T-3	15 Mbps	\$2,465	\$3,345	\$247	\$335
ATM*/T-3	20 Mbps	\$3,090	\$3,970	\$309	\$397
ATM*/T-3	25 Mbps	\$3,725	\$4,605	\$373	\$461
ATM*/T-3	30 Mbps	\$4,350	\$5,230	\$435	\$523
ATM*/T-3	35 Mbps	\$4,990	\$5,870	\$499	\$587
ATM*/T-3	40 Mbps	\$5,615	\$6,495	\$562	\$650
T-3	45 Mbps	\$6,250	\$7,130	\$625	\$713

* Not available with MPLS PNT
v.2.3.06

**Table 6: Burstable T-3
Discount: 90.0 %**

Sustained Usage	Undiscounted MIS Monthly Service Fee	Undiscounted MIS w/Managed Router Monthly Service Fee	Discounted MIS Monthly Service Fee	Discounted MIS w/Managed Router Monthly Service Fee
up to 6.0 Mbps	\$1,515	\$1,810	\$152	\$181
6.01 - 7.5 Mbps	\$1,790	\$2,670	\$179	\$267
7.51 - 9.0 Mbps	\$2,065	\$2,945	\$207	\$295
9.01 - 10.5 Mbps	\$2,290	\$3,170	\$229	\$317
10.51 - 12.0 Mbps	\$2,515	\$3,395	\$252	\$340
12.01 - 13.5 Mbps	\$2,740	\$3,620	\$274	\$362
13.51 - 15.0 Mbps	\$2,965	\$3,845	\$297	\$385
15.01 - 16.5 Mbps	\$3,150	\$4,030	\$315	\$403
16.51 - 18.0 Mbps	\$3,340	\$4,220	\$334	\$422
18.01 - 19.5 Mbps	\$3,525	\$4,405	\$353	\$441
19.51 - 21.0 Mbps	\$3,715	\$4,595	\$372	\$460
21.01 - 45.0 Mbps	\$7,515	\$8,395	\$752	\$840

v.2.3.06

Table 7: Flexible Bandwidth Billing Option - Burstable T-3

Discount applied to MIS & MIS w/Managed Router: 90.0 %					Incremental Usage Fee Discount: 90.0 %	
Tiered Bandwidth Minimum Commitment	MIS Undiscounted Monthly Fee	MIS w/Managed Router Undiscounted Monthly Fee	MIS DISCOUNTED Monthly Fee	MIS w/Managed Router DISCOUNTED Monthly Fee	Undiscounted Incremental Usage Fee Per Mbps	Discounted Incremental Usage Fee Per Mbps
2 Mbps	\$590	\$885	\$59	\$89	\$355	\$36
3 Mbps	\$850	\$1,145	\$85	\$115	\$340	\$34
4 Mbps	\$1,075	\$1,370	\$108	\$137	\$325	\$33
5 Mbps	\$1,125	\$1,420	\$113	\$142	\$270	\$27
6 Mbps	\$1,250	\$1,545	\$125	\$155	\$250	\$25

AT&T and Customer Confidential Information

Page 3 of 10

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

7 Mbps	\$1,415	\$2,295	\$142	\$230	\$245	\$25
8 Mbps	\$1,565	\$2,445	\$157	\$245	\$235	\$24
9 Mbps	\$1,715	\$2,595	\$172	\$260	\$230	\$23
10 Mbps	\$1,840	\$2,720	\$184	\$272	\$225	\$23
15 Mbps	\$2,465	\$3,345	\$247	\$335	\$200	\$20
20 Mbps	\$3,090	\$3,970	\$309	\$397	\$190	\$19
25 Mbps	\$3,725	\$4,605	\$373	\$461	\$180	\$18
30 Mbps	\$4,350	\$5,230	\$435	\$523	\$175	\$18
35 Mbps	\$4,990	\$5,870	\$499	\$587	\$175	\$18
40 Mbps	\$5,615	\$6,495	\$562	\$650	\$170	\$17
45 Mbps	\$6,250	\$7,130	\$625	\$713	N/A	NA

v.2.3.06

Table 8: MIS Access Redundancy Option (MARO) - Burstable T-1 with Shadow Billing Option Removed

Table 9: MARO Burstable T-3 with Shadow Billing Option Removed

Table 10: Redundancy Features - Monthly Service Fees Removed

Table 11: MARO Features - Installation Fees Removed

Table 12: MIS Tele - Installation

Discount: 100.0 %

MIS Speed	Undiscounted MIS	Undiscounted MIS w/ Managed Router	DISCOUNTED MIS	DISCOUNTED MIS w/ Managed Router
1.5 Mbps	\$1,000	\$1,000	\$0	\$0
NxT-1	\$2,500	\$2,500	\$0	\$0
Ethernet	\$1,500	\$1,500*	\$0	\$0
10 Gig Ethernet***	\$10,000	\$10,000**	\$0	\$0

*Available for MIS speeds of 100 Mbps and below and with electrical interfaces only.

** Subject to availability

*** Not available with MPLS PNT

v.10.01.08

Table 13: On-Site Installation

Discount: 100.0 %

MIS Speed	Undiscounted MIS w/ Managed Router Only	DISCOUNTED MIS w/ Managed Router
56 Kbps	\$999	\$0
128 Kbps - 1.5 Mbps	\$999	\$0
NxT-1	\$999	\$0
Tiered/Full T-3	\$1,000	\$0
Tiered OC-3, OC-12, OC-48	\$10,000	\$0
Ethernet	\$1,500	\$0

v.11.08.08

Table 14: ATM and Tiered OC-3 Removed

Table 15: Burstable OC-3 Removed

Table 16: Flexible Bandwidth Billing Option - Burstable OC-3 Removed

Table 17: Tiered OC-12 Removed

Table 18: Burstable OC-12 Removed

Table 19: Flexible Bandwidth Billing Option - Burstable OC-12 Removed

AT&T and Customer Confidential Information

Page 4 of 10

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

Table 20: Tiered OC-48 Removed

Table 21: Burstable OC-48 Removed

Table 22: Flexible Bandwidth Billing Option - Burstable OC-48 Removed

Table 23: Flexible Bandwidth Billing Option - Ethernet

Discount applied to MIS & MIS w/Managed Router: 90.0 %					Incremental Usage Fee Discount: 90.0 %	
Tiered Bandwidth Minimum Commitment	MIS Undiscounted Monthly Fee	MIS with Managed Router Undiscounted Monthly Fee	MIS DISCOUNTED Monthly Fee	MIS with Managed Router DISCOUNTED Monthly Fee	Undiscounted Incremental Usage Fee Per Mbps	DISCOUNTED Incremental Usage Fee Per Mbps
0.5 Mbps	\$390	\$460	\$39	\$46	\$940	\$94
1.0 Mbps	\$425	\$495	\$43	\$50	\$510	\$51
1.5 Mbps	\$470	\$540	\$47	\$54	\$380	\$38
2 Mbps	\$590	\$885	\$59	\$89	\$355	\$36
3 Mbps	\$850	\$1,145	\$85	\$115	\$340	\$34
4 Mbps	\$1,075	\$1,370	\$108	\$137	\$325	\$33
5 Mbps	\$1,125	\$1,420	\$113	\$142	\$270	\$27
6 Mbps	\$1,250	\$1,545	\$125	\$155	\$250	\$25
7 Mbps	\$1,415	\$2,295	\$142	\$230	\$245	\$25
8 Mbps	\$1,565	\$2,445	\$157	\$245	\$235	\$24
9 Mbps	\$1,715	\$2,595	\$172	\$260	\$230	\$23
10 Mbps	\$1,840	\$2,720	\$184	\$272	\$225	\$23
15 Mbps	\$2,465	\$3,345	\$247	\$335	\$200	\$20
20 Mbps	\$3,090	\$3,970	\$309	\$397	\$190	\$19
25 Mbps	\$3,725	\$4,605	\$373	\$461	\$180	\$18
30 Mbps	\$4,350	\$5,230	\$435	\$523	\$175	\$18
35 Mbps	\$4,990	\$5,870	\$499	\$587	\$175	\$18
40 Mbps	\$5,615	\$6,495	\$562	\$650	\$170	\$17
45 Mbps	\$6,250	\$7,130	\$625	\$713	\$170	\$17
50 Mbps	\$6,770	\$7,815	\$677	\$782	\$165	\$17
60 Mbps	\$7,825	\$9,005	\$783	\$901	\$160	\$16
70 Mbps	\$8,875	\$10,055	\$888	\$1,006	\$155	\$16
75 Mbps	\$9,410	\$10,595	\$941	\$1,060	\$155	\$16
80 Mbps	\$9,925	\$11,105	\$993	\$1,111	\$150	\$15
90 Mbps	\$10,975	\$12,155	\$1,098	\$1,216	\$150	\$15
100 Mbps	\$12,025	\$13,205	\$1,203	\$1,321	\$145	\$15
120 Mbps	\$14,125	\$15,305	\$1,413	\$1,531	\$145	\$15
144 Mbps	\$16,225	\$17,405	\$1,623	\$1,741	\$140	\$14
150 Mbps	\$17,065	\$18,250	\$1,707	\$1,825	\$140	\$14
155 Mbps	\$17,800	\$18,980	\$1,780	\$1,898	\$140	\$14
200 Mbps	\$20,975	\$22,780	\$2,098	\$2,278	\$130	\$13
250 Mbps	\$24,515	\$26,320	\$2,452	\$2,632	\$120	\$12
300 Mbps	\$28,050	\$29,855	\$2,805	\$2,986	\$115	\$12
350 Mbps	\$31,600	\$33,405	\$3,160	\$3,341	\$110	\$11
400 Mbps	\$35,140	\$36,945	\$3,514	\$3,695	\$110	\$11
450 Mbps	\$38,675	\$40,480	\$3,868	\$4,048	\$105	\$11
500 Mbps	\$42,215	\$44,020	\$4,222	\$4,402	\$105	\$11
550 Mbps	\$45,750	\$47,555	\$4,575	\$4,756	\$100	\$10
600 Mbps	\$49,290	\$51,095	\$4,929	\$5,110	\$100	\$10
622 Mbps	\$50,700	\$52,505	\$5,070	\$5,251	\$100	\$10
700 Mbps	\$56,365	\$58,170	\$5,637	\$5,817	\$100	\$10
800 Mbps	\$63,440	\$65,245	\$6,344	\$6,525	\$100	\$10
900 Mbps	\$70,875	\$73,930	\$7,088	\$7,393	\$100	\$10
1000 Mbps	\$78,250	\$81,305	\$7,825	\$8,131	N/A	N/A

v.10.01.08

AT&T and Customer Confidential Information

Page 5 of 10

eCRM ID 1-2ND5VQH SL0833 v2 12.11.14

add_mis_all_no_security_svcs_20060528_gcsm.rtf

v.10/01/11

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

Table 24: Flexible Bandwidth Billing Option – MIS 10 Gig Ethernet*

Discount applied to MIS: N/A		Incremental Usage Fee Discount: N/A
Tiered Bandwidth Minimum Commitment	MIS Undiscounted Monthly Fee	Undiscounted Incremental Usage Fee Per Mbps
.5 Gbps	\$42,215	\$84.43
1.0 Gbps	\$78,250	\$78.25
1.5 Gbps	\$119,625	\$79.75
2.0 Gbps	\$161,000	\$80.50
2.5 Gbps	\$196,000	\$80.25
3.0 Gbps	\$240,000	\$80.00
3.5 Gbps	\$279,125	\$79.75
4.0 Gbps	\$318,000	\$79.50
4.5 Gbps	\$356,625	\$79.25
5.0 Gbps	\$390,000	\$78.00
5.5 Gbps	\$433,125	\$78.75
6.0 Gbps	\$471,000	\$78.50
6.5 Gbps	\$508,625	\$78.25
7.0 Gbps	\$539,000	\$77.00
7.5 Gbps	\$583,125	\$77.75
8.0 Gbps	\$620,000	\$77.50
8.5 Gbps	\$656,625	\$77.25
9.0 Gbps	\$684,000	\$76.00
9.5 Gbps	\$719,625	\$75.75
10.0 Gbps	\$755,000	\$75.50

* Not available with MPLS PNT
v.10.01.08

Table 25: Class Of Service Option - Tiered T-1, T-3 and Burstable Service - Monthly Service Fees

Discount: 100.0 %

Speed	Class of Service Monthly Fee – List Price* (w/ or w/out Managed Router, except as indicated)	Class of Service Monthly Fee – DISCOUNTED Price* (w/ or w/out Managed Router, except as indicated)
1.5 Mbps	\$225	\$0
2xT-1 (3 Mbps)	\$225	\$0
3xT-1 (4.5 Mbps)	\$225	\$0
4xT-1 (6 Mbps)	\$225	\$0
5xT-1 (7.5 Mbps)	\$225	\$0
6xT-1 (9 Mbps)	\$225	\$0
7xT-1 (10.5 Mbps)	\$225	\$0
8xT-1 (12 Mbps)	\$225	\$0
10 Mbps	\$825	\$0
15 Mbps	\$1,075	\$0
20 Mbps	\$1,325	\$0
25 Mbps	\$1,575	\$0
30 Mbps	\$1,825	\$0
35 Mbps	\$2,100	\$0
40 Mbps	\$2,350	\$0
45 Mbps	\$2,750	\$0
155 Mbps‡	\$2,750	\$0

* Charges waived for Sites with AT&T BVoIP Service

** Not available with MPLS PNT

(†) no real-time class available

(‡) unmanaged only

v.6.1.06

Table 25: Class Of Service Option - Flexible Bandwidth Billing Option - Monthly Service Fees

Discount: 100.0 %

Speed	Undiscounted MIS w/ or w/out Managed Router Monthly Service Fee*	DISCOUNTED MIS w/ or w/out Managed Router Monthly Service Fee*
-------	--	--

AT&T and Customer Confidential Information

Page 6 of 10

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

Up to 1.5 Mbps	\$225	\$0
2.0 Mbps	\$285	\$0
2.01 - 3.0 Mbps	\$360	\$0
3.01 - 4.0 Mbps	\$435	\$0
4.01 - 5.0 Mbps	\$510	\$0
5.01 - 6.0 Mbps	\$575	\$0
6.01 - 7.0 Mbps	\$640	\$0
7.01 - 8.0 Mbps	\$705	\$0
8.01 - 9.0 Mbps	\$765	\$0
9.01 to 10.0 Mbps	\$825	\$0
10.01 to 15.0 Mbps	\$1,075	\$0
15.01 - 20.0 Mbps	\$1,325	\$0
20.01 - 25.0 Mbps	\$1,575	\$0
25.01 - 30.0 Mbps	\$1,825	\$0
30.01 - 35.0 Mbps	\$2,100	\$0
35.01 - 40.0 Mbps	\$2,350	\$0
40.01 - 45.0 Mbps	\$2,750	\$0
45.01 - 155 Mbps	\$5,000	\$0
200 - 250 Mbps	\$5,400	\$0
300 - 350 Mbps	\$5,800	\$0
400 - 600 Mbps	\$6,200	\$0
622 Mbps	\$7,000	\$0
700 - 1000 Mbps	\$7,800	\$0
1.5 Gbps**	\$7,900	\$0
2.0 Gbps**	\$8,000	\$0
2.5 Gbps**	\$8,100	\$0
3.0 Gbps**	\$8,200	\$0
3.5 Gbps**	\$8,300	\$0
4.0 Gbps**	\$8,400	\$0
4.5 Gbps**	\$8,500	\$0
5.0 Gbps**	\$8,600	\$0
5.5 Gbps**	\$8,700	\$0
6.0 Gbps**	\$8,800	\$0
6.5 Gbps**	\$8,900	\$0
7.0 Gbps**	\$9,000	\$0
7.5 Gbps**	\$9,100	\$0
8.0 Gbps**	\$9,200	\$0
8.5 Gbps**	\$9,300	\$0
9.0 Gbps**	\$9,400	\$0
9.5 Gbps**	\$9,500	\$0
10.0 Gbps**	\$9,600	\$0

*Charges waived for Sites with AT&T BVoIP Service

** Not available with MPLS PNT

v.10.01.08

Table 27: Class Of Service Option - Installation Fees

Discount: 100.0 %

	Undiscounted Fee	Discounted Fee
Class of Service Undiscounted Installation Fee*	\$1,000	\$0

*Charges waived for Sites with AT&T BVoIP Service

v.2.3.06

AT&T and Customer Confidential Information

Page 7 of 10

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

Table 28: MIS+NCS Option Removed

Table 29: MIS + NCS Installation Fees Removed

Table 30: MPLS PNT Feature

Discount: 100.0 %

Access Method	Speed	Undiscounted Monthly Service Fee MIS & MIS w/Managed Router	DISCOUNTED Monthly Service Fee MIS & MIS w/Managed Router
Private Line Fractional T-1 (56K – 768K)	Fractional T-1 (56K – 768K)	\$200	\$0
Private Line NxT-1 (2 through 8)	Private Line NxT-1 (3 Mbps – 12 Mbps)	\$200	\$0
Private Line T1	T-1 (1.54 Mbps)	\$200	\$0
Private Line T3	2 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	3 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	4 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	5 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	6 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	7 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	8 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	9 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	10 Mbps (Hi-Cap Flex T3)	\$1,000	\$0
Private Line T3	15 Mbps (Hi Cap Flex T3 or Fractional T3)	\$1,000	\$0
Private Line T3	20 Mbps (Hi-cap Flex T3, or Fractional T3)	\$2,000	\$0
Private Line T3	25 Mbps (Hi-cap Flex T3, or Fractional T3)	\$2,000	\$0
Private Line T3	30 Mbps (Hi-cap Flex T3, or Fractional T3)	\$2,000	\$0
Private Line T3	35 Mbps (Hi-cap Flex T3, or Fractional T3)	\$2,000	\$0
Private Line T3	40 Mbps (Hi-cap Flex T3, or Fractional T3)	\$2,000	\$0
Private Line T3	45 Mbps (Full T3)	\$2,000	\$0
Private Line T3	6-45 Mbps (Burstable T3)	\$2,000	\$0
Private Line OC3	OC-3 (35-155 Mbps) Flat rate, Burstable, or Hi-Cap flex	\$5,000	\$0
Private Line OC12	OC-12 (70-622 Mbps) Flat rate, Hi-Cap Flex, or Burstable	\$10,000	\$0
Private Line OC48	OC-48 (600-2500 Mbps) Flat rate, Hi-Cap Flex or Burstable	\$20,000	\$0
Ethernet	512 Kbps - 1.5 Mbps	\$200	\$0
Ethernet	2 - 15 Mbps	\$1,000	\$0
Ethernet	15.01 – 45 Mbps	\$2,000	\$0
Ethernet	45.01 - 155 Mbps	\$5,000	\$0
Ethernet	155.01 - 622 Mbps	\$10,000	\$0
Ethernet	622.01 - 1000 Mbps	\$20,000	\$0

v.10.12.07

Table 31: MPLS PNT UniLink Feature

Discount: 38.0 %

Access Method	Speed	Undiscounted Monthly Service Fee MIS PNT and MIS PNT with Managed Router	DISCOUNTED Monthly Service Fee MIS PNT and MIS PNT with Managed Router
Private Line OC-3	OC-3 (35-155 Mbps) Flat rate,	\$5,000	\$3,100.00

AT&T and Customer Confidential Information

Page 8 of 10

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

	Burstable, or Hi-Cap flex		
Private Line OC-12	OC-12 (70-622 Mbps) Flat rate, Hi-Cap Flex, or Burstable	\$10,000	\$6,200.00
Private Line OC-48	OC-48	\$20,000	\$12,400.00
Ethernet	512 Kbps – 1.5 Mbps	\$200	\$124.00
Ethernet	2 - 45 Mbps	\$2,000	\$1,240.00
Ethernet	45.01-155 Mbps	\$5,000	\$3,100.00
Ethernet	155.01-622 Mbps	\$10,000	\$6,200.00
Ethernet	622.01-1000 Mbps	\$20,000	\$12,400.00

v.10.12.07

Table 32: MultiCast Monthly Service Fee Removed

Table 33: MultiCast Installation Removed

Section II: AT&T Business in a BoxSM

Table 1: Service Component Replacement – Next Business Day Shipped (5x8) Monthly Charges Removed

Table 2: On-Site Maintenance (24X7X4) Monthly Charges Removed

Table 3: Life-Cycle Management Charges - Service Charges Removed

Table 4: Class Of Service Option - when ordered with AT&T BVoIP Services only

Discount: 100%

	Undiscounted Fee	Discounted Fee
Class of Service Monthly Service Fee	\$225	\$0

v.1.9.09

Section III: Additional Service Fees

Moving Fee (during hours)	\$1,000 per location
Additional Moving Fee (outside standard operating hours – 8:00 a.m. to 5:00 p.m. Monday through Friday)	Additional \$500 per location

v.07/01/04

Section IV: Ethernet Local Access Pricing

The following discounts shall apply to the Ethernet Access rates.

Eligible Locations*	Ethernet Access Monthly Charge Discount	Ethernet Access Activation Discount**
Zone 1, 1A, 2, 2A	50%	100%
Zone 3 thru 7	29%	100%

*Ethernet Access zones are defined in the Service Guide.

**The discounts are contingent upon a facility check. If the facility check results in a one-time non-recurring charge, that charge must be included in the contract incremental to the discounts stated above.

**AT&T MANAGED INTERNET SERVICE
PRICING ADDENDUM**

CSM141113141851

Section V: MIS Local Access Combination Option

Rate Table MIS-LAC: MIS Local Access Combination (LAC) Option

Port Speed	Access Channel Mileage	Access Provider	Net Monthly Charge Per T1 Access Channel
T-1 Nx-T-1	0 – 25 miles	Ameritech*	\$165.00
T-1 Nx-T-1	0 – 25 miles	All except Ameritech	\$265.00
T-1 Nx-T-1	26 – 50 miles	Ameritech*	\$165.00
T-1 Nx-T-1	26 – 50 miles	All except Ameritech	\$375.00
T-1 Nx-T-1	51+ miles	Ameritech*	\$375.00

*Ameritech is an AT&T affiliate and is the "in-footprint" AT&T access provider in Wisconsin. Special construction charges may apply.

Section VI: T3 Access Channels – only Access Channels furnished between the Customer Site and the designated AT&T POP for connection to an AT&T MIS Service.

T3 Locations	Discount
Central - Region 1 Access Channel	60%
Northeast - Region 2 Access Channel	60%
Mid-Atlantic - Region 3 Access Channel	60%
Southeast - Region 4 Access Channel	60%
Southwest - Region 5 Access Channel	60%
West - Region 6 Access Channel	60%
California - Region 7 Access Channel	60%

WISCONSIN DEPARTMENT OF ADMINISTRATION
DIVISION OF ENTERPRISE OPERATIONS
DOA-3051 (R 01/2011)
S. 51.01(5) WIS. STATS.; AND
S. 111.32(13M) WIS. STATS



STATE BUREAU OF PROCUREMENT
101 EAST WILSON STREET, 6TH FLOOR
POST OFFICE BOX 7867
MADISON, WI 53707-7867
FAX (608) 267-0600
TTY (608) 267-9629
HTTP://VENDORNET.STATE.WI.US

Contract Amendment 1-28XMDID **1-28VL861**

Contract No.: 15-91579-101		Amendment No.: 3	
Contract Title: High Capacity Voice Trunking-AT&T			
This Amendment is entered into by and between the State of Wisconsin, <u>Department of Administration,</u> and the Contractor, whose name, address and principal officer appears below.			
Contractor Name		AT&T Corp	
Contractor Address 555 S. Executive Drive			
City: Brookfield	State: WI	Zip: 53005	
Principal Officer:			
The parties wish to change the terms of the above-referenced Contract in the following manner: Amended to offer the State a lower contracted rate that is more competitive in the market per the attached pricing documents.			
Except as expressly changed by this Amendment, the terms, conditions, rights and obligations of Contract No.: 15-91579-101 shall remain in effect unchanged. In the event of any inconsistency or conflict in the Contract and this Amendment, the provision of this Amendment shall control.			

To Be Completed by Contractor

For State of Wisconsin
Department of Administration
State Bureau of Procurement

Rich Hughes
Signature

8-1-2014
Date

For

AT&T
Company Name

225 W. Randolph St.
Address

Chicago IL 60606
City State Zip

By

Maribel Salgado
Printed Name

Maribel Salgado
Signature

Contract Specialist
Title

07/14/2014
Date

1-28XMDID


 AT&T MA Reference No. 201203210055UA
 CON140404142652

AT&T IP Flexible Reach, AT&T IP Toll-Free Pricing Addendum
 (for Telecommunications-Hi Cap SIP Trunking RFP 28008-LAA)
 State of Wisconsin Contract #15-91579-101

Customer	AT&T
State of Wisconsin Department of Administration Street Address: 101 E Wilson St. City: Madison State/Province: WI Zip Code: 53703 Country: USA	AT&T Corp. or enter the International Affiliate Name
Customer Contact (for notices)	AT&T Sales Contact Information and for Contract Notices <input type="checkbox"/> Primary AT&T Contact
Name: Title: Section Chief Street Address: 101 E Wilson St. City: Madison State/Province: WI Zip Code: 53703 Country: United States Telephone: 6082677355 Fax: Email: Customer Account Number or Master Account Number:	Name: TONY WINEINGER Street Address: 316 W WASHINGTON AVE City: MADISON State/Province: WI Zip Code: 53703 Country: USA Telephone: 262-574-7211 Fax: 608 252-4630 Email: aw2121@us.att.com Sales/Branch Manager: Tom Taibl SCVP Name: Roger Blake Sales Strata: ABS Sales Sales Region: Gov/Ed East With a copy to: AT&T Corp. One AT&T Way Bedminster, NJ 07921-0752 ATTN: Master Agreement Support Team Email: mast@att.com
AT&T Solution Provider or Representative Information (if applicable) <input type="checkbox"/>	
Name: Company Name: Agent Street Address: City: State: Zip Code: Country: Telephone: Fax: Email: Agent Code	

This Pricing Addendum is part of the Agreement between AT&T and Customer State of Wisconsin Contract #15-91579-101. Unless otherwise specified in this Addendum, the provisions, rates, and discounts in Customer's current Pricing Schedule and/or Addendum, as applicable, continue in full force and in effect.

The discounts and rates set forth herein will become effective no later than the first day of the second full billing month following the Effective Date.

The undersigned, on behalf of Customer, acknowledges that Customer has received and understands the advisories concerning the circumstances under which E911 service may not be available, as stated in the AT&T Business Voice over IP Services Service Guide found in the SG Library accessible at http://serviceguidenew.att.com/sg_flashPlayerPage/BVQIP. Such circumstances include, but are not limited to, relocation of the end user's CPE, use of a non-native or virtual telephone number, failure in the broadband connection, loss of electrical power, and delays that may occur in updating the Customer's location in the automatic location information database.

1. RATE PLAN

Customer's net rates under this Addendum will be determined by applying the discounts set forth in Section 2 to the rates in the Service Guide.

2. DISCOUNTS

OTC=One Time Charge

MRC=Monthly Recurring Charge

I. Common Billable Elements

Table A: Common Plan Elements				
Item	Type of Charge	List Rate	Discount	Net Rate
US Off-Net Calling Charge*	Per Usage	\$0.0500	62.0%	\$0.0190
International (Non-US) Off-Net Calling Charge – CANADA	Per Usage	\$0.0622	43.7%	\$0.0350
International (Non-US) Off-Net Calling Charge – All Countries EXCEPT Canada	Per Usage	Service Guide	43.7%	Varies by Country

*Not applicable to first 300 LD Off-Net domestic U.S. cumulative minutes (Interstate & Intrastate) per concurrent call included monthly in Calling Plan C

II. Calling Plan Discounts

Table A: Calling Plan A (IP Long Distance Only)				
Item	Type of Charge	Calling Plan List Rate	Calling Plan Discount	Calling Plan Net Rate
Calling Plan Setup Fee	OTC per Site	\$250.00	100%	\$0.00
Calling Plan Charge	MRC, per Concurrent Call	\$20.00	20%	\$16.00

Table B: Calling Plan B (IP Local and IP Long Distance)				
Item	Type of Charge	Calling Plan List Rate	Calling Plan Discount	Calling Plan Net Rate
Calling Plan Setup Fee	OTC per Site	\$250.00	100%	\$0.00
Calling Plan Charge*	MRC, per Concurrent Call	\$30.00	20%	\$24.00
Telephone Number Charge	MRC, per Number	\$0.30	0%	\$0.30

* This charge is waived for all Voice DNA Sites.

Table C: Calling Plan C (IP Local and IP Long Distance Bundle)				
Item	Type of Charge	Calling Plan List Rate	Calling Plan Discount	Calling Plan Net Rate
Calling Plan Setup Fee	OTC per Site	\$250.00	100.0 %	\$0.00
Calling Plan Charge	MRC, per Concurrent Call	\$70.00	85.0 %	\$10.50
Telephone Number Charge	MRC, per Number	\$0.30	100.0 %	\$0.00

Table D: Calling Plan G (AT&T IP Toll-Free Only)				
Item	Type of Charge	Calling Plan List Rate	Calling Plan Discount	Calling Plan Net Rate
AT&T IPTF Calling Plan Setup Fee	OTC, per Site	\$1,800.00	100.0 %	\$0.00
AT&T IPTF Calling Plan Charge	MRC, per Concurrent Call	\$0.00	100.0 %	\$0.00
AT&T IPTF Calling Charge – US	Usage	\$0.0250	40.0 %	\$0.0150

CON140404142652

Interstate				
AT&T IPTF Calling Charge – US Intrastate - WISCONSIN	Usage	\$0.0405	63.0 %	\$0.0150
AT&T IPTF Calling Charge – US Intrastate – All States EXCEPT Wisconsin	Usage	Service Guide	63.0 %	Varies by State
AT&T IPTF Calling Charge – Canada to US	Usage	\$0.0611	0%	\$0.0611
AT&T IPTF Calling Charge – US to Non-US	Usage	Service Guide	0%	Varies by Country
AT&T IPTF Calling Charge – Canada to Non-US	Usage	Service Guide	0%	Varies by Country
AT&T IPTF Calling Charge – Non-US to US	Usage	Service Guide	0%	Varies by Country
Routing Arrangement (APN) Charge	MRC	\$0.00	100.0 %	\$0.00

III. AT&T IP Transfer Connect Features (available for specified services only)

Table A: AT&T IP Transfer Connect Features				
Item	Type of Charge	List Rate	Discount	Net Rate
IP Courtesy Transfer	OTC	\$250.00	100.0 %	\$0.00
IP Courtesy Transfer	MRC	\$40.00	100.0 %	\$0.00
IP Redirect / IP Redirect with Data Forwarding	OTC	\$250.00	100.0 %	\$0.00
IP Redirect / IP Redirect with Data Forwarding	Usage	Service Guide	100.0 %	\$0.00
IP InfoPack	OTC	\$250.00	100.0 %	\$0.00
IP InfoPack	MRC	\$30.00	100.0 %	\$0.00

IV. Miscellaneous Charges

Table A: VoIP Module Card				
Item	Type of Charge	List Rate	Discount	Net Rate
VoIP Module Card (if applicable)	MRC, per Concurrent Call (where the list process will vary by number of Concurrent Calls)	Service Guide	100.0 %	\$0.00



**AT&T Telecommunications Services
AUTHORIZED USER AGREEMENT
FOR HIGH CAPACITY VOICE TRUNKING SERVICES**

Authorized User ("Authorized User")	AT&T Corp. ("AT&T")	AT&T Sales Contact Name Primary Contact
Winnebago County	AT&T Corp. on behalf of its Affiliates	Name: Teresa Roubal
AUTHORIZED USER Address	AT&T Address	AT&T Sales Contact Information and for Contract Notices
Street Address: 112 Otter Avenue City: Oshkosh State: WI Zip Code: 54901	One AT&T Plaza Dallas, Texas 75202	Street Address: 301 E Milwaukee Street City: Janesville State: WI Zip Code: Fax: Email: tr796d@att.com Sales/Branch Manager: SCVP/RVP Name:
AUTHORIZED USER Contact	AUTHORIZED USER Billing Address	AT&T Authorized Agent or Representative Information (if applicable) Primary Contact
Name: Patty Francour Title: IS Director Telephone: (920) 232-3491 Fax: (920) 232-3499 Email: pfrancour@co.winnebago.wi.us	Street Address: 112 Otter Avenue City: Oshkosh State: WI Zip Code: 54901	Name: Carrie Lee Company Name: Orion Communications Agent Address: 10850 W Park Place City: Milwaukee State: WI Zip Code: 53224 Telephone: (920) 359-2606 Fax: Email: carrie@orionnow.com Agent Code 14888

This Authorized User Agreement (this "Authorized User Agreement") is entered into pursuant to, and hereby incorporates the terms and conditions of, Contract No. 505ENT-M11-HICAPaTT-01, (previously 15-91579-101), , last signed September 22, 2016 (the "State Agreement"), between AT&T Corp., on behalf of its affiliates ("AT&T") and the State of Wisconsin Department of Administration (the "State of Wisconsin"). Winnebago County ("Authorized User") is an Authorized User as defined in Section 2.0 of the State Agreement for High Capacity Voice Trunking Services. Capitalized terms used herein and not otherwise defined shall have the meaning ascribed to such terms in the State Agreement for High Capacity Voice Trunking Services.

1. AUTHORIZED USER AGREEMENT TERM AND EFFECTIVE DATES

Authorized User Agreement Term	60 Months
Authorized User Term Start Date	Date of Last Signature
Authorized User Term End Date	60 Months After the Date of Last Signature

2. AUTHORIZED USER OBLIGATIONS

2.1 Authorized User agrees to be bound by the rates, terms and conditions of the State Agreement for High Capacity Voice Trunking Services, including without limitation, all rates, terms and conditions set forth in the Pricing Schedules and Exhibits included as part of the State Agreement for High Capacity Voice Trunking Services. **Such rates, terms and conditions include but are not limited to those setting forth minimum payment period obligations.**

CONFIDENTIAL INFORMATION

This agreement is for use by authorized employees of the parties hereto only and is not for general distribution within or outside their companies.

2.2 Authorized User is exclusively responsible for all payments owing to AT&T for the Services provisioned hereunder and the State of Wisconsin shall not be deemed to be a surety or guarantor of any such payments. Authorized User shall pay for the Services ordered hereunder pursuant to the Pricing and Billing terms in Section 6.0 of the State Agreement for High Capacity Voice Trunking Services.

2.3 Pursuant to Sections 4.6 and 6.6 of the State Agreement for High Capacity Voice Trunking Services, AT&T shall bill Authorized User, on behalf of the State of Wisconsin Department of Administration, a Headquarters Credit for subscribing to Authorized User Services. Such Headquarters Credit shall be identified on invoices remitted to Authorized User from AT&T. As of August 2012, the amount of the Headquarters Credit for High Capacity Voice Trunking Services is \$ 0.00. The amount of the Headquarters Credit is subject to change at the discretion of the State of Wisconsin Department of Administration.

2.4 For Services purchased pursuant to the AT&T IP Flexible Reach and AT&T IP Toll-Free Pricing Schedule included in the State Agreement for High Capacity Voice Trunking Services, Authorized User Contact (noted above), on behalf of Authorized User, acknowledges that Authorized User has received and understands the advisories concerning the circumstances under which E911 service may not be available, as stated in the AT&T Business Voice over IP Services Service Guide found in the SG Library accessible at <http://new.serviceguide.att.com>. Such circumstances include, but are not limited to, relocation of the end user's CPE, use of a non-native or virtual telephone number, failure in the broadband connection, loss of electrical power, and delays that may occur in updating the Authorized User's location in the automatic location information database.

2.5 For Services purchased pursuant to the AT&T IP Flexible Reach and AT&T IP Toll-Free Pricing Schedule included in the State Agreement for High Capacity Voice Trunking Service, the start date of the Minimum Payment Period, per service component, shall be the later of the Effective Date of this Authorized User Agreement or installation of the Service component.

2.6 For Services purchased pursuant to the AT&T IP Managed Internet Service Pricing Schedule included in the State Agreement for High Capacity Voice Trunking Service, the start date of the Minimum Payment Period, per service component, shall be the later of the Effective Date of this Authorized User Agreement or installation of the Service component.

3. SERVICES

Authorized User agrees to purchase and AT&T agrees to provide the Services as described in the State Agreement for High Capacity Voice Trunking Services, and as ordered by Authorized User. Authorized User will order the Services through any AT&T ordering system or method identified by AT&T from time to time.

4. MISCELLANEOUS PROVISIONS

4.1 To the extent the term of this Authorized User Agreement extends beyond the term of the State Agreement, the rates, terms and conditions set forth in the State Agreement, including without limitation the relevant Pricing Schedules, shall apply during the remainder of the term of this Authorized User Agreement. 4.2 This Authorized User Agreement shall be governed by and construed under the laws of the State of Wisconsin without giving effect to the principles of conflicts of laws thereof. This Authorized User Agreement (including the Attachments) and the State Agreement for High Capacity Voice Trunking Services contain the entire agreement between the parties with respect to its subject matter and supersede all prior understandings or oral or written agreements relating to such subject matter. In addition, this Authorized User Agreement may only be amended by a writing executed by a duly authorized representative of each party hereto.

AUTHORIZED USER (by its authorized representative)

AT&T CORP. (by its authorized representative)

By: _____

By: _____

Typed or
Printed Name: _____

Typed or
Printed Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

CONFIDENTIAL INFORMATION

This agreement is for use by authorized employees of the parties hereto only and is not for general distribution within or outside their companies.

**Orion Communications Local Service Analysis
Winnebago County**

Sheriff

Current Environment:		ISDN PRI (3)	
Service Description	Qty	Unit	Cost Extended
ACCOUNT: 920 R09-2065 701			
ISDN PRI	1	\$200.00	\$200.00
T-1 Transport	1	\$100.10	\$100.10
Unlimited Local	1	\$77.60	\$77.60
Caller ID w/Name	1	\$10.00	\$10.00
DID Numbers	612	\$0.10	\$61.20
Add'l Listings	24	\$6.00	\$144.00
CL Long Distance	5,913.9	\$0.0302	\$178.41
Circuit Sub Total			\$771.31
ACCOUNT: 920 R10-0339 719			
ISDN PRI	1	\$200.00	\$200.00
T-1 Transport	1	\$100.10	\$100.10
Unlimited Local	1	\$77.60	\$77.60
Caller ID w/Name		\$10.00	
DID Numbers	20	\$0.15	\$3.00
Circuit Sub Total			\$380.70
Site Total			\$1,152.01

Proposed Environment:		IP Flex Reach @ 10 Mbps	
Service Description	Qty	Unit	Cost Extended
IP Flex Reach			
Local Access	1	\$401.41	\$401.41
Managed Port @ 5.0 Mbps	1	\$142.00	\$142.00
Call Paths	23	\$10.50	\$241.50
Includes			
Unlimited Caller ID w/Name			
DID Numbers	632		
Long Distance Bundle	6,900.0		
LD Overage		\$0.0190	
Add'l Listings	28	\$6.00	\$168.00
Enhanced Features	23		
Site Total			\$952.91

Orion Communications Local Service Analysis Winnebago County

County Admin Building

Current Environment:		ISDN PRI	
Service Description	Qty	Unit	Cost
			Extended
ACCOUNT: 920 R09-1228 689			
ISDN PRI	1	\$200.00	\$200.00
T-1 Transport	1	\$100.10	\$100.10
Unlimited Local	1	\$77.60	\$77.60
Caller ID w/Name	1	\$10.00	\$10.00
DID Numbers	510	\$0.10	\$51.00
911 Charges	1	\$0.16	\$0.16
Add'l Listings	37	\$6.00	\$222.00
CL Long Distance	12,428.1	\$0.0301	\$374.20
Site Total			\$1,035.06

Proposed Environment:		IP Flex Reach @ 10 Mbps	
Service Description	Qty	Unit	Cost
			Extended
IP Flex Reach			
Local Access	1	\$401.41	\$401.41
Managed Port @ 5.0 Mbps	1	\$142.00	\$142.00
Call Paths	23	\$10.50	\$241.50
Includes			
Unlimited Caller ID w/Name			
DID Numbers	510		
Long Distance Bundle	6,900.0		
LD Overage	5,528.1	\$0.0190	\$105.03
Add'l Listings	37	\$6.00	\$222.00
Enhanced Features	23		
Site Total			\$1,111.94

Courthouse

Current Environment:		ISDN PRI	
Service Description	Qty	Unit	Cost
			Extended
ACCOUNT: 920 R09-2063 695			
ISDN PRI	1	\$200.00	\$200.00
T-1 Transport	1	\$100.10	\$100.10
Unlimited Local	1	\$77.60	\$77.60
Caller ID w/Name	1	\$10.00	\$10.00
DID Numbers	350	\$0.10	\$35.00
Add'l Listings	41	\$6.00	\$246.00
CL Long Distance	6,298.1	\$0.0302	\$190.06
Site Total			\$858.76

Proposed Environment:		IP Flex Reach @ 10 Mbps	
Service Description	Qty	Unit	Cost
			Extended
IP Flex Reach			
Local Access	1	\$401.41	\$401.41
Managed Port @ 5.0 Mbps	1	\$142.00	\$142.00
Call Paths	23	\$10.50	\$241.50
Includes			
Unlimited Caller ID w/Name			
DID Numbers	350		
Long Distance Bundle	6,900.0		
LD Overage		\$0.0190	
Add'l Listings	41	\$6.00	\$246.00
Enhanced Features	23		
Site Total			\$1,030.91

Orion Communications Local Service Analysis Winnebago County

Parkview

Current Environment:		ISDN PRI	
Service Description	Qty	Unit	Cost
			Extended
ACCOUNT: 920 R09-2088 707			
ISDN PRI	1	\$200.00	\$200.00
T-1 Transport	1	\$100.10	\$100.10
Unlimited Local	1	\$77.60	\$77.60
Caller ID w/Name	1	\$10.00	\$10.00
DID Numbers	524	\$0.10	\$52.40
Add'l Listings	11	\$6.00	\$66.00
CL Long Distance	3,113.5	\$0.0302	\$94.04
Site Total			\$600.14

Proposed Environment:		IP Flex Reach @ 10 Mbps	
Service Description	Qty	Unit	Cost
			Extended
IP Flex Reach			
Local Access	1	\$401.41	\$401.41
Managed Port @ 5.0 Mbps	1	\$142.00	\$142.00
Call Paths	23	\$10.50	\$241.50
Includes			
Unlimited Caller ID w/Name			
DID Numbers	524		
Long Distance Bundle	6,900.0		
LD Overage		\$0.0190	
Add'l Listings	11	\$6.00	\$66.00
Enhanced Features	23		
Sub Total			\$850.91

Neenah Human Resources

Current Environment:		ISDN PRI	
Service Description	Qty	Unit	Cost
			Extended
ACCOUNT: 920 R09-2149 713			
ISDN PRI	1	\$200.00	\$200.00
T-1 Transport	1	\$100.10	\$100.10
Unlimited Local	1	\$77.60	\$77.60
Caller ID w/Name	1	\$10.00	\$10.00
CLAR Protected TNs	1	\$9.00	\$9.00
DID Numbers	236	\$0.10	\$23.60
Add'l Listings	4	\$6.00	\$24.00
CL Long Distance	3,904.5	\$0.0292	\$113.95
Site Total			\$558.25

Proposed Environment:		IP Flex Reach @ 10 Mbps	
Service Description	Qty	Unit	Cost
			Extended
AT&T Toll Free			
Long Distance	3,553.3	\$0.0150	\$53.30
Total Cost			\$3,999.97

CenturyLink Toll Free			
CL Long Distance	3,553.3	\$0.0301	\$106.99
Total Cost			\$4,311.21

AT&T Toll Free			
Long Distance	3,553.3	\$0.0150	\$53.30
Total Cost			\$3,999.97

1 174-072019

2

3 **RESOLUTION: Authorize the Parks Department to Accept a ‘Meet Me at the Park’ Grant from the**
4 **National Recreation and Park Association / Walt Disney Company in the Amount of**
5 **\$30,000, and Appropriate the Funds to Purchase and Install Recreation-Based Equipment**
6

7 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

8 **WHEREAS**, the addition of several pieces of inclusive play equipment are included in the Winnebago County
9 Parks Department’s long range plans for improving the amenities offered at the Community Park’s Shelter #2; and

10 **WHEREAS**, given that there is a large amount of flat open space available on the northeast side of Shelter
11 #2, with only one swing set and a slide, it is appropriate to install inclusive play equipment at this site; and

12 **WHEREAS**, inclusive play equipment installed at this site will also allow the equipment to be serviced by the
13 same accessible path being used for the nearby outdoor fitness equipment; and

14 **WHEREAS**, having inclusive play equipment centrally located at the Shelter #2 site will complement the area
15 and will be of genuine value as it will incorporate the attributes of Universal Design standards; and

16 **WHEREAS**, by having inclusive play equipment built under Universal Design standards, Winnebago County
17 will have in place a facility capable of providing recreational opportunities to all ages and abilities for the foreseeable
18 future and provide a valuable resource for those with both physical and cognitive disabilities; and

19 **WHEREAS**, the Winnebago County Parks Department received a ‘Meet Me at the Park’ grant from the
20 National Recreation and Park Association / Walt Disney Company that can be used to purchase and install
21 recreation-based equipment within the confines of the Community Parks’ The Natural Way; and

22 **WHEREAS**, accepting the additional funding and purchasing this equipment would be beneficial to the
23 residents of Winnebago County.

24

25 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
26 authorizes the Winnebago County Parks Department to accept a ‘Meet Me at the Park’ grant from the National
27 Recreation and Park Association / Walt Disney Company in the amount of \$30,000, and appropriate the funds to
28 purchase and install recreation-based equipment.

29

30 **Fiscal Impact:** No fiscal impact. The grant funds will cover the purchase and installation.

31

32 Respectfully submitted by:

33 **PARKS & RECREATION COMMITTEE**

34 Committee Vote: **5-0**

35 Respectfully submitted by:

36 **PERSONNEL & FINANCE COMMITTEE**

37 Committee Vote: **5-0**

38 Vote Required for Passage: **Two-Thirds of Membership**

39

40 Approved by the Winnebago County Executive this ____ day of _____, 2019.

41

42

43

44

Mark L Harris
Winnebago County Executive

1 175-072019

2
3
4
5
6
7

RESOLUTION: Authorize the Winnebago County Facilities and Property Management Department to Demolish the Williams Building at a Cost of \$100,000 to be Funded by the Undesignated General Fund Balance

8 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

9 **WHEREAS**, the Winnebago County Facilities and Property Management Department has identified the
10 structure located at 504 Algoma Boulevard, commonly referred to as the “Williams Building,” to be surplus space and
11 not needed for current County space needs; and

12 **WHEREAS**, the Williams Building would require over \$250,000 in repairs, including masonry work, a new
13 roof, and new windows; and

14 **WHEREAS**, alternatives for selling or relocating the building were investigated and are not viable; and

15 **WHEREAS**, the Winnebago County Courthouse parking lot is not in compliance with green buffer space and
16 storm water requirements, and with the demolition of the Williams Building together with the reconstruction of the
17 parking lot, these non-compliances can be remedied to conform with current Zoning Ordinances and provide needed
18 additional parking spaces; and

19 **WHEREAS**, the remaining option is to raze the building.

20
21 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
22 authorizes the Winnebago County Facilities and Property Management Department to demolish the property known
23 as the Williams Building, located at 504 Algoma Boulevard, at a cost of \$100,000 to be funded by the Undesignated
24 General Fund balance.

25
26 **Fiscal Impact:** This will decrease the Winnebago County Undesignated General Fund Balance by \$100,000.

27
28
29

Respectfully submitted by:
FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

30 Committee Vote: **4-0**

31
32
33

Respectfully submitted by:
PERSONNEL AND FINANCE COMMITTEE

34 Committee Vote: **5-0**

35 Vote Required for Passage: **Two-Thirds of Membership**

36
37

Approved by the Winnebago County Executive this ____ day of _____, 2019.

38
39
40
41

Mark L Harris
Winnebago County Executive

1 176-072019

2

3 **RESOLUTION: Authorize the Transfer of \$39,500 from the Winnebago County Reserve**
4 **Contingency Account to the Winnebago County UW-Extension’s Maintenance**
5 **Grounds Account to Build New Community Gardens on the Winnebago County**
6 **Parks Department’s Land Located at 770 East County Road Y**
7

8 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

9 **WHEREAS**, the Winnebago County UW-Extension has been operating a community garden on Sherman
10 Road for the past 11 years; and

11 **WHEREAS**, the Sherman Road property is leased from the Wisconsin Department of Natural Resources,
12 which is discontinuing the lease at the end of the 2019 growing season; and

13 **WHEREAS**, in April 2019 the Winnebago County Parks Department purchased a 20-acre parcel of land
14 located at 770 East County Road Y and has agreed to allocate a field that is approximately 3 acres in size for
15 development of a new community garden site; and

16 **WHEREAS**, the Winnebago County UW-Extension is working with the Winnebago County Highway
17 Department to implement improvements to the site for the new community gardens to open in Spring 2020.

18
19 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
20 authorizes the transfer of \$39,500 from the Winnebago County Reserve Contingency Account to the Winnebago
21 County UW-Extension’s Maintenance Grounds Account to develop a new community garden on the Winnebago
22 County Parks Department’s land located at 770 East County Road Y.

23
24 **Fiscal Impact:** This will decrease the Winnebago County Reserve Contingency Account by \$39,500.
25

26 Respectfully submitted by:
27 **UNIVERSITY OF WISCONSIN**
28 **EDUCATION, EXTENSION, AND AGRICULTURE COMMITTEE**

29 Committee Vote: **3-0**

30 Respectfully submitted by:
31 **PERSONNEL AND FINANCE COMMITTEE**

32 Committee Vote: **5-0**

33 Vote Required for Passage: **Two-Thirds of Membership**

34

35 Approved by the Winnebago County Executive this ____ day of _____, 2019.

36

37 _____
38 Mark L Harris
39 Winnebago County Executive

2 **RESOLUTION: Advocate the State Legislature to Expand Medicaid in Wisconsin**

3
4
5

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

6 **WHEREAS**, Medicaid Expansion would increase the Medicaid-eligible income level up to 138% of the
7 federal poverty rate; and

8 **WHEREAS**, for newly-eligible individuals (individuals who did not qualify for full Medicaid coverage prior to
9 December 1, 2009), the federal government funds 90% of benefit costs in the calendar year 2020 and subsequent
10 years; and

11 **WHEREAS**, between 2010 and 2015, the Affordable Care Act resulted in health insurance being provided to
12 212,000 additional individuals in Wisconsin; and

13 **WHEREAS**, according to the Wisconsin Department of Health Services, 1,182,681 Wisconsin residents are
14 enrolled in Medicaid, including 25,995 Winnebago County residents; and

15 **WHEREAS**, according to previous Wisconsin County budgets, many budget increases in county
16 departments were the result of rising health care costs; and

17 **WHEREAS**, Governor Tony Evers has included expanding Medicaid in his biennial budget; and

18 **WHEREAS**, expanding Medicaid could lead to approximately \$104 million in new investments in Winnebago
19 County; and

20 **WHEREAS**, these investments could lead to new initiatives to improve health care access and quality for all
21 Winnebago County residents; and

22 **WHEREAS**, the State Legislature has voted against expanding Medicaid.

23
24

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby
25 advocates expanding Medicaid in Wisconsin and investing those federal funds in Winnebago County.

26
27

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the
28 Winnebago County Clerk to forward a copy of this Resolution to the Office of the Governor for the State of
29 Wisconsin, Wisconsin Counties Association, and all state senators and assembly members representing Winnebago
30 County constituents.

31
32

Respectfully submitted by:

33

LEGISLATIVE COMMITTEE

34 Committee Vote: **10-2**

35 Vote Required for Passage: **Three-Fourths of Those Members Present**

36
37

Approved by the Winnebago County Executive this ____ day of _____, 2019.

38
39

40 _____
41 Mark L Harris
Winnebago County Executive



Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873
Email: fiscal.bureau@legis.wisconsin.gov • Website: <http://legis.wisconsin.gov/lfb>

April 3, 2017

TO: Representative Peter Barca
Room 201 West, State Capitol

FROM: Jon Dyck, Supervising Analyst

SUBJECT: Fiscal Effect of Full Medicaid Expansion -- April, 2014 through the 2017-19 Biennium

At your request, this memorandum provides an estimate of the state fiscal effect of the state's decision to adopt a partial expansion of Medicaid eligibility for low-income adults in 2014, relative to a "full expansion" scenario under provisions of the federal Affordable Care Act (ACA). For the purposes of this estimate, the period examined is the 2013-15 and 2015-17 biennia, plus the continuing impact through the end of the 2017-19 biennium. The beginning date for the full expansion scenario is assumed to be April 1, 2014, the date that the state's partial expansion took effect.

BACKGROUND

The ACA made multiple changes to the private insurance market in the United States and to state Medicaid programs. As passed in 2010, the ACA would have required state Medicaid programs to cover all adults under the age of 65, in households with income up to 133% of the federal poverty level (FPL), beginning January 1, 2014.* The ACA also provides enhanced federal matching funds for services provided to any "newly-eligible" group that did not qualify for full Medicaid coverage prior to December 1, 2009. For newly-eligible individuals, the federal government funds 100% of benefit costs in calendar years 2015 and 2016, 95% in 2017, 94% in 2018, 93% in 2019, and 90% in 2020 and subsequent years. In Wisconsin, the percentage of most Medicaid benefit costs paid by the federal government (the federal medical assistance percentage, or FMAP) has been approximately 58% to 59% in the past few years.

The requirement that states expand Medicaid eligibility standards was one subject of the U.S. Supreme Court decision in *National Federation of Independent Business et al v. Sebelius*. The Court found the mandatory expansion of Medicaid coverage unconstitutional. As a result, each

* For the purposes of determining Medicaid eligibility under the ACA, household income equals modified adjusted gross income, plus an income disregard equal to 5% of the FPL, effectively setting the income standard for a full expansion at 138% of the FPL.

state may decide whether to expand its Medicaid program to the levels described in the ACA, and claim the enhanced federal matching funds for services provided to newly-eligible individuals.

Medicaid income eligibility standards for nonelderly, nondisabled adults vary widely among states. In Wisconsin, prior to the 2013-15 biennial budget, parents and caretaker relatives (referred to in this memorandum collectively as "parents") with household income under 200% of the FPL qualified for full BadgerCare Plus coverage, while adults without dependent children ("childless adults") did not qualify for Medicaid coverage (with limited exceptions). For that reason, under a full Medicaid expansion, services provided to parents in Wisconsin would be funded with the standard FMAP of approximately 58% to 59%, and services for childless adults would be funded with the enhanced FMAP for newly-eligible individuals.

The Legislature considered the issue of Medicaid eligibility standards for nondisabled, non-elderly adults as part of the 2013-15 biennial budget and subsequent legislation, and adopted the Governor's recommendations to establish the standard at 100% of the FPL, effective April 1, 2014. This reduced the eligibility standard for parents from 200% to 100% of the FPL, while providing eligibility for all childless adults with income up to 100% of the FPL. This policy is commonly referred to as a "partial expansion" of the Medicaid program, since the income eligibility level was set at a level lower than specified in the ACA. The enhanced FMAP for newly-eligible populations is only available to states that implement a full expansion, so the standard FMAP applies to the cost of most services provided to childless adults enrolled in BadgerCare Plus.

Full Expansion on April 1, 2014

Under a partial expansion scenario, the costs that the state has incurred (and will incur in the future) for coverage of childless adults with household income up to 100% of the FPL have been eligible for federal matching funds at the standard FMAP of approximately 58% to 59%. With full expansion, these costs would have been eligible for the enhanced ACA federal matching rate in the 2013-15 and 2015-17 biennia (100% in calendar years 2014, 2015, and 2016 and 95% in calendar year 2017), and would continue to be eligible for enhanced matching rates in the 2017-19 biennium (94% in 2018 and 93% in 2019). Consequently, because of the higher FMAP, the state could have realized state GPR savings by replacing GPR funds with federal funds if it had adopted the full expansion.

These GPR savings are partially offset by the additional state costs arising from two sources. First, in order to qualify for the ACA enhanced matching rate under the full expansion scenario, the state would have been required to establish the income eligibility threshold for parents at 133% of the FPL, rather than the current threshold of 100% of the FPL. Since parents are not considered a "newly-eligible" group under the ACA, the costs associated with covering parents between 100% of the FPL and 133% of the FPL would be subject to the standard FMAP rather than the enhanced FMAP, and the state's share of the expanded coverage for parents would be an additional GPR cost. Second, beginning in 2017, the enhanced federal match declines, requiring the state to pay a portion of the cost of the coverage for the childless adult group. In calendar year 2017, the state share would be 5% and would increase annually thereafter until reaching 10% in 2020. Because the savings associated with replacing the standard FMAP with an enhanced ACA FMAP for currently-eligible childless adults is much larger than these additional costs, the state would realize

net GPR savings by accepting the full expansion. [Given the magnitude of the childless adult savings, the state would also continue to realize savings into the future, even after the enhanced FMAP reaches 90%.]

The following table provides the estimated net fiscal effect of a full expansion in the 2013-15, 2015-17, and 2017-19 fiscal biennia, if the expansion had occurred on April 1, 2014 (the effective date of the partial expansion). As shown in the final column, over the three biennia (slightly more than five years of full implementation), GPR expenditures would be an estimated \$1,070.4 million higher under partial expansion than they would be under the full expansion scenario, while federal expenditures would be \$2,778.9 million higher under the full expansion scenario than under partial expansion.

Comparison of Current Law and Full Expansion on April 1, 2014
Non-pregnant, Non-disabled Adult Benefit Costs
(\$ in Millions)

	<u>2013-15*</u>	<u>2015-17</u>	<u>2017-19</u>	<u>Total</u>
GPR				
Current Law	\$617.1	\$1,069.0	\$1,143.6	\$2,829.7
Full Expansion	<u>368.3</u>	<u>627.7</u>	<u>763.3</u>	<u>1,759.3</u>
Difference	-\$248.8	-\$441.3	-\$380.3	-\$1,070.4
FED				
Current Law	\$872.1	\$1,497.1	\$1,634.4	\$4,003.6
Full Expansion	<u>1,493.3</u>	<u>2,580.0</u>	<u>2,709.2</u>	<u>6,782.5</u>
Difference	\$621.2	\$1,082.9	\$1,074.8	\$2,778.9
All Funds				
Current Law	\$1,489.2	\$2,566.1	\$2,778.0	\$6,833.3
Full Expansion	<u>1,861.6</u>	<u>3,207.7</u>	<u>3,472.5</u>	<u>8,541.8</u>
Difference	\$372.4	\$641.6	\$694.5	\$1,708.5

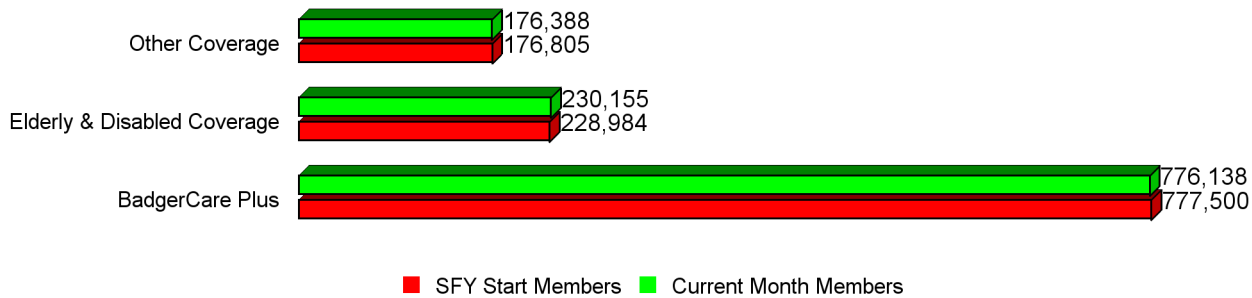
*Under this scenario, the full expansion would have occurred in April, 2014, so FY 2013-14 only includes expenditures made for BadgerCare adults in April, May, and June of 2014.

The fiscal estimates shown for the 2017-19 biennium are based on the baseline assumptions for medical assistance enrollment and costs included in the Governor's budget. In the coming weeks, this office will review the administration's enrollment and cost assumptions, and will develop a reestimate of the baseline program costs, if warranted. As the baseline estimate changes, the fiscal effect of the full expansion scenario would also change. Consequently, the fiscal estimate shown for the 2015-17 biennium should be considered preliminary.

I hope that this information is helpful. Please contact me with any further questions.

JD/sas

Current Month Health Care Enrollment At A Glance



Category	Jun-2019		
	Current Month Members	% Change since Start of SFY	% Change from Last Month
Children	398,176	-5.7 %	-1.0 %
Parents/Caretakers	131,604	-4.5 %	-0.4 %
Pregnant Women	18,088	-4.3 %	-0.1 %
Youths Exiting	928	3.5 %	0.2 %
Income Extensions	78,480	60.4 %	5.5 %
Express Enroll-Children	118	-6.3 %	-9.2 %
Express Enroll-PW	139	-4.1 %	20.9 %
Childless Adults	148,605	0.2 %	0.2 %
BadgerCare Plus	776,138	-0.2 %	0.0 %
SSI	112,729	-1.0 %	0.0 %
SSI-Related	19,764	-0.3 %	0.7 %
Institutionalized	13,737	-5.4 %	-0.6 %
Waiver	45,109	2.8 %	-0.1 %
MAPP	32,858	4.4 %	0.4 %
Katie Beckett Program	5,958	11.1 %	1.3 %
Elderly & Disabled Coverage	230,155	0.5 %	0.1 %
SeniorCare	93,750	0.7 %	0.1 %
TB-Related	113	-6.6 %	2.7 %
Medicare Beneficiaries	21,440	0.6 %	0.1 %
Well Woman MA	520	-5.6 %	0.6 %
Foster Care	9,704	-3.5 %	-0.6 %
Subsidized Adoption	9,665	0.8 %	0.3 %
Miscellaneous	2,114	12.5 %	1.7 %
Family Planning Only Services	39,082	-2.8 %	-1.0 %
Other Coverage	176,388	-0.2 %	-0.1 %
** Grand Total	1,182,681	-0.1 %	0.0 %

Note: HCTC program ended 12/31/2013. BadgerCare Plus Basic ended 03/31/2014.

1998	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
SSI-related	109	112	117	110	118	118	112	117	126	123	119	113
Elderly & Disabled Coverage Total	727	731	747	733	737	737	722	721	729	721	717	712
Medicare Beneficiaries	9	11	13	17	17	16	15	16	16	17	17	23
Foster Care	15	12	14	14	14	20	20	18	16	18	18	18
Miscellaneous							6	10	8	5	1	1
TB-Related				1	1	1	2	2	3	3	3	2
Other Coverage Total	24	23	27	32	32	37	43	46	43	43	39	44
AFDC	259	283	283	287	326	402	426	395	394	400	373	371
Healthy Start	499	475	469	449	467	525	538	529	525	525	503	493
Family Coverage Total	758	758	752	736	793	927	964	924	919	925	876	864
Total Coverage	1,509	1,512	1,526	1,501	1,562	1,701	1,729	1,691	1,691	1,689	1,632	1,620

County or Tribe: Winnebago

2019	JAN	FEB	MAR	APR	MAY	JUN
SSI	2,656	2,649	2,663	2,650	2,657	2,666
SSI-Related	490	497	494	490	487	503
Institutionalized	376	376	365	368	388	388
Waiver	1,014	1,007	1,012	995	1,005	997
MAPP	854	856	861	856	876	869
Katie Beckett Program	9	10	10	10	10	10
Elderly & Disabled Coverage Total	5,399	5,395	5,405	5,369	5,423	5,433
Medicare Beneficiaries	585	602	604	614	584	594
Well Woman MA	11	11	10	10	10	11

2019	JAN	FEB	MAR	APR	MAY	JUN
Foster Care	134	141	139	141	155	159
Subsidized Adoption	2	2	2	1	1	1
Miscellaneous	22	23	24	26	21	22
Family Planning Only Services	948	939	931	926	924	909
Other Coverage Total	1,702	1,718	1,710	1,718	1,695	1,696
Childless Adults	3,214	3,216	3,216	3,190	3,167	3,137
Children	10,094	10,068	9,999	9,910	9,842	9,706
Income Extensions	1,654	1,775	1,906	2,019	2,058	2,199
Parents/Caretakers	3,369	3,395	3,378	3,387	3,359	3,319
Pregnant Women	485	489	478	483	485	479
Youths Exiting	30	29	29	25	27	26
BadgerCare Plus Total	18,846	18,972	19,006	19,014	18,938	18,866
Total Coverage	25,947	26,085	26,121	26,101	26,056	25,995

2018	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
SSI	2,600	2,617	2,610	2,605	2,624	2,626	2,626	2,653	2,648	2,663	2,655	2,654
SSI-Related	475	496	490	486	500	511	517	495	481	485	492	487
Institutionalized	375	384	385	384	385	378	365	366	378	377	379	373
Waiver	977	978	980	984	997	1,007	1,016	1,014	1,018	1,021	1,022	1,025
MAPP	835	830	850	843	829	839	839	846	848	849	846	850
Katie Beckett Program	8	8	8	7	7	7	7	7	7	8	9	9
Elderly & Disabled Coverage Total	5,270	5,313	5,323	5,309	5,342	5,368	5,370	5,381	5,380	5,403	5,403	5,398
Medicare Beneficiaries	556	552	556	563	560	569	560	583	584	575	587	597
Well Woman MA	16	17	16	15	15	15	13	13	12	11	10	10
Foster Care	160	166	139	137	148	156	158	158	157	152	142	135

ACA Implementation—Monitoring and Tracking

Who Gained Health Insurance Coverage Under the ACA, and Where Do They Live?

December 2016

Bowen Garrett and Anuj Gangopadhyaya


Robert Wood Johnson
Foundation


URBAN
INSTITUTE

State	2015 population	2015 uninsured rate	2010 uninsured rate	2010 adjusted uninsured rate	Adjusted gain in coverage	Percentage change in uninsured
National total	273,704,000	11.2%	18.0%	18.2%	19,150,000	-38.4%
Expansion states						
Oregon	3,368,000	8.5%	20.0%	19.9%	387,000	-57.6%
Pennsylvania	10,619,000	8.0%	12.4%	12.5%	481,000	-36.2%
Rhode Island	887,000	6.1%	14.0%	14.6%	75,000	-58.2%
Vermont	517,000	5.0%	9.2%	9.1%	21,000	-44.6%
Washington	6,137,000	7.6%	16.1%	16.3%	531,000	-53.2%
West Virginia	1,508,000	7.3%	17.7%	17.6%	155,000	-58.6%
Expansion total	163,426,000	8.7%	16.1%	16.3%	12,266,000	-45.2%
Non-expansion states						
Alabama	4,094,000	12.7%	17.4%	17.3%	188,000	-26.5%
Florida	16,329,000	16.8%	26.0%	26.3%	1,539,000	-35.9%
Georgia	8,920,000	16.4%	22.6%	22.7%	554,000	-27.4%
Idaho	1,414,000	13.6%	20.7%	21.0%	104,000	-35.1%
Kansas	2,486,000	11.1%	16.0%	16.4%	132,000	-32.4%
Louisiana	4,017,000	14.9%	21.0%	20.9%	243,000	-28.9%
Maine	1,077,000	10.6%	12.6%	12.6%	22,000	-15.9%
Mississippi	2,551,000	15.6%	21.4%	21.4%	147,000	-27.0%
Missouri	5,132,000	11.7%	15.7%	15.7%	202,000	-25.2%
Montana	854,000	14.2%	19.8%	20.4%	54,000	-30.7%
Nebraska	1,616,000	9.2%	13.5%	13.6%	72,000	-32.4%
North Carolina	8,528,000	13.3%	19.3%	19.2%	509,000	-31.0%
Oklahoma	3,336,000	17.0%	22.4%	22.5%	181,000	-24.2%
South Carolina	4,102,000	13.2%	20.4%	20.4%	293,000	-35.1%
South Dakota	724,000	13.7%	14.0%	14.7%	7,000	-6.8%
Tennessee	5,587,000	12.4%	16.9%	16.9%	251,000	-26.7%
Texas	24,249,000	19.6%	26.7%	26.8%	1,749,000	-26.9%
Utah	2,688,000	12.0%	17.1%	17.2%	140,000	-30.2%
Virginia	7,198,000	10.9%	14.4%	14.5%	263,000	-25.1%
Wisconsin	4,871,000	7.1%	11.4%	11.4%	212,000	-38.2%
Wyoming	503,000	12.2%	16.5%	16.8%	23,000	-27.4%
Non-expansion states total	110,276,000	14.9%	21.1%	21.2%	6,885,000	-29.3%

Source: Urban Institute analysis of American Community Survey data (IPUMS-USA, University of Minnesota, www.ipums.org) for 2010 and 2015.

Notes: The adjusted uninsured rate adjusts the 2010 uninsured rate to reflect the demographic and geographic composition of the 2015 population. The adjusted gain in coverage is calculated as the 2015 population multiplied by the difference between the 2015 uninsured rate and the 2010 adjusted uninsured rate; it measures the difference between the number of uninsured in 2015 and the estimated number who would have been uninsured in 2015 if coverage rates for each demographic group had remained at their 2010 levels. States classified as expansion states are those that had expanded Medicaid by December 31, 2015, including Alaska. Louisiana and Montana did not expand Medicaid until 2016.

Supporting Winnebago County

Medicaid expansion is the lever that Wisconsin pulls to infuse new federal dollars into the rest of our health care system, with the aim of improving the health and well-being of every citizen. Medicaid is a critical part of our health care system. In Wisconsin, 1.1 million residents rely on Medicaid for high-quality health care. The budget expands Medicaid to cover childless adults, parents, and caretakers with incomes up to 138% of the federal poverty level, which is about \$17,000 per year for a single person. This expansion will enable an estimated 82,000 additional individuals to access affordable health care.

Medicaid expansion will also allow the state to draw down new federal funds and save Wisconsin taxpayers \$324.5 million. The budget proposes to reinvest these savings into new initiatives to improve health care access and quality for all Winnebago County residents, not just those enrolled in Medicaid. The expansion plus the new initiatives will enable us to draw down a total of \$1.6 billion in new federal funding. When we combine these new initiatives with all other investments for Department of Health Services programs—from both the state and federal government—the budget provides a total of \$2.6 billion in new funding. Of this, \$2.4 billion will be invested in Wisconsin communities, including \$104 million in Winnebago County.

\$104 million of new investments in Winnebago County

- ◆ \$18.1 million Expanding Medicaid to an estimated 2,010 Winnebago County residents
- ◆ \$971,000 Expanding access to behavioral health, including crisis intervention and telehealth services
- ◆ \$1.3 million Preventing childhood lead poisoning through lead abatement and supporting children with lead poisoning through the Birth to 3 Program
- ◆ \$991,000 Improving access to dental services by increasing payments to dental providers, including those who serve people with disabilities, and expanding the Seal-A-Smile program
- ◆ \$1.9 million Enhancing Medicaid benefits and services, including support for the new community health benefit and postpartum coverage for new mothers
- ◆ \$1.5 million Increasing funding for physicians
- ◆ \$11.2 million Increasing hospital funding
- ◆ \$1.7 million Increasing funding for providers in long-term care programs and services—including Family Care IRIS, and nursing homes—and boosting personal care worker wages
- ◆ \$17.7 million Increasing funding for current Medicaid, BadgerCare Plus, SeniorCare, and FoodShare Employment and Training program members, and permanently ending the waitlist to serve all eligible children in the Children's Long-Term Support Waiver Program
- ◆ \$48.5 million Supporting DHS 24/7 direct care and treatment facilities
- ◆ \$150,000 Supporting the Mental Health Consultation program, conditional and supervised release, and the Dispatcher Assisted Cardiopulmonary Resuscitation program

2 **RESOLUTION: Authorize the Dissolution of Lakeland Care District Pursuant to §46.2895(13), Wis Stats**

3
4

5 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

6 **WHEREAS**, Lakeland Care District (LCD) is a long-term care district formed by Fond du Lac, Manitowoc,
7 and Winnebago Counties by resolution pursuant to §46.2895, Wis Stats, for the purposes of delivering family care
8 services as a managed care organization (MCO) under the State of Wisconsin’s Family Care Program; and

9 **WHEREAS**, 2015 Wisconsin Act 215 amended §46.2895, Wis Stats, to allow a long-term care district such
10 as LCD to organize a nonstock corporation under §181, Wis Stats, and transfer all assets, liabilities, contracts,
11 permits, and certifications that are currently held by a long-term care district to a newly-formed nonstock corporation
12 subject to the approval of the Department of Health Services (DHS) and Office of Commissioner of Insurance (OCI);
13 and

14 **WHEREAS**, in July 2016, LCD’s Board of Directors adopted a resolution indicating its intent to organize a
15 nonstock corporation and transfer all assets, liabilities, contracts, permits, and certifications that were currently held
16 by LCD to a newly-formed nonstock corporation; and

17 **WHEREAS**, the nonstock corporation, Lakeland Care Inc (LCI) was created in August 2016 to succeed LCD
18 following approval from DHS and OCI; and

19 **WHEREAS**, in November 2016, DHS and OCI approved the transfer of all assets, liabilities, contracts,
20 permits, and certifications of LCD to LCI and certified the corporation as an MCO effective January 1, 2017; and

21 **WHEREAS**, as of January 1, 2017, LCD has no continuing business operations and undertakes no activities
22 related to the purpose for which it was formed, which was to contract with DHS for the provision of family care
23 services; and

24 **WHEREAS**, the final step of winding down LCD’s operations is the dissolution of the district, which requires
25 joint action by LCD’s Board and the county boards that formed the district pursuant to §46.2895(13), Wis Stats; and

26 **WHEREAS**, this Resolution is intended to act as Winnebago County’s official action authorizing the
27 dissolution of LCD; and

28 **WHEREAS**, the dissolution of LCD will have no impact on the operations of LCI and will not otherwise
29 impact, financially or otherwise, the operations of Winnebago County; and

30 **WHEREAS**, the Secretary of DHS may rely on this Resolution as action on the part of Winnebago County
31 authorizing dissolution of LCD.

32 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
33 authorizes the dissolution of Lakeland Care District pursuant to §46.2895(13), Wis Stats.

34
35

Respectfully submitted by:

36 Committee Vote: _____

LARRY LAUTENSCHLAGER, District 19

37 Vote Required for Passage: **Majority of Those Present**

38

39 Approved by the Winnebago County Executive this _____ day of _____, 2019.

40
41
42
43

Mark L Harris
Winnebago County Executive

1 179-072019

2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42

ORDINANCE: Create Section 7.16 of the General Code of Winnebago County: All-Terrain Vehicle/Utility Terrain Vehicle Routes and Regulations

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Winnebago County Highway Committee has determined that the public interest is best served by allowing ATV/UTV use to utilize the County Highway system from 6:00 a.m. to 10:00 p.m. beginning May 1 and ending October 31 of the calendar year; and

WHEREAS, the Winnebago County Board supports recreational opportunities in Winnebago County; and

WHEREAS, §23.33, Wis Stats, authorizes Winnebago County to adopt an ordinance allowing ATV/UTV use on the county highway system.

NOW, THEREFORE, THE WINNEBAGO COUNTY BOARD OF SUPERVISORES DOES ORDAIN AS FOLLOWS: Section 7.16 of the General Code of Winnebago County is hereby adopted and shall read as follows:

7.16 ALL-TERRAIN VEHICLE/UTILITY TERRAIN VEHICLE ROUTES AND REGULATIONS

(1) The Winnebago County Board of Supervisors adopts the following All-Terrain Vehicle/Utility Terrain Vehicle (“ATV/UTV”) Routes and Regulations Ordinance for the operation of all-terrain vehicle/utility terrain vehicles upon Winnebago County roadways as listed in Section 4, below.

(2) **PURPOSE & INTENT:** Following due consideration of the recreational value to connect trail opportunities and weighted against possible dangers, public health, liability aspects, terrain involved and traffic density, these routes have been created.

(3) **AUTHORITY:** The provisions of this Ordinance are adopted by the Winnebago County Board of Supervisors pursuant to the authority granted in §23.33(8)(b), Wis Stats. The applicable provisions of §23.33, Wis Stats, regulating ATV/UTV operations pursuant to routes are adopted.

(4) **ROUTES:** The following roads are designated as routes:

- (a) CTH A
- (b) CTH AH
- (c) CTH AP
- (d) CTH B
- (e) CTH BB (Border Highway w/Outagamie County)
- (f) CTH C
- (g) CTH CB
- (h) CTH D
- (i) CTH E
- (j) CTH F
- (k) CTH FF (Portion is border highway with Fond du Lac County)
- (l) CTH G
- (m) CTH GG
- (n) CTH H
- (o) CTH HH

- 43 (p) CTH I
- 44 (q) CTH II
- 45 (r) CTH J
- 46 (s) CTH JJ
- 47 (t) CTH K
- 48 (u) CTH M
- 49 (v) CTH M
- 50 (w) CTH N
- 51 (x) CTH O
- 52 (y) CTH P
- 53 (z) CTH R
- 54 (aa) CTH S
- 55 (bb) CTH T
- 56 (cc) CTH V
- 57 (dd) CTH Z

58 (5) **CONDITIONS:** As a condition for the use of this route, the following conditions shall apply to all operators
59 (and passengers where applicable):

- 60 (a) All ATV/UTV operators shall observe posted roadway speed limits.
- 61 (b) All ATV/UTV operators shall ride single file.
- 62 (c) All ATV/UTV operators shall slow the vehicle to 10 mph or less when operating within 150 feet of a
63 dwelling.
- 64 (d) Routes must be signed in accordance with NR 64.12 and NR 64.12(7)c, Wisconsin Administrative
65 Code.

66 (6) **ENFORCEMENT:** This Ordinance shall be enforced by any law enforcement officer authorized to enforce
67 the laws of the State of Wisconsin.

68 (7) **PENALTIES:** All-Terrain Vehicle / Utility Terrain Vehicle penalties for the State of Wisconsin, as found in
69 §23.33(13)(a), Wis Stats, are adopted and incorporated herein by reference.

70 (8) **SEVERABILITY:** The provision of this Ordinance shall be deemed severable and it is expressly declared
71 that Winnebago County would have passed the other provisions of this Ordinance regardless of whether or not one
72 or more provisions may be declared invalid. If any provision of this Ordinance or the application to any individual or
73 circumstance is held invalid, the remainder of the Ordinance and the application of such provisions to other
74 individual circumstances shall not be deemed affected.

75 (9) **EFFECTIVE DATE:** This Ordinance becomes effective as of the date following the date of its publication.

76 Respectfully submitted by:

77 **HIGHWAY COMMITTEE**

78 Committee Vote: **3-0**

79 Vote Required for Passage: **Majority of Those Present**

80

81 Approved by the Winnebago County Executive this ____ day of _____, 2019.

82

83

84
85
86

Mark L Harris
Winnebago County Executive