

**WINNEBAGO COUNTY BOARD OF SUPERVISORS
TUESDAY, OCTOBER 20, 2015**

There will be an Adjourned Meeting of the Winnebago County Board of Supervisors on Tuesday, October 20, 2015, 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.***

- Communications, petitions, etc.
 - Notice of Claim – AT&T for damage to an aerial telephone cable
 - Notice of Claim – Jazmyn Flowers for lost personal item at the county jail
 - Zoning Petitions:
 - No. 1 – David L. Kozlowski, Town of Omro; tax parcel no. 016-0683-00; rezone to A-2
 - No. 2 – LeRoy Schoenauer, Town of Algoma; tax parcel nos. 002-0236-01 & 002-0236-03; rezone to A-2 for Lot 1 and R-2 for Lots 3 & 4
 - No. 3 – Daniel & Jessica VanBommel, Town of Winchester; tax parcel nos. 028-0887 & 028-0886; rezone to A-2 without wetlands & flood plain
 - Resolutions from other counties:
 - Green Lake County – 12-2015, “Relating to Support of LRB 0773/2 & 1440/2 and Causing or Threatening Bodily Harm to Certain Child Welfare and Juvenile Justice Workers and Providing a Penalty”
 - Oconto County – 87-2015, “Re: Resolution to Support 2015 Senate Bill 204 (2015 Assembly Bill 284) Relating to Causing or Threatening Bodily Harm to Certain Child Welfare and Juvenile Justice Workers and Providing a Penalty”
 - St. Croix County – “Resolution No. 28 (2015) Resolution Supporting New Social Security Supplemental Security Income (SSI) Asset Limits and Implementation of the Achieving a Better Life Experience Act”
 - Trempealeau County – “Relating to Support of LRB 0773/2 & 1440/2 and Causing or Threatening Bodily Harm to Certain Child Welfare and Juvenile Justice Worker and Providing a Penalty”
- Reports from Committees, Commissions & Boards
- Approval of the proceedings from the September 1, 2015 and September 15, 2015 meetings
- County Executive's Report
- County Executive's Appointments:
 - Advocap Board of Directors – Supervisor George Egner
 - Fox Valley Work Force Development Board, Inc. – Jodie Larsen, Oshkosh Corporation; Jose Martinez, MHS Director; Larry Lautenschlager, Winnebago County Labor Council; Linda Mingus, Aurora Healthcare; Margaret Winn, Lakeside Packaging Plus; Patti Andreesen-Shaw, Oshkosh Chamber of Commerce; and Mark Westphal, Fox Valley Area Labor Council AFL-CIO
 - Grievance Review Board – Bill Wagner, 1225 Huron Court, Oshkosh
 - Menasha Library Board – Joseph Franzoi, 514 Racine Street, Menasha
- County Board Chairman's Report
- Scott Jensen, Appleton Ice, Inc. – report on the Tri-County Ice Arena
- Peter Moll, Wittman Regional Airport Director – Airport and OMNI Associates Terminal/Administration Building/Aviation Business Center update

ZONING REPORTS & ORDINANCES

Report No. 001 – Fox Valley Huntsmens & Fishermens Club; Town of Omro

Amendatory Ordinance No.10/01/15 – Rezoning to A-2 for tax parcel no. 016-0540-01

Report No. 002 – Regis, Blank, Thomas L. Blank, Barbara J. Lakoski and Kevin F. Lakowski; Town of Winchester

Amendatory Ordinance No. 10/02/15 – Rezoning to R-2 Suburban Low Density Residential for tax parcel nos. 028-0855-09 & 028-0855-11

Report No. 03 – Planning & Zoning Committee

Amendatory Ordinance No. 10/03/15 – Text amendment to Chapter 23 of the Winnebago County Zoning Code.

Amendatory Ordinance No. 10-04-15 – Town of Rushford – revisions and recodification of the Town of Rushford zoning ordinance.

Amendatory Ordinance No. 10-05-15 – Town of BlackWolf, on behalf of Leon Luker, for rezoning of tax parcel nos. 004-0340-07 & 004-0340-08 from A-2 to R-1.

Amendatory Ordinance No 10-06-15 – Town of Black Wolf on behalf of James Zitzelsberger, for rezoning of tax parcel no. 004-0441-01-01 from R-1 to A-2.

Amendatory Ordinance No. 10-07-15 – Town of Clayton on behalf of Ted Dominowski, for rezoning of tax parcel no. 006-0653-04 from A-2 to R-2.

Amendatory Ordinance No. 10-08-15 – Town of Utica on behalf of Janet Keck, for rezoning of tax parcel no. 024-0100 from A-2 to RR.

Amendatory Ordinance No 10-09-15 – Town of Utica on behalf of the Williams Family LLC, for rezoning of tax parcel no. 024-0472-01 from A-2 to RR.

Amendatory Ordinance No. 10-10-15 – Town of Vinland on behalf of Robin Schrage, for rezoning of tax parcel no. 026-0550-05 from R-2 to R-1

RESOLUTIONS AND ORDINANCES

- RESOLUTION NO. 213-102015: Authorize the Withdrawal of Winnebago County from the State of Wisconsin Local Government Property Insurance Fund (LGPIF)
Submitted by:
PERSONNEL & FINANCE COMMITTEE
- RESOLUTION NO. 214-102015: Urge the Wisconsin Legislature to Transfer Jurisdiction of 17-Year Old Delinquent Offenders Back into the Juvenile Justice System from the Adult Correction System
Submitted by:
LEGISLATIVE COMMITTEE
- RESOLUTION NO. 215-102015: Support Award of Knowles-Nelson Stewardship Program for Acquisition of a 166 Acre Parcel in the Town of Nepeuskun by Ducks Unlimited for Conservation and Public Recreational Purposes
Submitted by:
DAVID ALBRECHT
SUPERVISOR, DISTRICT 11
- RESOLUTION NO. 216-102015: Approve Values of Tax Deeded Property
Submitted by:
PERSONNEL & FINANCE COMMITTEE
- RESOLUTION NO. 217-102015: That the Winnebago County Board of Supervisors Abandon and Convey Approximately 1.4 Acres of Remnant County Highway Right of Way on CTH D to the Abutting Property Owner in Accordance with Wisconsin State Statutes 83.08(4) and 66.1005(1) and Authorize the Appropriate County Official to Sign the Quit Claim Deed
Submitted by:
HIGHWAY COMMITTEE
- RESOLUTION NO. 218-102015: Convey a Parcel of Highway Right of Way Located Along the USH 41 Corridor to the Wisconsin Department of Transportation in Accordance with § 84.09(3)(b), Wis Stats, and Authorize the Appropriate County Official to Sign the Quit Claim Deed
Submitted by:
HIGHWAY COMMITTEE
- RESOLUTION NO. 219-102015: Authorize a Project to Relocate Departments Within the Courthouse, Oshkosh Safety Building, and Otter Avenue County Administration Building at a Cost of \$6,665,000 and Finance the Project With the Issuance of General Obligation Debt
Submitted by:
FACILITIES & PROPERTY MANAGEMENT
PERSONNEL & FINANCE COMMITTEE

- RESOLUTION NO. 220-102015: Execute Intergovernmental Agreement between Winnebago County (Wittman Regional Airport) and City of Oshkosh
Submitted by:
AVIATION COMMITTEE
- RESOLUTION NO. 221-102015: Execute Easement Agreement between Winnebago County and City of Oshkosh for Storm Water Pipeline at Wittman Regional Airport
Submitted by:
AVIATION COMMITTEE
- RESOLUTION NO. 222-102015: Authorize Execution of Airport Facilities Use Agreement Between Wittman Regional Airport and Oshkosh Corporation
Submitted by:
AVIATION COMMITTEE
- RESOLUTION NO. 223-102015: Execute Easement Agreement between Winnebago County and Wisconsin Public Service
Submitted by:
AVIATION COMMITTEE
- RESOLUTION NO. 224-102015: Execute Easement Agreement between Winnebago County and Wisconsin Public Service
Submitted by:
AVIATION COMMITTEE
- RESOLUTION NO. 225-102015: Award the Sale of \$4,150,000 General Obligation Promissory Notes
Submitted by:
PERSONNEL & FINANCE COMMITTEE

Respectfully submitted,
Susan T. Ertmer
Winnebago County Clerk

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.)

MARK L. HARRIS
County Executive

112 OTTER AVE., P. O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808



OSHKOSH (920) 232-3450
FOX CITIES (920) 727-2880
FAX (920) 232-3429

Winnebago County
Office of the County Executive

TO: Members of the Winnebago County Board
FROM: Mark L. Harris
DATE: October 20, 2015
SUBJECT: Appointment to the **ADVOCAP BOARD OF DIRECTORS**

Subject to your approval, I am hereby making the following appointment to the **ADVOCAP BOARD OF DIRECTORS**

George Egner
931 Park Ridge Ave.
Oshkosh, WI. 54901

Mr. Egner will replace Koby Schellenger whose term has expired.

This is a two (2) year term will expire April 18, 2017.

Thank you in advance for your favorable consideration of this appointment.

A handwritten signature in cursive script that reads "Mark L. Harris".

Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Advocap Board of Directors

MARK L. HARRIS
County Executive

112 OTTER AVE., P. O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808



OSHKOSH (920) 232-3450
FOX CITIES (920) 727-2880
FAX (920) 232-3429

Winnebago County
Office of the County Executive

TO: Members of the Winnebago County Board
FROM: Mark L. Harris
DATE: October 20, 2015
SUBJECT: Appointments to the **FOX VALLEY WORKFORCE
DEVELOPMENT BOARD, INC.**

Subject to your approval, I am hereby making the following appointments to the **FOX VALLEY
WORKFORCE DEVELOPMENT BOARD, INC.**

Jodie Larsen
Oshkosh Corporation
2600 American Dr.
Appleton, WI. 54912

Jose Martinez
MHS Director
3475 Omro Rd., Suite 200
Oshkosh, WI. 54902

Larry Lautenschlager
President
Winnebago County Labor Council
1215 Carr Place
Oshkosh, WI. 54901

Linda Mingus
Aurora Healthcare
855 N. Westhaven Dr.
Oshkosh, WI. 54901

Margaret Winn
Exec. Director
Lakeside Packaging Plus
100 W. Fernau Ave.
Oshkosh, WI. 54901

Patti Andreesen-Shaw
Oshkosh Chamber of Commerce
120 Jackson St.
Oshkosh, WI. 54901

Mark Westphal
Fox Valley Area Labor Council AFL-CIO
P.O. Box 186
Menasha, WI. 54952-0186

Mr. Lautenschlager and Ms. Mingus' terms will expire June 30, 2016. Mr. Westphal and Ms. Andreesen-Shaw's terms will expire June 30, 2017. Ms. Larsen, Mr. Martinez and Ms. Winn's terms will expire June 30, 2018.

Thank you in advance for your favorable consideration of these appointments.


Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Fox Valley Workforce Development Board, Inc.

MARK L. HARRIS
County Executive

112 OTTER AVE., P. O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808



OSHKOSH (920) 232-3450
FOX CITIES (920) 727-2880
FAX (920) 232-3429

Winnebago County
Office of the County Executive

TO: Members of the Winnebago County Board
FROM: Mark L. Harris
DATE: October 20, 2015
SUBJECT: Appointment to the **GRIEVANCE REVIEW BOARD**

Subject to your approval, I am hereby making the following appointment to the **GRIEVANCE REVIEW BOARD**.

Bill Wagner
1225 Huron Ct.
Oshkosh, WI. 54901
920-231-7292

Mr. Wagner will fill the unexpired term of Tom Shandonay who has resigned.

This term will expire December 31, 2015.

Thank you in advance for your favorable consideration of this appointment.


Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Grievance Review Board

MARK L. HARRIS
County Executive

112 OTTER AVE., P. O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808



OSHKOSH (920) 232-3450
FOX CITIES (920) 727-2880
FAX (920) 232-3429

Winnebago County
Office of the County Executive

TO: Members of the Winnebago County Board
FROM: Mark L. Harris
DATE: October 20, 2015
SUBJECT: Appointment to the **MENASHA LIBRARY BOARD**

Subject to your approval, I am hereby making the following appointment to the **MENASHA LIBRARY BOARD**.

Joseph Franzoi
514 Racine St.
Menasha, WI. 54952

Mr. Franzoi will replace Paul Eisen.

This three (3) year term will expired June 30, 2018.

Thank you in advance for your favorable consideration of this appointment.



Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Menasha Library Board

TO THE WINNEBAGO COUNTY BOARD SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2015-ZC-3270 filed with the County Clerk by:

FISHERMENS CLUB ; FOX VALLEY HUNTSMENS & Town of OMRO and referred to the Planning and Zoning Committee on 9/15/2015 and

WHEREAS, a Public Hearing was held on 9/29/2015, pursuant to mailed and published notice as provided by as on the following:

PROPERTY INFORMATION			
<i>Owner(s) of Property:</i> FISHERMENS CLUB ; FOX VALLEY HUNTSMENS &		<i>Agent(s):</i> LONGWORTH, ALAN - FOX VALLEY HUNTSMENS & FISHERMENS CLUB	
<i>Tax Parcel Number:</i> 016-054001		<i>Location of Premises Affected:</i> 5934 COUNTY RD E OMRO, WI 54963	
<i>Legal Description:</i> Being a part of the SE 1/4 of the NW 1/4 and part of the SW 1/4 of the NE 1/4, Section 22, Township 18 North, Range 15 East, Town of Omro, Winnebago County, Wisconsin.			
<i>Sewer District:</i>			
X Existing	Required	Municipal	X Private System
<i>Overlay District:</i>			
Airport	SWDD	X 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 has right of approval or denial per terms of zoning ordinance.

Town findings for No Response were as follows:

No Response

County findings for No Response were as follows:

1. The Town of Omro has not responded.
2. There were no objections.
3. Proposed use is compatible with adjacent uses.

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 # 10-01-15

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2015-ZC-3270 as follows:

Being a part of the SE 1/4 of the NW 1/4 and part of the SW 1/4 of the NE 1/4, Section 22,
Township 18 North, Range 15 East, Town of Omro, Winnebago County, Wisconsin.

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

TO: A-2 General Agriculture,

Adopted/ Denied this _____ day of _____, 20_____

David Albrecht, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

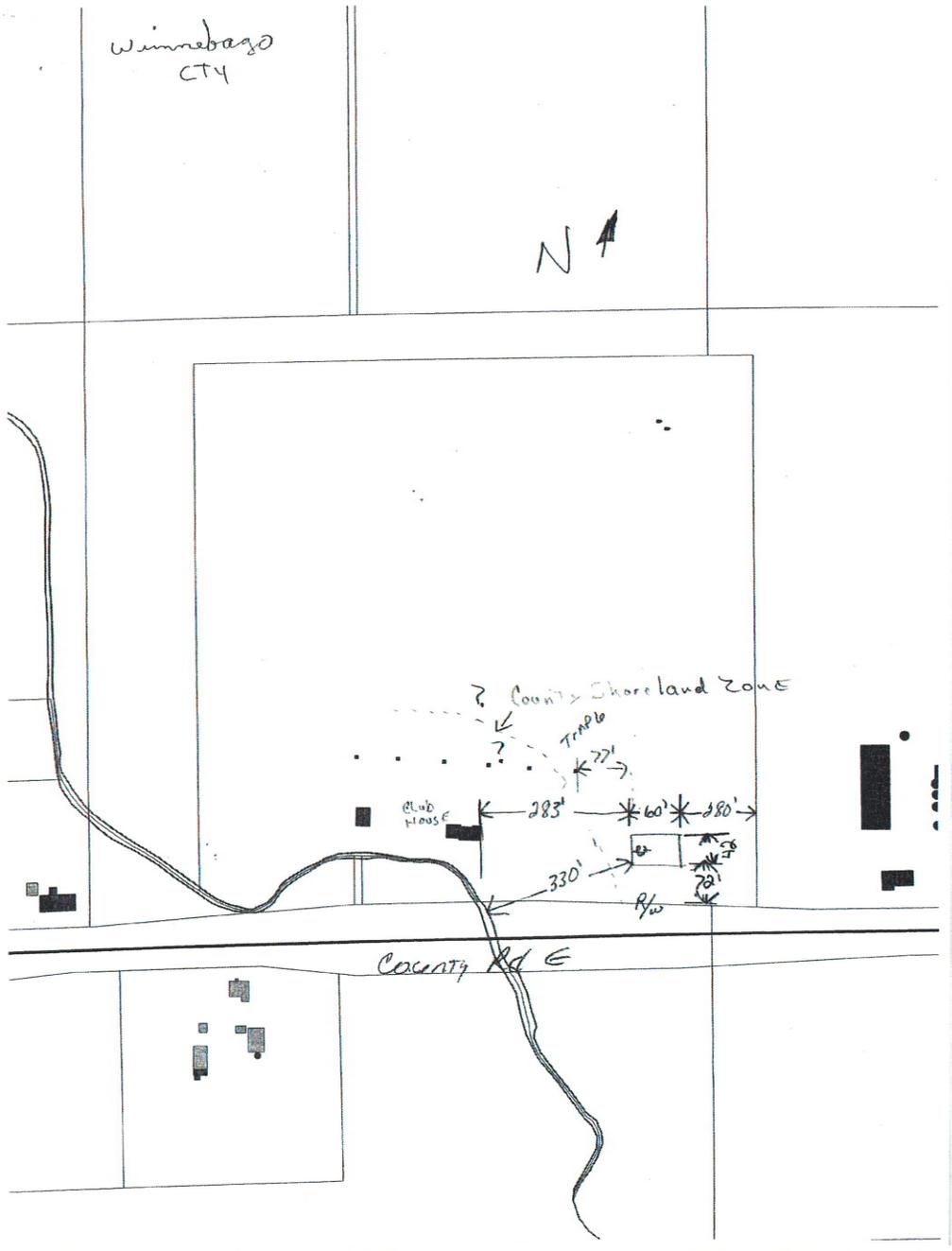
APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF
_____, 20_____.

Mark Harris
County Executive

County Board Supervisory district 33

Winnebago
CT4

N ↑



County Rd E

Club House

County Shoreland Zone

TRAP

27'

283'

60'

180'

330'

R/W

28'

28'

28'

28'

Application #15-ZC-3270

Date of Hearing:

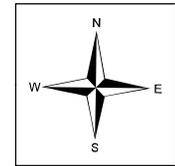
September 29, 2015

Owner(s):

Fox Valley Huntsmens & Fishermens Club

Subject Parcel(s):

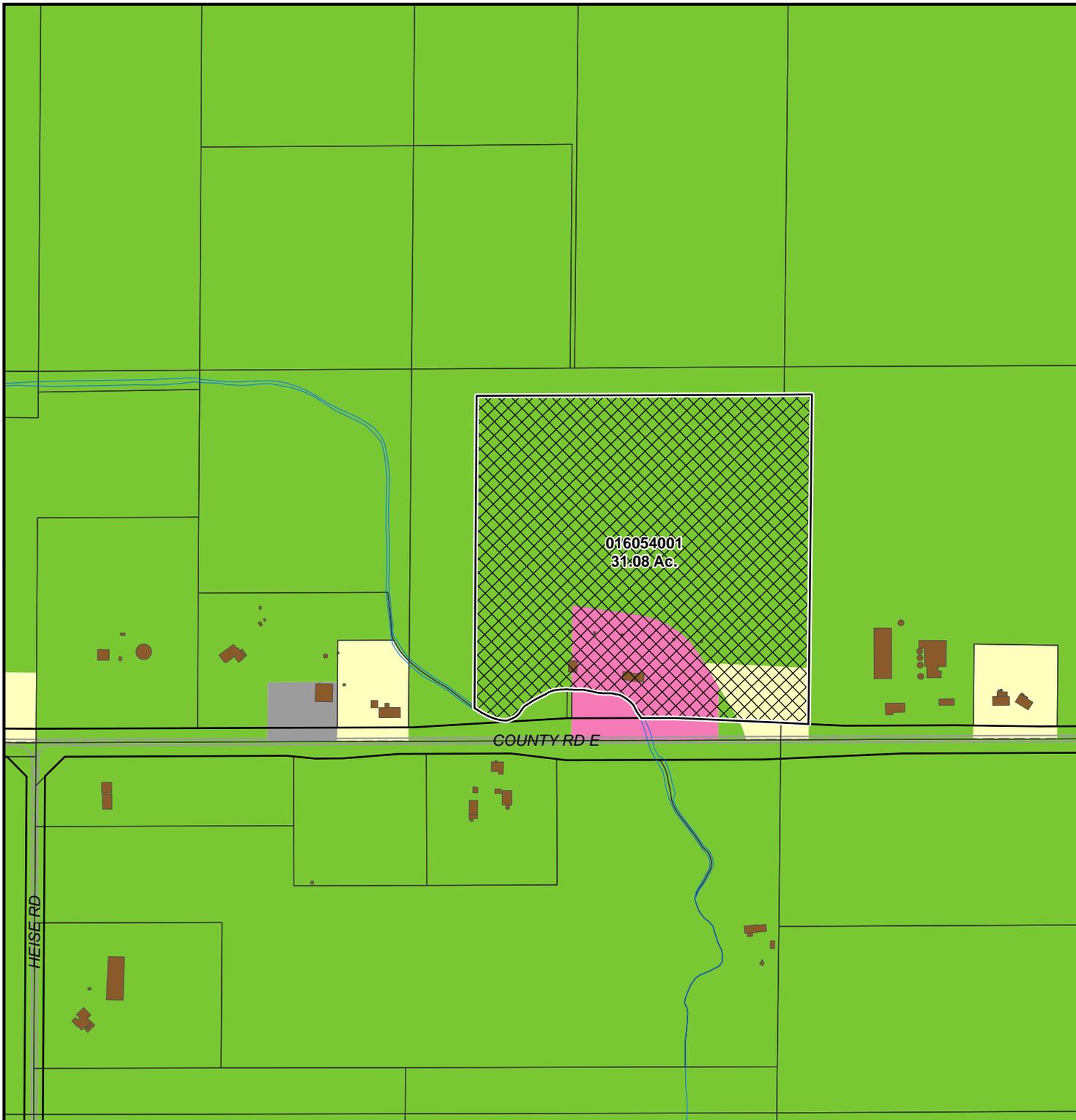
016054001



Winnebago County
WINGS Project

Scale

1 inch : 500 feet



County Zoning Districts

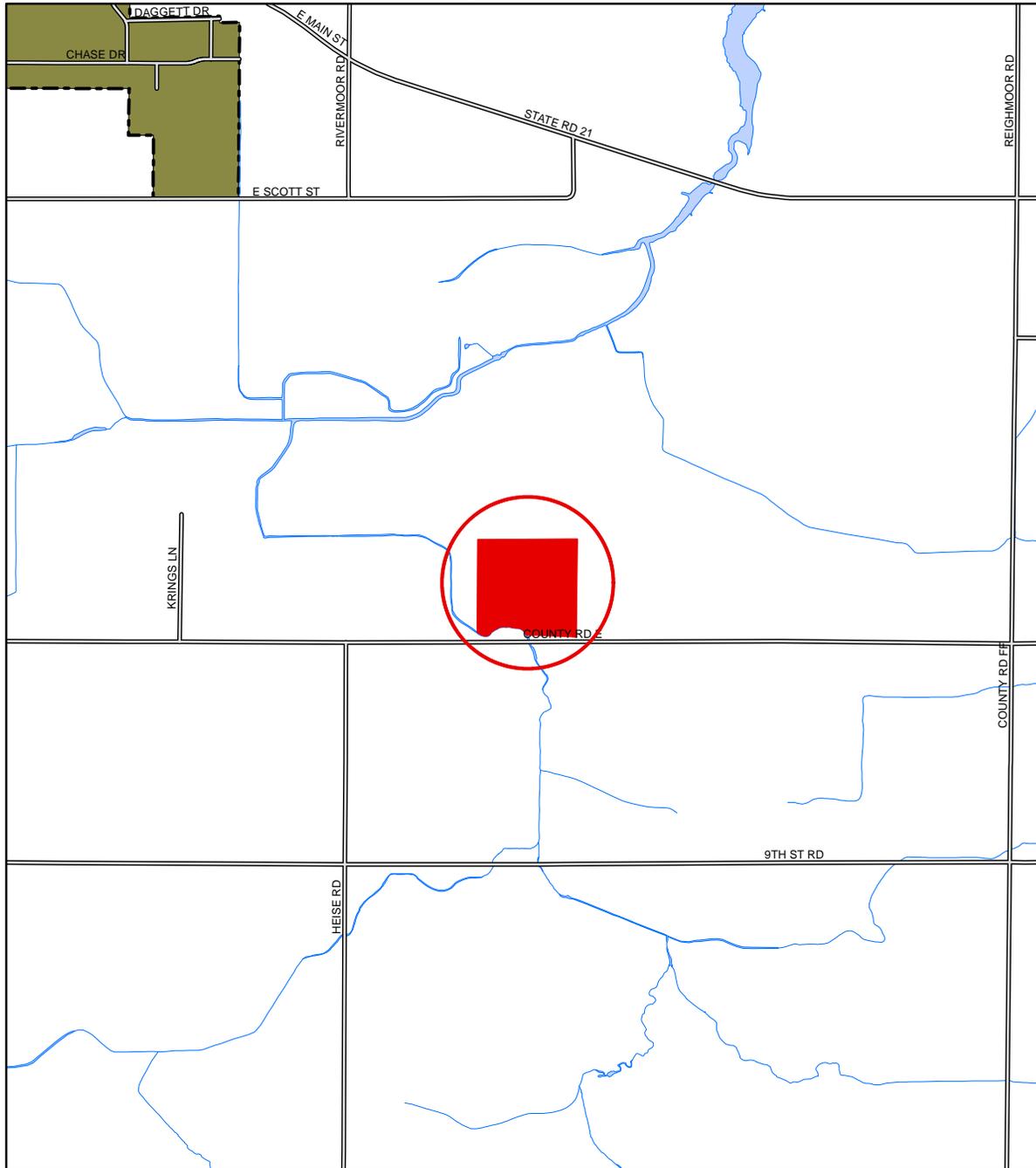
R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

Other Areas

City of Oshkosh Extraterritorial Zoning Jurisdiction

Incorporated Area

○ = SITE



1 inch : 2,000 feet

Application #15-ZC-3270

Date of Hearing:

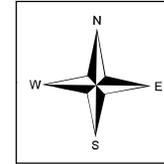
September 29, 2015

Owner(s):

Fox Valley Huntsmens &
Fishermens Club

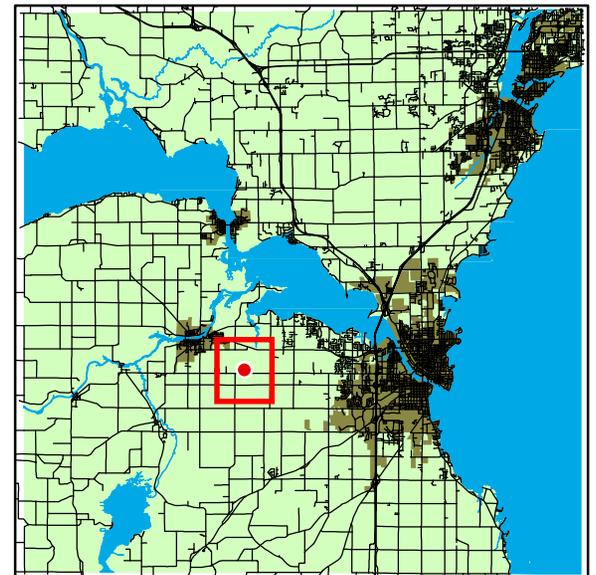
Subject Parcel(s):

016054001



Winnebago County
WINGS Project

● = SITE



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 2015-ZC-3260 filed with the County Clerk by:

BLANK, REGIS ; BLANK, THOMAS L ; LAKOSKI, BARBARA J ; LAKOSKI, KEVIN F Town of WINCHESTER and referred to the Planning and Zoning Committee on 9/15/2015 and

WHEREAS, a Public Hearing was held on 9/29/2015, pursuant to mailed and published notice as provided by as on the following:

PROPERTY INFORMATION			
<i>Owner(s) of Property:</i> BLANK, REGIS ; BLANK, THOMAS L ; LAKOSKI, BARBARA J ; LAKOSKI, KEVIN F		<i>Agent(s):</i> SEHLOFF, JAMES - DAVEL ENGINEERING & ENVIRONMENTAL	
<i>Tax Parcel Number:</i> 028-085509, 028-085511		<i>Location of Premises Affected:</i> E OF 7327 RICHTER LN LARSEN, WI 54947	
<i>Legal Description:</i> Being a part the SW 1/4 of the SW 1/4, Section 31, Township 20 North, Range 15 East, Town of Winchester, Winnebago County, Wisconsin.			
<i>Sewer District:</i>			
Existing	Required	Municipal	Private System
<i>Overlay District:</i>			
Airport	SWDD	X Shoreland	XFloodplain
Microwave	Wetlands		

WHEREAS,
Applicant is requesting a rezoning to R-2 Suburban Low Density Residential,

And

WHEREAS, we received notification from the Town of WINCHESTER 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 WINCHESTER has Approved. Town action is advisory due to shoreland jurisdiction.

Town findings for Approval were as follows:

1. The requested zoning change is compatible with adjacent uses.

County findings for Approval were as follows:

1. The Town of Winchester has approved. Town action is advisory due to shoreland jurisdiction.
2. There were objections to potential flooding due to fill and and increase in traffic.
3. Proposed use is compatible with adjacent uses.

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 # 10-02-15

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2015-ZC-3260 as follows:

Being a part the SW 1/4 of the SW 1/4, Section 31, Township 20 North, Range 15 East, Town of Winchester, Winnebago County, Wisconsin.

FROM: A-2 General Agriculture,

TO: R-2 Suburban Low Density Residential,

Adopted/ Denied this _____ day of _____, 20_____

David Albrecht, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

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

Mark Harris
County Executive

County Board Supervisory district 36

Rezoning Exhibit

Lot 1 and 2 of Certified Survey Map No. 3721, Part of Government Lot 3, Section 36, Township 20 North, Range 14 East, Town of Wolf River and Part of the Southwest 1/4 of the Southwest 1/4 of Section 31, Township 20 North, Range 15 East, in the Town of Winchester, all in Winnebago County, Wisconsin.

CURVE TABLE					
Curve	Radius	Chord Direction	Chord Length	Arc Length	Central Angle
C1	264.35'	S 18°12'15" E	180.31'	184.00'	39°52'52"

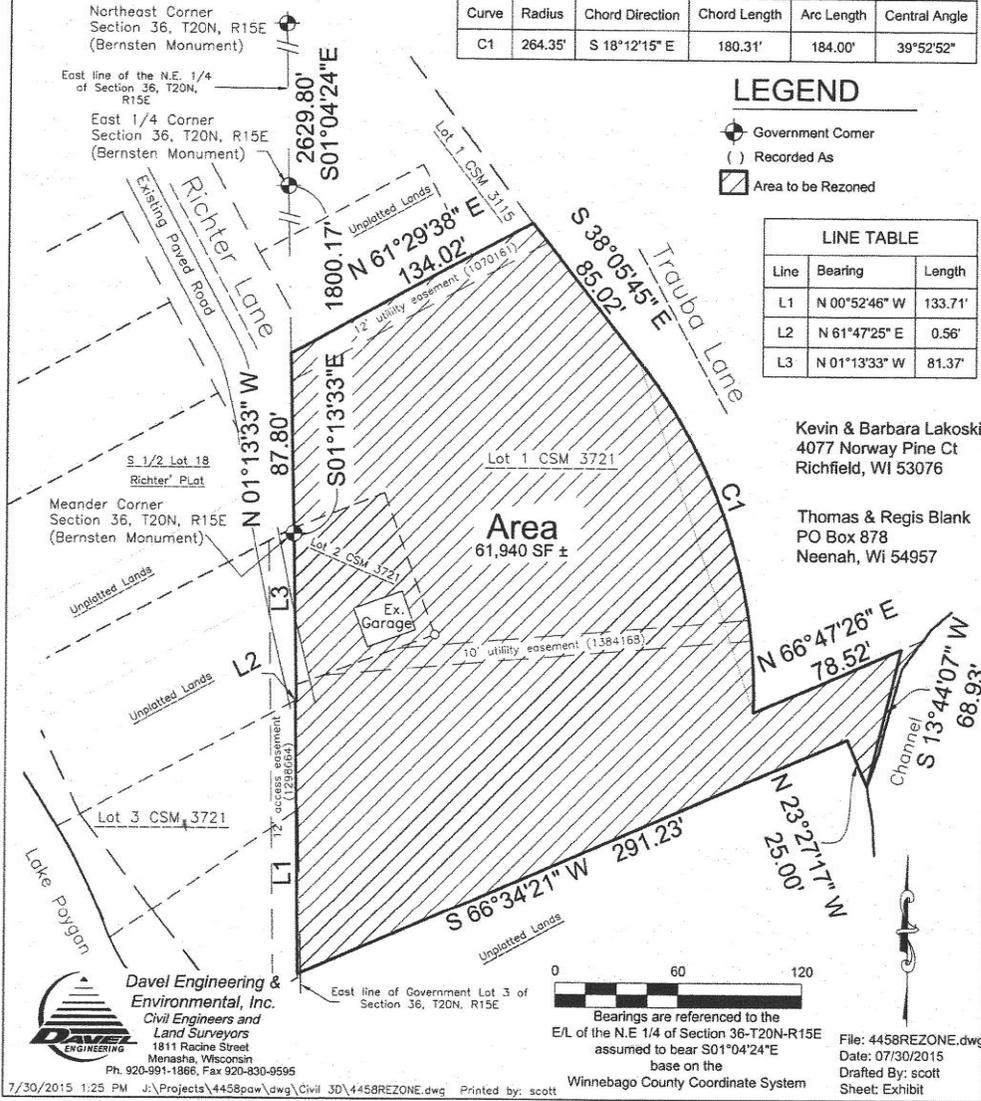
LEGEND

- Government Corner
- Recorded As
- Area to be Rezoned

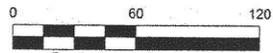
LINE TABLE		
Line	Bearing	Length
L1	N 00°52'46" W	133.71'
L2	N 61°47'25" E	0.56'
L3	N 01°13'33" W	81.37'

Kevin & Barbara Lakoski
4077 Norway Pine Ct
Richfield, WI 53076

Thomas & Regis Blank
PO Box 878
Neenah, WI 54957



Davel Engineering & Environmental, Inc.
Civil Engineers and Land Surveyors
1811 Racine Street
Menasha, Wisconsin
Ph. 920-991-1866, Fax 920-830-9595



Bearings are referenced to the E/L of the N.E. 1/4 of Section 36-T20N-R15E assumed to bear S01°04'24"E base on the Winnebago County Coordinate System

File: 4458REZONE.dwg
Date: 07/30/2015
Drafted By: scott
Sheet: Exhibit

Rezoning Legal for Parcel No 028-085509

Part of Government Lot 3, Section 36, Township 20 North, Range 14 East, Town of Wolf River and Part of the Southwest 1/4 of the Southwest 1/4 of Section 31, Township 20 North, Range 15 East, in the Town of Winchester, all in Winnebago County, Wisconsin containing 57,930 Square Feet (1.3299 Acres) more or less of land described as follows:

Lot 1 of Certified Survey Map No. 3721.

Rezoning Legal for Parcel No 028-085511

Part of the Southwest 1/4 of the Southwest 1/4 of Section 31, Township 20 North, Range 15 East, in the Town of Winchester, all in Winnebago County, Wisconsin containing 4,336 Square Feet (0.0995 Acres) more or less of land described as follows:

Lot 2 of Certified Survey Map No. 3721.



Kevin & Barbara Lakoski
4077 Norway Pine Ct
Richfield, WI 53076

Thomas & Regis Blank
PO Box 878
Neenah, WI 54957

File: 4458REZONE.dwg
Date: 07/30/2015
Drafted By: scott
Sheet: Legal

Application #15-ZC-3260

Date of Hearing:

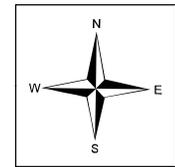
September 29, 2015

Owner(s):

Blank, Thomas & Regis /
Lakowski, Kevin & Barbara

Subject Parcel(s):

028085509 & 028085511



Winnebago County
WINGS Project

Scale
1 inch : 300 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

Other Areas

City of Oshkosh Extraterritorial
Zoning Jurisdiction

Incorporated Area



○ = SITE



1 inch : 2,000 feet

Application #15-ZC-3260

Date of Hearing:

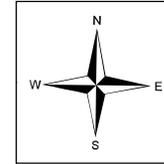
September 29, 2015

Owner(s):

Blank, Thomas & Regis /
Lakowski, Kevin & Barbara

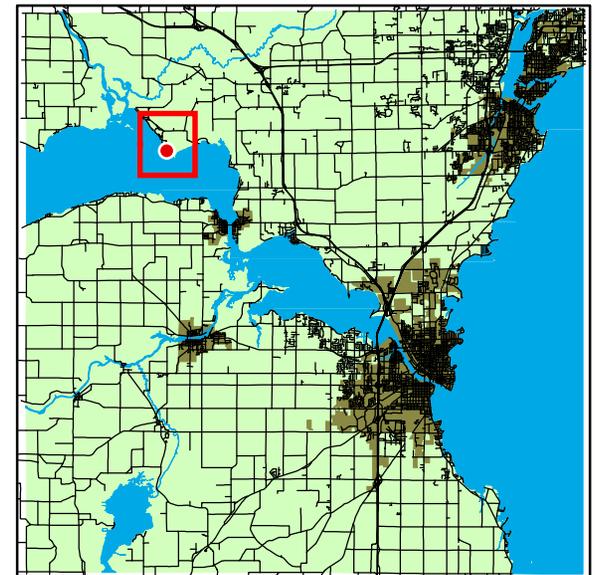
Subject Parcel(s):

028085509 & 028085511



Winnebago County
WINGS Project

● = SITE



WINNEBAGO COUNTY

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment # 15-TA-3300 filed with the County Clerk
by:

Winnebago County Planning & Zoning Committee

and referred to the Planning & Zoning Committee on 09/15/15 and

WHEREAS, a Public Hearing was held on 10/29/15 pursuant to mailed and published notice as provided by law on the following:

PROPERTY INFORMATION:

Applicant(s): Winnebago County Planning & Zoning Committee
PO Box 2808
Oshkosh WI 54903-2808
920-232-3344

WHEREAS, the Winnebago County Planning & Zoning Committee voted by a 5-0 vote to recommend approval of the proposed amendments to Chapter 23 of the Winnebago County General Code to the County Board, and

WHEREAS, we received notification from the TOWNS OF Clayton, Neenah Nekimi, Poygan, Rushford, Utica, Winneconne and Winchester recommending approval, and

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

1. Towns of Clayton, Neenah, Nekimi, Poygan, Rushford, Utica, Winneconne, and Winchester have approved.
2. The Town of Wolf River disapproved.
3. The Towns of Black Wolf, Algoma, Omro, Menasha, Oshkosh, and Nepeuskun did not respond.
4. The Town of Vinland took no action.
5. Amendments are necessary to keep the ordinance up to date with current issues in Winnebago County.
6. Amendments are a requirement of the Department of Agriculture, Trade, and Consumer Protection for State certification of the County's zoning ordinance.

NOW THEREFORE BE IT RESOLVED, that this committee has prepared the enclosed amendatory ordinance effectuating this change for your consideration and is hereby recommending approval, and

NOW BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed ordinance is hereby [ADOPTED] or [DENIED].

For the Planning & Zoning Committee

AMENDATORY ORDINANCE #10-03-15

The Winnebago County Board of Supervisors do ordain Zoning Amendment #15-TA-3300 as follows:

Applicant is requesting text amendments to the Winnebago County Zoning Code (Chapter 23) of the Winnebago County General County

Adopted/ Denied this _____ day of _____, 20 _____.

David Albrecht, Chairperson

ATTEST:

Sue Ertmer (County Clerk)

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

Mark Harris
(County Executive)

Proposed Chapter 23 Amendments

Sec. 23.8-65 (e) (1) The setback requirement from an officially mapped road may be waived upon written authorization from the authorized official of the municipality responsible for the official mapping.

Sec. 23.8-378 (f) Wind energy system, large located in an A-1 District. A large wind energy system located in an A-1 District must meet the requirements of s. 91.01(1), 91.44(1) (f) or s. 91.46(4), Wis. Stats.

Sec. 23.8-379 (c) Wind energy system, small located in an A-1 District. A small wind energy system located in an A-1 District must meet the requirements of s. 91.01(1), 91.44(1) (f) or s. 91.46(4), Wis. Stats.

Sec. 23.8-470 (c) Kennel, hobby, located in an A-1 District. A hobby kennel located in an A-1 District must meet the requirements of s. 91.01(1), Wis. Stats.

Sec. 23.8-483 (a) Rural accessory structure located in an A-1 District. A rural accessory structure located in an A-1 District must meet the requirements of s. 91.01(1), Wis. Stats.

Sec. 23.8-486 (f) Solar energy system, building-mounted located in an A-1 District. A building-mounted solar energy system located in an A-1 District must meet the requirements of s. 91.01(1), 91.44(1) (f) or s. 91.46(4), Wis. Stats.

Sec. 23.8-487 (g) Solar energy system, free-standing located in an A-1 District. A free-standing solar energy system located in an A-1 District must meet the requirements of s. 91.01(1), 91.44(1) (f) or s. 91.46(4), Wis. Stats.

Sec. 23.8-512 (g) Seasonal product sales located in an A-1 District. Seasonal product sales located in an A-1 District must meet the requirements of s. 91.01(1), Wis. Stats.

R E S O L U T I O N

DATE: 10/20/15

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 10-04-15

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

NOW, THEREFORE, the County Board of Supervisors of Winnebago County do ordain that the revised & recodified Zoning Ordinance of the TOWN OF RUSHFORD ordinance, is hereby adopted.

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 RUSHFORD)

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 ,
20 .

Mark Harris – Winnebago County Executive



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING AGENDA OF OCTOBER 5, 2015

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town of Rushford Zoning Ordinance

1. Review of Zoning Ordinance – Town of Rushford

The zoning office received correspondence with a link to the Town of Rushford's adopted zoning ordinance referred to as Chapter 1 entitled "General Zoning and Land Use Ordinance", accompanied with a copy of the signed Ordinance # ORD2015-001. The adopted zoning ordinance for the Town of Rushford must be approved by the County Board. There does not appear to be any conflicts with county zoning jurisdiction or regulatory authority. The ordinance can be viewed at <http://townofrushford.org/> by clicking on the link under "View the Proposed Ordinance Rewrite".

RECOMMENDATION: Forward correspondence and link to adopted zoning ordinance to County Board for action.

Approved 4-0-1 (Egan Abstained)

STATE OF WISCONSIN

Town of Rushford
Winnebago County

The town board of the Town of Rushford, Winnebago County, Wisconsin, does hereby ordain as follows:

The code of ordinances in book form entitled, "Town of Rushford Code of Ordinances", having been placed on file and open to public inspection in the office of the town clerk for a period of two weeks commencing, August 14 2015, pursuant to Wis. Stat. s. 66.0103, is hereby adopted as the general code of ordinances in and for the Town of Rushford, Winnebago County, Wisconsin.

This ordinance shall take effect upon passage by Winnebago County Board as required by law.

Town Board Chairperson: Thomas J. Eger (Signature)

Town Board Supervisor: [Signature] (Signature)

Town Board Supervisor: _____ (Signature)

Town Clerk (Attest): Regina Hendrix (Signature)

Dated: September 2, 2015

Rushford Town Board Minutes
Thursday, August 13, 2015

The Town of Rushford August Board meeting was called to order by Chairman Thomas Egan followed by the Pledge of Allegiance. Roll call was taken with Thomas Egan, Gerald Schoonover, Patrick Kafer, Kathryn Lewis & Peggy Hendricks present. Also present for all or part of the meeting: 12 additional persons per attendance record on file, though others were present who did not sign in.

Statement of Public Notice: Notice of this meeting was posted on the Town hall door, the corner of K & E in Eureka, the Waukau Post office and the Towns website. In addition, Notice of Board meeting date for August was published in the Oshkosh Northwestern. Notices were also sent to Board members and the Zoning Administrator.

Attorney Blazel was present, so he was moved up on the agenda.

Report from Attorney Blazel & Legal reports: Action on the Erdmann property was filed several months ago. It was alleged he was in violation of the Towns building code. A warrant to inspect the property was issued. Tom Egan, Attorney Blazel and Inspector Marty Johnson did the inspection. Mr. Johnson did not feel there were any major code violations. There were a couple of minor violations. The Town cannot make him finish the house. The Court would like to know if the Town wants to schedule a court hearing. Attorney Blazel would like to know if the Town wants to pursue, for the minor code violations are easily fixed. Schoonover asked if he has plans to finish the house. Erdmann says he would like to, but he is having financial difficulties. ***Motion by Kafer, 2nd by Schoonover not to pursue action according to what the Attorney & the Inspector has seen. Motion carried.*** Attorney Blazel will dismiss the action. Trevor Krueger asked the attorney what he suggested to do in Blue Belle for road cost. Should it be per lot or by frontage? Attorney Blazel said he will check, but it should be what is most fair. It would probably go by lots. Blazel will look at it and see what is most fair. Krueger would like to get it done as soon as possible, for a 2nd coat should go on to strengthen it. The Bank still owns about ½ the lots out there. The owner of the land gets assessed – no matter if it is an owner or the bank. It was asked if the lot owners or the Town Board approves the work. Street work is approved by the board. Tom Egan said they might want a 3 year payment assessment. He was wondering if interest can be put on the assessment. The attorney thought the debt interest could be added to the assessment, but he will double check. Pat Schoonover asked if asphalt should be put down now, with more traffic and building happening soon. Mr. Krueger stated there is 1 ½" on it now and it will get a lot worse therefore costing much more. The binder that is on will be ripped up. The County and Northeast Asphalt said another 2" with 4" total should be put down. Tom Egan said it should be put in the permits that if a road is torn up by a property owner, that they should be liable. The Attorney said that State Statutes state that the Town can sue double or triple to a landowner for road repair if they tear up the road.

Fred Kasten said that he had talked to Attorney Sondalle regarding the Roger Kasuboski property. He stated that nothing can be done until the divorce is final around August 24th. Mr. Kasuboski said he would get a building permit at that time. There is a court date set up for December 4th. It is thought that he might be living in a camper that is on the property for the past 2 weeks. More pictures have been submitted. Tom Egan received a letter with pictures from Mr. Schoeni stating that trucks are still running all night, that the sheriff's department has been called numerous times, etc. Tom Egan has checked it out numerous times. The Town has an ordinance that people cannot live in a trailer. The trailer is plugged in and it is not known for sure if there is running water. The property is zoned agricultural and he is running a non ag business out of the property. If he builds a home, the shed has to be behind the house. He says it is temporary, for the building is on skids. No site plan has been submitted as of yet. Tom Egan recommends that the zoning committee take a look at the property. Attorney Blazel said he can talk to Attorney Sondalle about residing in the trailer.

Winnebago County Sheriffs report: Officer Schoonover was present to answer any questions. Mr. Egan asked if he knew how many times the department has been called to the Kasuboski property. He stated that he does not know for sure, but he knows of several different times. The incident with the K-9 dog that died in a police vehicle in Brown County was discussed. It was stated that there are many pre-cautions set in place, such as fans, temp readings, alarms, etc

Clerks Report & Minutes: ***Motion by Kafer, 2nd by Schoonover to approve the minutes as presented for the July 1, 2015 Town board meeting. Motion carried.***

Treasurers Report was given by Kathryn Lewis. The balance at the end of July, 2015 was \$237,696.92. The balance in the tax account was \$117.71 *Motion by Schoonover, 2nd by Kafer to accept the treasurer's report. Motion carried.*

Payment of invoices: Peggy Hendricks approved and submitted to the board the bills for August in the amount of \$58,345.70 from the general account for approval of payment. She also requested payment of LP gas bill which was not received yet by L&L Propane. *Motion by Kafer, 2nd by Schoonover to pay August 2015 bills from the general account as submitted and to pay the propane bill when it comes in. Motion carried.*

Public Input: Pat Schoonover inquired when the Town hall was paid in full. Hendricks stated it was in 2011.

Communications & Correspondence:

1. Hendricks received a notice of a Plan Commissioner Network meeting that will be held in the Town of Vinland on August 26th.
2. An email was read from Asphalt Seal and repair inquiring if we were interested in estimates.
3. An application for a permit to place an integrated bank treatment on the bank of the Fox River for Robert Roessler on Ferry Lane was received from the Department of Natural Resources.
4. An application for coverage under the waterway statewide general permit to maintenance dredge in a previously dredged area was received by the Department of Natural Resources for David Barbola.

Discussion of Town hall maintenance/needs:

Peggy Hendricks went through the bids to repair or repaint the wanes coating on the hall walls. There was a bid from Creative Painting for \$1,175. This would not include putting the baseboard back on. From Hopps Painting, a bid for \$620.00 which would be for 2 coats of paint. Jim Wesner had a bid for 36" wanes coating that is 3/4" oak which is stained, varnished and installed. The masonite and sheetrock would be removed and a backing would be put up to nail the wanes coating on. He could not do this until the end of the year. This bid was for \$2000. *Motion by Kafer, 2nd by Schoonover to accept the bid from Jim Wesner to replace the wanes coating with oak and to start as soon as possible.* Discussion: It was mentioned that it is an expensive project for a Town Hall that is so new. Kafer said that it is much more than cosmetic, for it is buckling. *Motion carried - 2 ayes - 1 nay.*

Discussion on Town Maintenance: Friends has been filling pot holes and culverts are repaired or put in. Kafer stated that on Morrow and County Road K a culvert is needed. Bell School road is done. It was asked if bids were gotten for Blue Belle. Tom said the County won't do any work on it until next year and he is not sure about North East. It was suggested to get an estimate from Asphalt Seal & Repair.

Zoning Report - Tom Jackson: A meeting was held on July 29, 2015. They discussed the proposed CSM for McClelland/Langeberg, chickens in the village, updates on the Ordinance update, & appointments for the 10 yr update on the Towns Comprehensive team.

Hendricks read Resolution #: RES2015-001 stating that the Town of Rushford Code of Ordinances has been prepared and authorized by the Town Board and it is in accordance with the requirements of s.66.0103 Wis Stats. *Motion by Kafer, 2nd by Schoonover to adopt resolution #: RES2015-001.* A roll call vote was taken with all (3) in favor. *Motion carried.*

Old Business:

CSM for Robert McClelland, parcel 022 149102 and part of 022 149101: Kafer has a concern on what the intended use of the property will be. McClelland said it was to park his trailer. Fred Kasten thought that he might have to apply for a variance; for it is a non-conforming lot. Or a Conditional use application should be applied for the property, for it is being used for personal and not commercial reasons. McClelland said he purchased the garage as commercial and feels adding the back parcel should not be a problem since that is also zoned commercial. It was suggested that the purchaser apply for a variance for a non conforming lot to create 75.26 x 65.2. If this property is used as a commercial business, it will need a sanitary permit. There is not a well on the property. Tom Egan thought it should go back to the Planning Committee. *Motion by Schoonover to make the property conforming to our zoning ordinances. 2nd by Kafer. Motion carried with 2 aye - 1 nay.*

Blue Belle Farm was already discussed earlier. There will be a estimate requested from Asphalt Seal & Repair. The Board would like to wait to hear from the attorney on the best way for payment and information on the interest payments.

New Business:

- Hendricks had the amortization for the fire truck. Payments will be starting in April 2016 for 5 years. The Board would like a signed document stating the conditions for tax levy reasons.
- A Continuation Certificate for Bond reclamation for Zillges Materials was received.
- Hendricks went through information pertaining to the Town purchasing new election equipment. All municipalities must purchase new equipment for next year. The cost per unit without dual display is \$8454. If a dual display was purchased, it would be \$9572. The equipment is through Dominion Voting System. Annual fees will be \$534. Kafer asked who decides this must be done. Tom Egan stated it is the County Clerk. Hendricks said from the meetings she has attended, it is mainly because of programming elections. There is nothing we can do with our old machines. The County will finance if the Town does not have the money for the unit. ***Motion by Kafer, 2nd by Schoonover to purchase the Dominion Voting System and to put the monies in the budget next year. Motion carried.***
- Discussion of Parcel 022 071701 – Edward Patrick – There have been complaints of a lot of vehicles on the property. Tom Jackson stopped and counted 36 vehicles. 3 are licensed and some are not. There is a variety of nice vehicles. One had rolled out to the road and the neighbors are concerned. It is thought Mr. Patrick might be a collector. ***Motion by Kafer, 2nd by Schoonover to have the clerk send a letter informing Mr. Patrick he is in violation on the Towns Ordinances and that there have been concerns. He should apply for a Conditional Use permit. Motion carried.***

Animal Report: An animal nuisance citation was sent to Tim Achterberg for an ongoing problem and to Lee Traxler for hens creating a road hazard.

Building Report – Thomas Egan:

Neil & Ellen Newman, 4552 Poygan, Omro, WI 685-6210
Parcel # 022 0031
Replace bathtub with wheelchair friendly shower
Done by Self
\$10,000 07/06/2015

Nate Otteslat, 8249 Edgewater Ridge, 920-420-8215
Deck built by Heritage Quality Construction, treated wood, 16 x 16 with 6' x 20' walkway & staircase
\$7500 07/06/2015

Ronald Gehrke, 9016 Bell School Road, Omro 290-0970
Remodel at 9136 Bell School Road by Gehrke Construction
\$20,000 07/20/2015

Mike Kallas, 9680 Stone School Road, Berlin, WI 54923, 572-5019
New residence built by Steve Case, 2772 Elo Rd, Omro, WI w/vinyl siding, wood structure
Parcel #022 035501
\$200,000 07/30/2015

Attended Meetings:

Hendricks reported on the Election equipment meeting – July 30

Upcoming Meetings:

Demonstration of Ascent Land Records system at the Courthouse on August 20, 2:00

Motion by Kafer, 2nd by Schoonover to adjourn at 8:50. Motion carried.

Respectfully submitted by Peggy Hendricks, Clerk

Resolution #: RES2015-001

STATE OF WISCONSIN

**Town of Rushford
Winnebago County**

WHEREAS, a code of general ordinances entitled, "Town of Rushford Code of Ordinances", has been prepared and authorized by the town board;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Rushford, by this resolution, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, resolves and orders that this code be presented for adoption by the town board at the next regular board meeting on September 2, 2015; and

BE IT FURTHER RESOLVED, that the town clerk, in accordance with the requirements of s. 66.0103, Wis. stats., shall file a copy of the proposed "Town of Rushford Code of Ordinances" in his or her office for public inspection commencing August 13, 2015, and cause a copy of the following notice to be published in the next issue of Oshkosh Northwestern not less than two weeks before the board considers adoption of the code.

Adopted this 13th day of August, 2015, by the Town Board of the Town of Rushford, Winnebago County, Wisconsin.

NOTICE

PLEASE TAKE NOTICE that the town board of the Town of Rushford will consider the adoption of a new code of ordinances entitled, "Town of Rushford Code of Ordinances" at 7:00 pm. on September 2, 2015 at the town hall. This code deals with the following topics:

CHAPTER 1 - GENERAL ZONING AND LAND USE REGULATION

CHAPTER 2 - NONMETALLIC MINERALS MINING

CHAPTER 3 - PUBLIC NUISANCE

CHAPTER 4 - LARGE WIND ENERGY SYSTEM

CHAPTER 5 - SMALL WIND ENERGY SYSTEM

CHAPTER 6 - SLOW-NO-WAKE

CHAPTER 7 - SUBDIVISION

CHAPTER 8 - ANIMAL

You are further notified that a copy of the proposed new code will be on file and open for public inspection in the office of the town clerk at 3413 County Road K, Omro, WI 54963 for a period of two weeks commencing August 14, 2015, in accordance with s. 66.0103, Wis. stats.

Posted: August 14, 2015

STATE OF WISCONSIN
BROWN COUNTY

TOWN OF RUSHFORD

3413 N COUNTY ROAD K
OMRO

WI 549639759

Being duly sworn, doth depose and say that she/he is an authorized representative of the Oshkosh Northwestern, a daily newspaper published in the city of Oshkosh, in Winnebago County, Wisconsin, and that an advertisement which the annexed is a true copy, taken from said paper, which was published therein on

Account Number: GWM-N5842
Order Number: 0000639290
No. of Affidavits: 1
Total Ad Cost: \$22.53
Published Dates: 08/17/15

NOTICE
PLEASE TAKE NOTICE that the board of the Town of Rushford will consider the adoption of a new code of ordinances entitled, "Town of Rushford Code of Ordinances" at 7:00 pm. on September 2, 2015 at the town hall. This code deals with the following topics:
CHAPTER 1 - GENERAL ZONING AND LAND USE REGULATION
CHAPTER 2 - NONMETALLIC MINING
CHAPTER 3 - PUBLIC NUISANCE
CHAPTER 4 - LARGE WIND ENERGY SYSTEM
CHAPTER 5 - SMALL WIND ENERGY SYSTEM
CHAPTER 6 - SLOW-NO-WAKE
CHAPTER 7 - SUBDIVISION
CHAPTER 8 - ANIMAL
You are further notified that a copy of the proposed new code will be on file and open for public inspection in the office of the town clerk at 3413 County Road Omro, WI 54963 for a period of 4 weeks commencing August 14, 2015, accordance with s. 56.0103, Wis. stats.
RUN: Aug 17, 2015 WNAXLP

(Signed) Meredith Deum (Date) 8/17/15
Legal Clerk



Signed and sworn before me

Alexander J. Kowalski

My commission expires

3/3/19

TOWN OF RUSHFORD
Re: New Code of Ordinances

Town of Rushford

Official Zoning Map



Winnebago County, Wisconsin

Legend

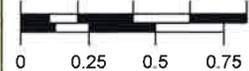
- Road Right-of-Way
- County Shoreland Zoning Boundary (Jurisdiction)
- Town Boundary
- Parcel Boundary
- Section Line
- Open Water
- Navigable Water
- Future Land Use Zones:**
- Encouragement Zone
- Transition Zone
- Rural Zone

Zoning District - Description:

- GA - General Agriculture (>= 20 Acres)
- LER - Large Estate Residential (>= 5 and < 20 Acres)
- SER - Small Estate Residential (>= 2 and < 5 Acres)
- RR - Rural Residential (>= 1 and < 2 Acres)
- HDR - High Density Residential (>= 0.5 and < 1 Acre)
- PLI - Public Lands Institutional (>= 1 Acre)
- CB - Commercial/Business (>= 10,000 sq. ft.)
- ID - Industrial (>= 1 Acre)

SCALE in Feet

0 1,100 2,200 3,300 4,400

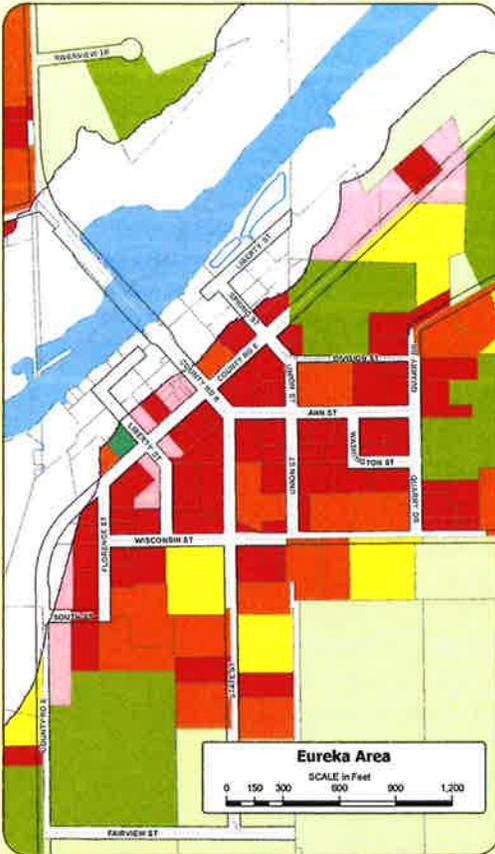


SCALE in Miles



W.I.N.G.S. Project Disclaimer

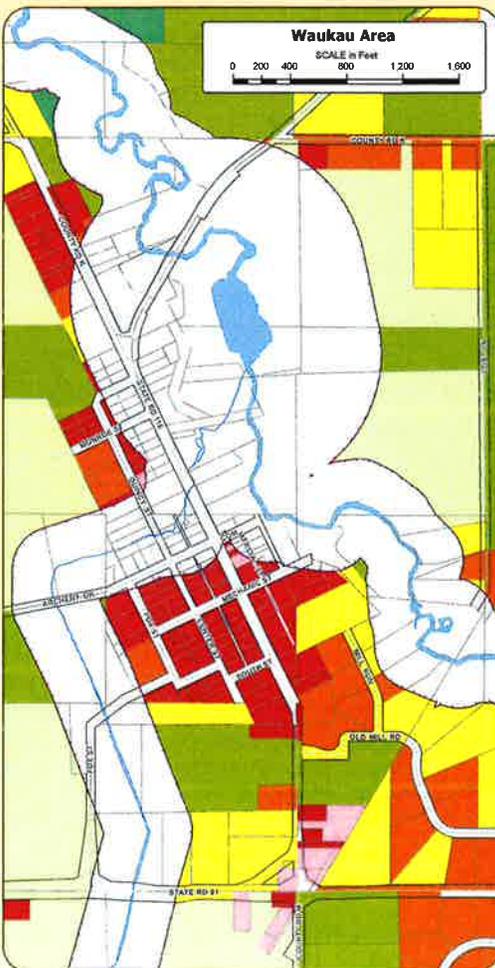
This data was created for use by the Winnebago County Geographic Information System project. Any other use/application of this information is the responsibility of the user and such use/application is at their own risk. Winnebago County disclaims all liability regarding fitness of the information for any use other than Winnebago County business. *Data for this map copyrighted December 31, 2006*



Eureka Area

SCALE in Feet

0 150 300 600 900 1,200



Waukau Area

SCALE in Feet

0 200 400 800 1,200 1,600



R E S O L U T I O N

DATE: 10/20/15

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 10-05-15

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF BLACK WOLF, in accordance with the petition of LEON LUKER and

WHEREAS, said request is or is not in compliance with the adopted Winnebago County Land Use Plan and Winnebago County's Farmland Preservation 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 BLACK WOLF, be and the same, are amended to provide that the attached described property be changed from the classification of A-2 of said ordinance, which it now and heretofore had, to the zoned district of R-1.

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 Black Wolf)

PARCEL NO: 004-0340-07, 004-0340-08 FROM A-2 TO R-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
201 .

Mark Harris

County Board Supervisory district 32



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF OCTOBER 5, 2015

TO: Planning & Zoning Committee

FM: Zoning Administrator *CR*

RE: Review of Town Zoning Changes

10-05-15 1. Luker - Town Zoning Change (Tax ID Nos: 004-0340-07, 004-0340-08) – Town of Black Wolf.

The town zoning change for Luker is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from A-2 (Agricultural) to R-1 (Rural Residential) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Rural Preservation.

Approved 4-1 (Keller)

RECOMMENDATION: Forward zone change to County Board for action.

10-06-15 2. Zitzelsberger - Town Zoning Change (Tax ID No: 004-0441-01-01) – Town of Black Wolf.

The town zoning change for Zitzelsberger is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from R-1 (Rural Residential) to A-2 (General Agriculture) and Winnebago County's land use plan shows future land use as Residential / Openspace / Agriculture.

Approved 5-0

RECOMMENDATION: Forward zone change to County Board for action.

10-07-15 3. Dominowski - Town Zoning Change (Tax ID No: 006-0653-04) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-08-15. Keck - Town Zoning Change (Tax ID No: 024-0100) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-09-15. Williams Family LLC - Town Zoning Change (Tax ID No: 024-0472-01) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-10-16. Schrage - Town Zoning Change (Tax ID No: 026-0550-05) – Town of Vinland.

The town zoning change for Schrage is consistent with Winnebago County's Land Use Plan. The Town of Vinland approved the zoning change from R-2 (Rural Residential District - Subdivided) to R-1 (Rural Residential District - Nonsubdivided) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Residential.

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0



FLU: Rural Preservation
City of Oshkosh

Town of Black Wolf

380 E. Black Wolf Ave. Oshkosh, Wisconsin 54902

Office: (920) 688-1404

info@townofblackwolf.com

ZONING CHANGE SUBMITTAL FORM

1. Name of Property Owner: Leon C. + Ann M. Luker
 Address of Owner: 7558 Swiss Rd.
Oshkosh WI 54902
2. Name of Applicant: _____
 Address of Applicant: SAME

3. Legal Description of area to be rezoned (attach CSM, if applicable): Lots 1+2 of CSM #6954

4. Tax Parcel Number (if existing parcel): _____
004-0340-07
004-0340-08

5. Section: 19 Town: 17 Range: 17

6. Existing Zoning: A-2 Name of District: Agricultural

7. Proposed Zoning: R-1 Name of District: Rural Residential

To be completed by Town of Black Wolf:

8. Town Board Action: Approved Denied _____

9. Findings:

- > The Town of Black Wolf has a Comprehensive Plan
- > The Town's 2007 Comprehensive Plan does not speak to zoning or a Density Standard
- > The Town's 1998 Comprehensive Plan called for a density standard of 1 lot per 10 acres.
- > The CSM, approved by the P&Z Committee and Town Board created 5 lots from 32 acres.
- > This is a fairly residential section of Town with 13 residences within 1500 ft.
- > The new lots are not large enough to remain Agricultural Zoning. They need to be rezoned in order to be conforming.

I, Thomas G. Verstegen, Town of Black Wolf Zoning Administrator, hereby certify that a Public Hearing was conducted on June 29, 2015, and that all required notices were posted and/or mailed as required by local ordinance.

Thomas G. Verstegen
Thomas G. Verstegen

Date: 8-24-15

CERTIFIED SURVEY MAP NUMBER # 6954

BEING ALL OF LOT 1 OF CERTIFIED SURVEY MAP NUMBER 5444 IN PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION NINETEEN, TOWNSHIP SEVENTEEN NORTH, RANGE SEVENTEEN EAST, TOWN OF BLACK WOLF, WINNEBAGO COUNTY, WISCONSIN.

SURVEY FOR: LEON C. & ANN M. LUKER
 PARCEL NUMBER: 0040340
 DOCUMENT NUMBER: 1308726

Survey Dated: May 15, 2015

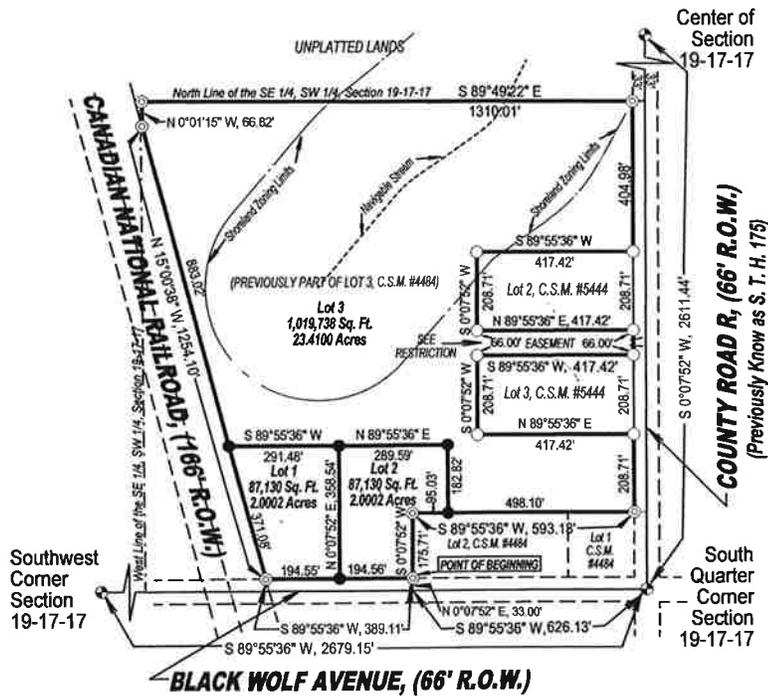
Restriction per Certified Survey map no. 4484

One access point will be allowed to Lot 3 of Certified Survey Map No. 4484 (from S. T. H. 175) when the access for Lot 1 is closed off. This closure must be done before new access is constructed. The new access for the Town Hall must be at least 50 feet west of S. T. H. 175 along Black Wolf Avenue.

The new access point for Lot 3 must be at least 500 feet north of the S. T. H. 175/ Black Wolf Avenue intersection and at least 500 feet south of the next nearest driveway on the west side of S. T. H. 175. The new access point for Lot 3 will be limited to serving no more than two residential units.

As owner, I hereby restrict all lots so that no owner, possessor, user, licensee or other person may have any right of direct vehicular ingress from or egress to any highway lying within the right of way of S. T. H. 175 except as for one driveway to serve Lot 1 of Certified Survey Map No. 4484.

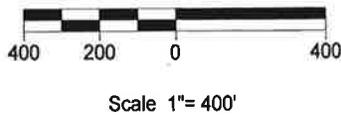
It is expressly intended that this restriction constitute a restriction for the benefit of the public as provided by S 236.293 stats., and shall be enforceable by the Department of Transportation or its assigns.



ALL BEARINGS ARE REFERENCED TO THE WINNEBAGO COUNTY COORDINATE SYSTEM



LEGEND	
⊕	WINNEBAGO COUNTY SECTION CORNER, FOUND
●	3/4" DIA REBAR, 18" LONG, WEIGHING 1.5 LBS/FT, SET
○	1" DIA. IRON PIPE, FOUND
⊙	3/4" REBAR, FOUND



FRUEH CONSULTING SERVICES, LLC
 ENGINEERING AND LAND SURVEYING
 P. O. Box 282, Oshkosh Wisconsin 54903
 TELEPHONE (920) 235-0279

R E S O L U T I O N

DATE: 10/20/15

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 10-06-15

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF BLACK WOLF, in accordance with the petition of JAMES ZITZELSBERGER and

WHEREAS, said request is or is not in compliance with the adopted Winnebago County Land Use Plan and Winnebago County's Farmland Preservation 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 BLACK WOLF, be and the same, are amended to provide that the attached described property be changed from the classification of R-1 of said ordinance, which it now and heretofore had, to the zoned district of A-2.

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 ~~Black Wolf~~)

PARCEL NO: 004-0441-01-01 FROM R-1 TO A-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 ,
201 .

Mark Harris

County Board Supervisory district 32



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF OCTOBER 5, 2015

TO: Planning & Zoning Committee

FM: Zoning Administrator *CRH*

RE: Review of Town Zoning Changes

10-05-15. Luker - Town Zoning Change (Tax ID Nos: 004-0340-07, 004-0340-08) – Town of Black Wolf.

The town zoning change for Luker is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from A-2 (Agricultural) to R-1 (Rural Residential) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Rural Preservation.

Approved 4-1 (Keller)

RECOMMENDATION: Forward zone change to County Board for action.

*10-06-15*². Zitzelsberger - Town Zoning Change (Tax ID No: 004-0441-01-01) – Town of Black Wolf.

The town zoning change for Zitzelsberger is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from R-1 (Rural Residential) to A-2 (General Agriculture) and Winnebago County's land use plan shows future land use as Residential / Openspace / Agriculture.

Approved 5-0

RECOMMENDATION: Forward zone change to County Board for action.

*10-07-15*³. Dominowski - Town Zoning Change (Tax ID No: 006-0653-04) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-08-15. Keck - Town Zoning Change (Tax ID No: 024-0100) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-09-15. Williams Family LLC - Town Zoning Change (Tax ID No: 024-0472-01) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-10-15. Schrage - Town Zoning Change (Tax ID No: 026-0550-05) – Town of Vinland.

The town zoning change for Schrage is consistent with Winnebago County's Land Use Plan. The Town of Vinland approved the zoning change from R-2 (Rural Residential District - Subdivided) to R-1 (Rural Residential District - Nonsubdivided) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Residential.

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

FLU: Ag

Q



TOWN OF BLACK WOLF

380 E. Black Wolf Ave.
Oshkosh, Wisconsin 54902

Office: (920) 688-1404
Fax: (920) 688-1405



ZONING CHANGE SUBMITTAL FORM

1. Name of Property Owner: James Zitzelsberger

Address of Owner: 1199 Black Wolf Ave
Oshkosh WI 54902

2. Name of Applicant: _____

Address of Applicant: _____

3. Legal Description of area to be rezoned (attach CSM, if applicable): That portion of Parcel #004-0441-01-01, lying outside of Shoreland Zoning, that is currently zoned R-1. (See Attached map)

4. Tax Parcel Number (if existing parcel): 004-0441-01-01

5. Section: 30 Town: 17 N Range: 17 E

6. Existing Zoning: R-1 Name of District: Rural Residential

7. Proposed Zoning: A-2 Name of District: General Agriculture

To be completed by Town of Black Wolf:

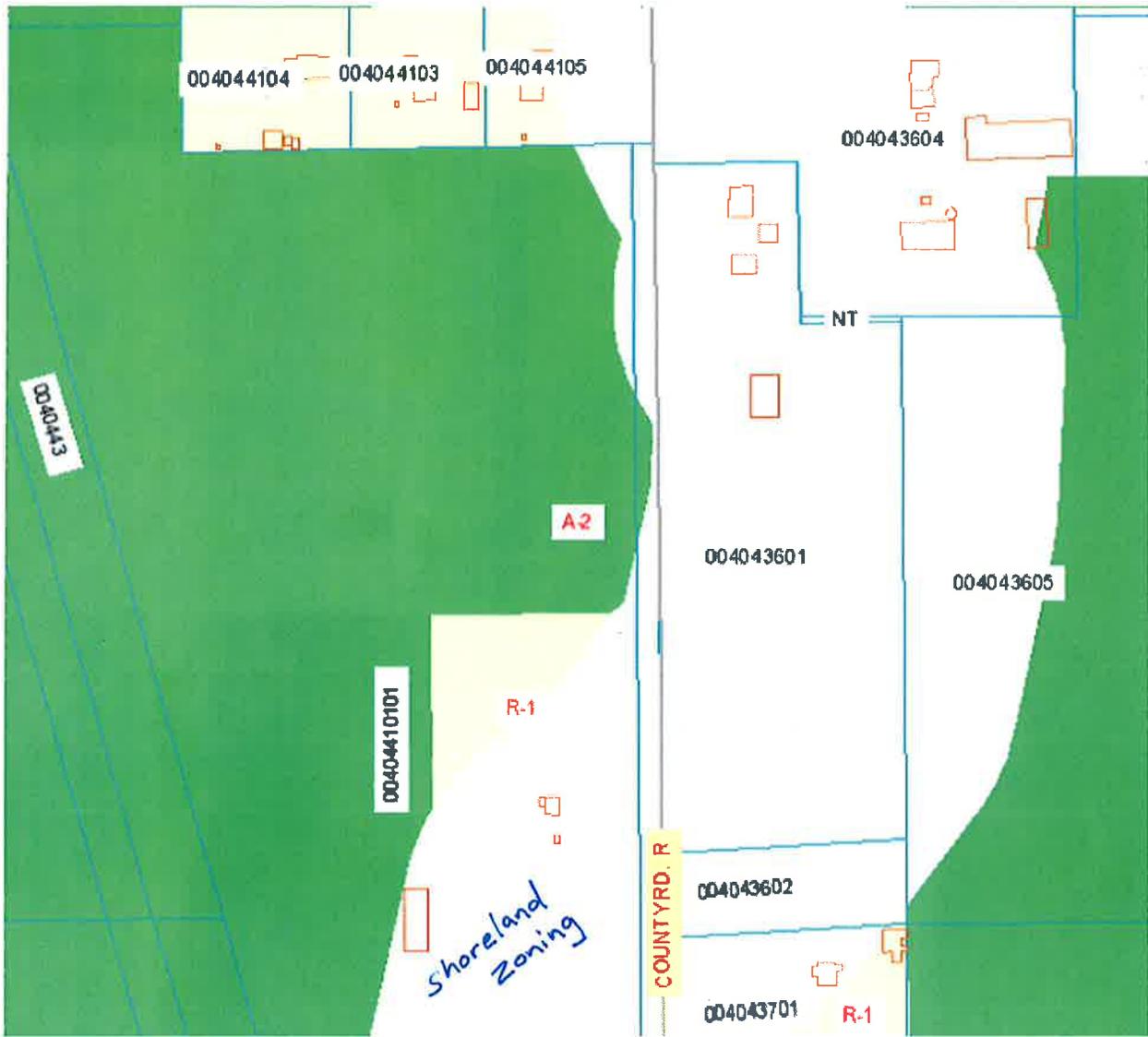
8. Town Board Action: Approved Denied

9. Findings:
- The Town of Black Wolf has a Comprehensive Plan
 - The zoning change is in compliance with that comprehensive plan.
 - CSM incorporating the R-1 Parcel into the larger A-2 parcel approved.
 - Zoning change required as condition of CSM approval
 - Zoning change will help maintain Town's rural atmosphere as required in long range plan.

I, Thomas G. Verstegen, Town of Black Wolf Zoning Administrator, hereby certify that a Public Hearing was conducted on April 6, 2015 and that all required notices were posted and/or mailed as required by local ordinance.

Thomas G. Verstegen
Thomas G. Verstegen

Date: 4-21-15



R E S O L U T I O N

DATE: 10/20/15

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 10-07-15

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF CLAYTON_ in accordance with the petition of TED DOMINOWSKI and

WHEREAS, said request is or is not in compliance with the adopted Winnebago County Land Use Plan and Winnebago County's Farmland Preservation 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 of said ordinance, which it now and heretofore had, to the zoned district of R-2.

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)

PARCEL NO: **006-0653-04 FROM A-2 TO R2.**

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 ,
201 .

Mark Harris



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF OCTOBER 5, 2015

TO: Planning & Zoning Committee

FM: Zoning Administrator *CAR*

RE: Review of Town Zoning Changes

10-05-151. Luker - Town Zoning Change (Tax ID Nos: 004-0340-07, 004-0340-08) – Town of Black Wolf.

The town zoning change for Luker is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from A-2 (Agricultural) to R-1 (Rural Residential) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Rural Preservation.

Approved 4-1 (Keller)

RECOMMENDATION: Forward zone change to County Board for action.

10-06-152. Zitzelsberger - Town Zoning Change (Tax ID No: 004-0441-01-01) – Town of Black Wolf.

The town zoning change for Zitzelsberger is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from R-1 (Rural Residential) to A-2 (General Agriculture) and Winnebago County's land use plan shows future land use as Residential / Openspace / Agriculture.

Approved 5-0

RECOMMENDATION: Forward zone change to County Board for action.

10-07-153. Dominowski - Town Zoning Change (Tax ID No: 006-0653-04) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

10-08-154. *Approved 5-0*
Keck - Town Zoning Change (Tax ID No: 024-0100) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

10-09-155. *Approved 5-0*
Williams Family LLC - Town Zoning Change (Tax ID No: 024-0472-01) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

10-10-156. *Approved 5-0*
Schrage - Town Zoning Change (Tax ID No: 026-0550-05) – Town of Vinland.

The town zoning change for Schrage is consistent with Winnebago County's Land Use Plan. The Town of Vinland approved the zoning change from R-2 (Rural Residential District - Subdivided) to R-1 (Rural Residential District - Nonsubdivided) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Residential.

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

**TOWN OF CLAYTON
ORDINANCE 2015-003
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 2009 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:

A. Property Owner:

Ted E. and Cathleen A. Dominowski, 2596 Oakridge Drive, Neenah, WI 54956

Legal description of property:

Property located at 2596 Oakridge Drive, Neenah, WI 54956, in the Town of Clayton, specifically described as a portion of Tax ID # 006-0653-04 and being Part of the Northeast ¼ of the Southeast ¼ of Section 25, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin. (See Attachment A).

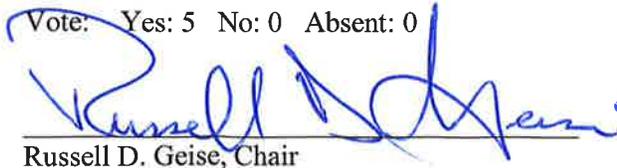
The above described property is hereby rezoned from:

A-2 (GENERAL FARMING DISTRICT) to R-2 (SUBURBAN RESIDENTIAL DISTRICT).

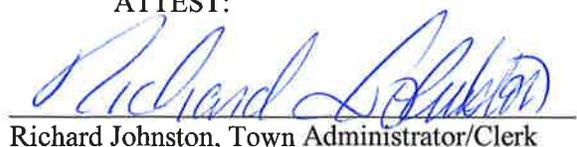
Section 2: This Ordinance shall be submitted to the Winnebago County Board for approval. This amendment to the Town of Clayton Zoning Code of Ordinances shall be effective upon approval by the Winnebago County Board.

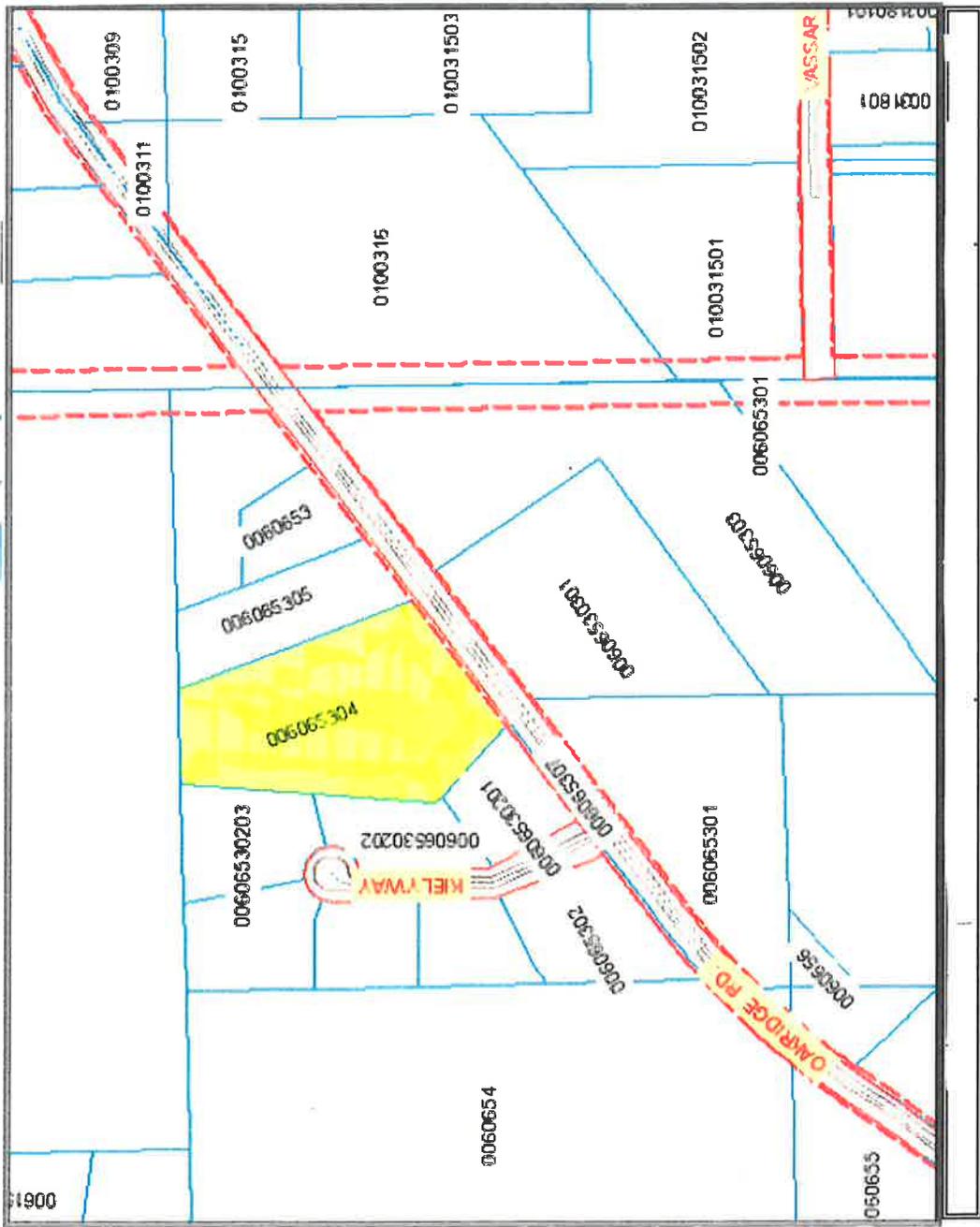
Adopted this 19th, day of August, 2015 by the Town Board of the Town of Clayton

Vote: Yes: 5 No: 0 Absent: 0


Russell D. Geise, Chair

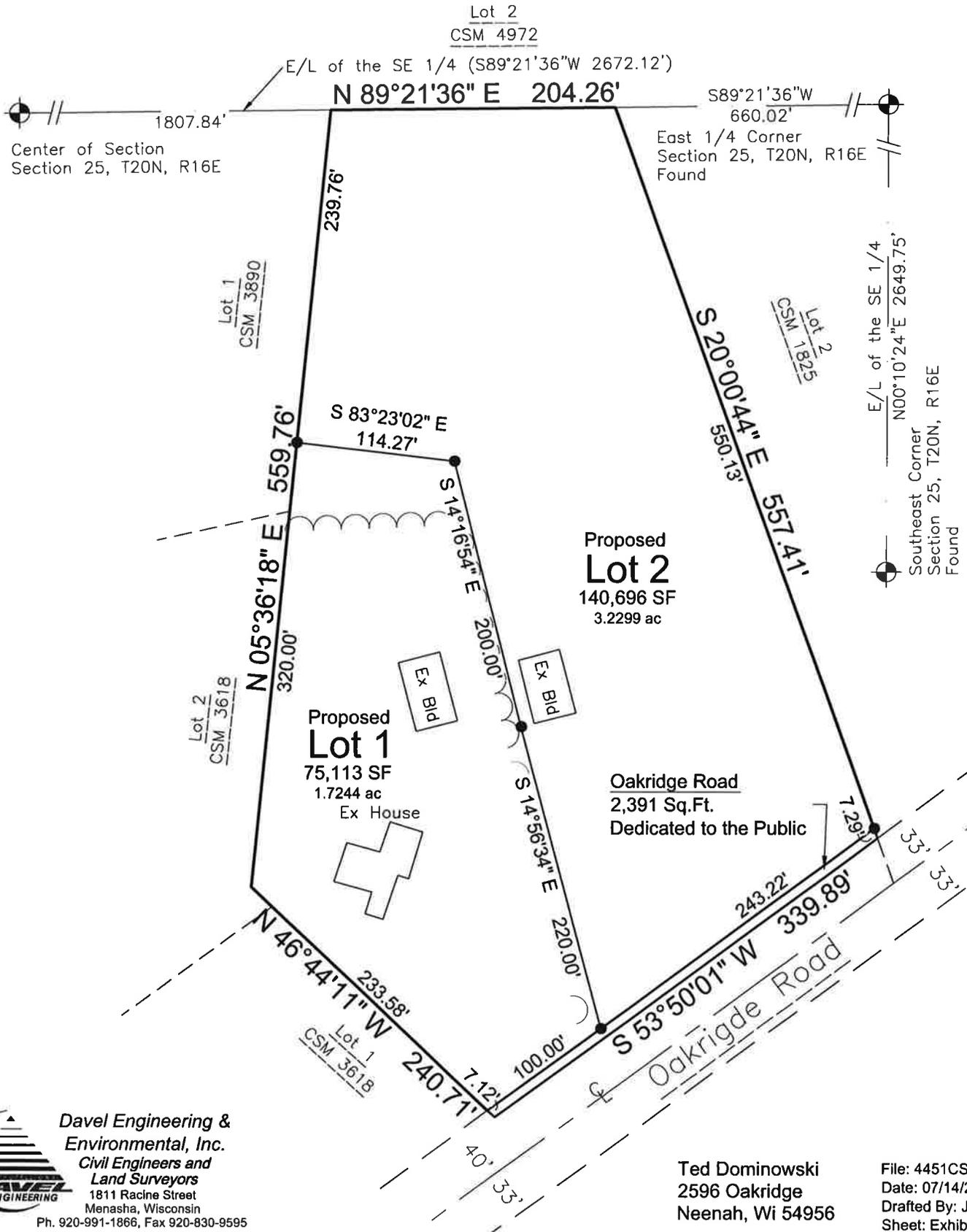
ATTEST:


Richard Johnston, Town Administrator/Clerk



Rezoning Exhibit

Part of the Northeast 1/4 of the Southeast 1/4 of Section 25, Township 20 North, Range 16 East, Town of Clayton, Winnebago County, Wisconsin.



Rezoning Legal for Parcel No 006-0653-04

Part of the Northeast 1/4 of the Southeast 1/4 of Section 25, Township 20 North, Range 16 East, Town of Clayton, Winnebago County, Wisconsin, containing 218,200 Square Feet (5.0092 Acres) of land described as follows:

Commencing at the East 1/4 corner of Section 25; thence along the North line of the Southeast 1/4 of said Section 25, S89°21'36"W, 660.02 feet to the point of beginning; thence, along the West line of Lot 2 of Certified Survey Map 1825, S20°00'44"E 557.41 feet to the North right of way of Oakridge Road; thence, along said North right of way line, S53°50'01"W, 339.89 feet to the East line of Certified Survey Map 3618; thence along said East line, N46°44'11"W, 240.71 feet; thence, continuing along said East line, N05°36'18"E, 559.76 feet to said North line of the Southeast 1/4; thence along said North line, N89°21'36"E, 204.26 feet to the point of beginning, subject to all easements, and restrictions of record.



*Davel Engineering &
Environmental, Inc.*
*Civil Engineers and
Land Surveyors*
1811 Racine Street
Menasha, Wisconsin
Ph. 920-991-1866, Fax 920-830-9595

Ted Dominowski
2596 Oakridge
Neenah, Wi 54956

File: 4451CSM.dwg
Date: 07/10/2015
Drafted By: Jim
Sheet: Legal



Wednesday, August 26th, 2015



County Zoning Office
Attn: Cary A. Rowe
112 Otter Ave
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:

Ted E. and Cathleen A. Dominowski, 2596 Oakridge Drive, Neenah, WI 54956, for property located at 2596 Oakridge Drive, Neenah, WI 54956, in the Town of Clayton, specifically described as a portion of Tax ID # 006-0653-04 and being Part of the Northeast ¼ of the Southeast ¼ of Section 25, Township 20 North, Range 16 East, Town of Clayton, County of Winnebago, State of Wisconsin to be rezoned from A-2 (GENERAL FARMING 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,

A handwritten signature in black ink that reads "Richard Johnston". The signature is written in a cursive style.

Richard Johnston
Town Administrator/Clerk

CC County Clerk, Sue Ertmer

R E S O L U T I O N

DATE: 10/20/15

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 10-08-15

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF UTICA_ in accordance with the petition of JANET KECK and

WHEREAS, said request is or is not in compliance with the adopted Winnebago County Land Use Plan and Winnebago County's Farmland Preservation 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 of said ordinance, which it now and heretofore had, to the zoned district of RR.

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: 024-0100 FROM A-2 TO RR.

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 ,
201 .

Mark Harris



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF OCTOBER 5, 2015

TO: Planning & Zoning Committee

FM: Zoning Administrator *CRH*

RE: Review of Town Zoning Changes

10-05-15 1. Luker - Town Zoning Change (Tax ID Nos: 004-0340-07, 004-0340-08) – Town of Black Wolf.

The town zoning change for Luker is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from A-2 (Agricultural) to R-1 (Rural Residential) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Rural Preservation.

Approved 4-1 (Keller)

RECOMMENDATION: Forward zone change to County Board for action.

10-06-15 2. Zitzelsberger - Town Zoning Change (Tax ID No: 004-0441-01-01) – Town of Black Wolf.

The town zoning change for Zitzelsberger is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from R-1 (Rural Residential) to A-2 (General Agriculture) and Winnebago County's land use plan shows future land use as Residential / Openspace / Agriculture.

Approved 5-0

RECOMMENDATION: Forward zone change to County Board for action.

10-07-15 3. Dominowski - Town Zoning Change (Tax ID No: 006-0653-04) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-08-154. Keck - Town Zoning Change (Tax ID No: 024-0100) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-09-155. Williams Family LLC - Town Zoning Change (Tax ID No: 024-0472-01) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-10-156. Schrage - Town Zoning Change (Tax ID No: 026-0550-05) – Town of Vinland.

The town zoning change for Schrage is consistent with Winnebago County's Land Use Plan. The Town of Vinland approved the zoning change from R-2 (Rural Residential District - Subdivided) to R-1 (Rural Residential District - Nonsubdivided) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Residential.

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

FLU: AJ

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



SUBMITTAL FORM

Name of Property Owner: Janet Keck

Address of Owner: 2235 Job 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):

NE SE 40.00 A

Tax Parcel Number, if existing parcel: 024-0100

Section 6 Town 17N Range R15E

Existing Zoning: A2 Name of District: Agriculture District (General Farming)

Lot 1

Proposed Zoning: RR Name of District: Rural Residential Recreational

Town Board Action: X 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 Sonnleitner, Clerk of the Town of Utica, hereby certify that a public hearing was conducted on May 7, 2015 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnleitner

Date: 6/15/2015

LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR REZONING CHANGE

Subject Parcel: 024-0100

Owner: Janet Keck

Applicant: Janet Keck

PARCEL	OWNER 1	MAILING ADDRESS	CITY/STATE/ZIP
0220876			
0220877	CHELLOW, ROBERT & MARIE	5048 KENWOOD CT	OSHKOSH, WI 54901 0000
0240083			
0240086	DAVIS, MARK T	6853 STATE RD 91	PICKETT, WI 54964 0000
0240087	DAVIS, MARK & REBECCA	6853 STATE RD 91	PICKETT, WI 54964 0000
0240100	KECK, JANET	2235 JOB RD	PICKETT, WI 54964 0000
0240101			
0240102	CHELLOW, ROBERT & MARIE WAGNER	5048 KENWOOD CT	OSHKOSH, WI 54904 0000
0240103	UNITED STATES OF AMERICA – US FISH & WILDLIFE SERVICE	5600 AMERICAN BLVD WEST SUITE 990	BLOOMINGTON, MN 55437-1458

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: 2235 Job Road; Pickett, WI 54964

Name of Owner(s): Janet Keck

Address, if different than above: _____

(U.S. Fish and Wildlife Service – Kay Honetschlager)

Home Phone: 920/ 685-2591 Daytime Phone, if different: 612/ 713-5415

Name of Applicant(s): U.S. Fish and Wildlife Service

Address, if different than above: 5600 American Boulevard, Suite 990; Bloomington, MN 55437
Work

Home-Phone: 612/713-5415 Daytime Phone, if different: _____

Name & Address of professional in charge of proposed development (architect, builder, contractor, engineer, etc): Regional Surveyor: Gary Kratz, 5600 American Boulevard,

Suite 990; Bloomington, MN 55437-1458

Legal Description of Property: Please see attached Exhibit "A"

Tax Parcel Number(s) (REQUIRED): 0240100 & 0240103

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: From

Waukau, WI, turn left onto WI-91 east; follow WI-91 east 1.3 miles; turn right onto Job Road;

Property is located approximately .7 mile south on Job Road.

1. What is the current use of the property? Vacant land (portion FWS has purchased)

Remainder of property which Mrs. Keck owns is A2.

2. What is the intended use of this property? waterfowl production area

3. Please mark the current zoning for the property:

- | | | | |
|-------------------------------------|--------------------------|--------------------------|---------------------------------|
| <input checked="" 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 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: Mrs. Keck sold a portion of her property to the U.S. Fish and Wildlife Service. The remainder will need to be rezoned due to the decrease in size.

6. If this is a Rural Recreational rezoning request, please specify what type of conditions are being requested: With the decrease in acreage, the remainder is residential, with some planting on the property.

7. Please explain why this is the best proposed use for this property: Due to the size of the remaining acreage, it is not enough to conduct farming operations.

8. Please explain the compatibility of the proposed use(s) with the surrounding land uses: Other properties in the area are general farming or farm preservation.

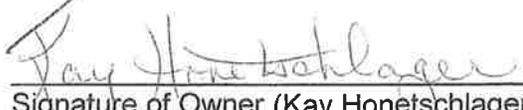
9. List all property owners within 300 feet and their mailing addresses:

- | | |
|---|---|
| 1) Thomas Davis
6853 State Road 91
Pickett, WI 54964-5743 | 4) Patricia Bradley
6570 Bradley Avenue
Pickett, WI 54964 |
| 2) Mark Ruechel
3091 Rebecca Run
Oshkosh, WI 54904-7448 | 5) |
| 3) Robert Chellow & Marie Wagner
5048 Kenwood Court
Oshkosh, WI 54904 | 6) |

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 (Janet Keck)

5.7.15
Date


Signature of Owner (Kay Honetschlager for U.S. Fish and Wildlife Service)

3/11/2015
Date

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 7, 2015

7:30 pm

To hear testimony for approval of a CSM (certified survey map) dividing/combining parcel number 024-0100 and 024-0103 currently zoned A2 and owned by Janet Keck 2235 Job Road Pickett, WI 54964. U.S. Fish and Wildlife Service purchased some of the property and would like to subdivide the 80.21 acres into two parcels to meet the proper zoning:

1. A 11.41 acre parcel to be zoned RR which contains the residence and outbuildings,
2. A 68.80 acre parcel to remain zoned A2 which is to the south and west,

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

PARCEL	OWNER 1	MAILING ADDRESS	CITY/STATE/ZIP
0220876 0220877	CHELLOW, ROBERT & MARIE	5048 KENWOOD CT	OSHKOSH, WI 54901 0000
0240083 0240086	DAVIS, MARK T	6853 STATE RD 91	PICKETT, WI 54964 0000
0240087	DAVIS, MARK & REBECCA	6853 STATE RD 91	PICKETT, WI 54964 0000
0240100	KECK, JANET	2235 JOB RD	PICKETT, WI 54964 0000
0240101 0240102	CHELLOW, ROBERT & MARIE WAGNER	5048 KENWOOD CT	OSHKOSH, WI 54904 0000
0240103	UNITED STATES OF AMERICA – US FISH & WILDLIFE SERVICE	5600 AMERICAN BLVD WEST SUITE 990	BLOOMINGTON, MN 55437-1458

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 Sonnleitner, Clerk & Planning/Zoning Secretary
Posted: 4-23-2015

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 7, 2015

7:30 pm

1. Call the Meeting to Order
2. Take Roll Call:
 - A. *Members:* Terry Beck, Chad Bowman, Donavon Bradley, Darwin Briggs, Robert Kumbier, Ken Schmick, Tom Thiel
 - B. *Alternates:* Tim Oliver, Mike Christianson
3. Approve March 5, 2015 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public hearing to consider and recommend to the Town Board approving CSM #5561 for Janet Keck
6. Discuss and recommend to the Town Board changes to the “In General” section and the “Household Occupation” definition in the Ordinance to encourage small business growth along with make it easy for small home businesses to be promoted, discuss and may act on allowing a certain size yard sign to be placed in the front yard.
7. Discuss and recommend to the Town Board any amendments to the Town of Utica’s Comprehensive Plan – review the Future Land Use map.
8. Future Agenda Items
9. Adjournment

Jenny Sonnleitner, Clerk
Posted: 5/5/2015

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 7, 2015

7:30 pm

1. Call the Meeting to Order
This meeting was called to order by Chairman Tom Thiel at 7:30pm at the Utica Town Hall
5 people present
2. Take Roll Call:
 - A. *Members Present:* Donavon Bradley, Darwin Briggs, Robert Kumbier, Ken Schmick, Tom Thiel
 - B. *Members Absent:* Terry Beck, Chad Bowman (excused)
 - C. *Alternates Present:* NA
3. Approve March 5, 2015 Plan Commission Meeting Minutes
Darwin Briggs motions to pass the Minutes, seconded by Robert Kumbier. Carried
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public hearing to consider and recommend to the Town Board approving CSM #5561 for Janet Keck.
US Fish & Wildlife purchased about 68 acres, Janet has about 11 acres. Tom said the setbacks and road frontage are okay. No concerns from anyone in attendance. Public session closed.
Darwin Briggs mentioned that the property the US Fish & Wildlife purchased will be coming off the tax roll. Tom said all the paperwork seems to be in order and looks good. We will need to split Lot 1 off as RR and remaining as A2. Darwin Briggs motions to recommend to the Town Board to separate Lot 1 from Lot 2, leave Lot 2 zoned Agriculture/A2 and Lot 1 RR, and to accept CSM #5561, seconded by Ken Schmick. Carried
6. Discuss and recommend to the Town Board changes to the “In General” section and the “Household Occupation” definition in the Ordinance to encourage small business growth along with make it easy for small home businesses to be promoted, discuss and may act on allowing a certain size yard sign to be placed in the front yard.
Leonard Schmick mentioned from a previous meeting that there are some signs that don't comply with our codes. Doesn't feel this is something that would be abused and those that have small businesses can put a sign in their yard to help promote their business, real estate size sign or farmyard sign. Jenny Sonnleitner read the “Household Occupation” in the Town Ordinance. Tom Thiel said a person can have 5 acres but would need a Conditional Use to do more. Ralph Kalies thinks it would serve the community better to be more open and to have a business advocate rather than the Town Board, that will also work with the committees, to help someone find their way and help with any issues. Donavon Bradley said we don't know the needs of a person's business, we can't give people rules that we don't know anything about. Tom Thiel said that “people” are going to others and making it sound like he is telling people “no” and he hasn't heard of any of these issues. If the Town Board hears of any issues, come talk to me so I know and we need to communicate. Leonard Schmick said now the rules are vague not to have a yard sign and would like to have the sign issue not in the rules. Darwin Briggs thinks we just need to tweak the “Household Occupation” description and tweak the Sign rules, then put the new rules in the newsletter so everyone is aware, that should take away any fear. We have a fire inspector, would these home-made businesses need the fire inspector to go through? Leonard Schmick said that would be up to the property owner for an inspector to come in. Darwin Briggs said he was a fire fighter and doesn't like to walk down into basements and not knowing what is down there. Roman Bauer thinks something has to be done, if there is a complaint, that needs to go to the Town Board at the monthly meetings. Leonard Schmick said there needs to be a written complaint and the person/people complaining need to be at the meetings. Donavan Bradley that will make sure the complaint is legitimate. Roman Bauer thinks the current board is doing an outstanding job and would take his hat off to them. Darwin Briggs suggests to table this and let everyone read it over and come back with some suggestions. Tom Thiel said we need to think about the city of Oshkosh (extraterritorial boundary) and the County. Ken Schmick said Omro has an Industrial Sign for their Industrial Park, maybe we should have a sign up. Tom Thiel suggests to put the Town maps on the website.
7. Discuss and recommend to the Town Board any amendments to the Town of Utica's Comprehensive Plan – review the Future Land Use map.
Will discuss more at another meeting.

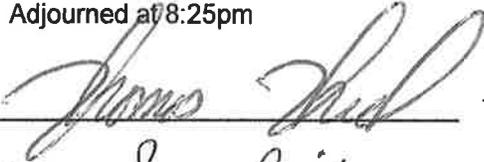
8. Future Agenda Items

- A) Review 'In General' section in the Ordinance
- B) Future Land Use Map
- C) Comprehensive Plan
- D) Ken will be coming in with a CSM, purchasing wooded land from Munsil Williams on Bonnieview Road. Taking 6.5 acres out of 40 acres, the remaining will be combined with a 20 acre parcel.

9. Adjournment

Adjourned at 8:25pm

Jenny Sonnleitner, Clerk



Thomas Thiel, Plan Chairman



Jenny Sonnleitner, Clerk/Plan Secretary

TOWN OF UTICA

Town Board Meeting ~ Agenda

Monday, May 11, 2015

7:00pm – Board & Public to view
invoices being paid

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.

1. Call the Meeting to Order
2. Pledge of Allegiance
3. CONSENT AGENDA:
 - A) Approve April 13, 2015 Town Board Meeting Minutes
 - B) Affidavit of Posting/Publication
 - C) Approve Payment of Bills for May
4. Treasurer's Report from April
5. Public Forum
6. Discuss and act on Possible Budget Amendments
7. Discuss and act on the option to increase the Worker's Comp limits on Horton Group Insurance for an additional \$75/year – allows ability to add Workers Comp to Excess Liability policy and provide more liability protection.
8. ROADS
 - A) Discuss Spring Road Inspection
 - B) Discuss and act on any Summer Road Maintenance contracts received
9. Discuss/Reappoint Tom Davis to the Rush Lake Advisory Committee
10. PLAN COMMISSION
 - A) Discuss/Approve the Plan Commission's recommendation to separate Lot 1 as RR and Lot 2 to stay A2 Agriculture, and accept the CSM for Janet Keck, 024-0400 & 024-0103.
 - B) Discuss/Reappoint Tom Thiel on the Plan Commission
 - C) Discuss/Approve appointing 1 Board of Appeals member (Ron Meier resigned) and 2 alternates
11. FIRE DEPARTMENT / EMS
 - A) April: 11 fire calls / 6 EMS calls
 - B) Ambulance Service Contract
12. ITEMS FOR INCLUSION IN NEWSLETTER
 - A) Town Board Meeting – June 8, 2015; 7:30pm at the Utica Town Hall
 - B) Fireworks Demo Days at the Town Hall Pavilion June 19 at dusk, rain date June 20
 - C) Fisk Fireworks Donations are appreciated, send to: Howard Christianson 5550 Fisk Ave. Oshkosh, WI 54904
 - D) Anyone interested in helping collect donations for the fireworks display, contact Howard Christianson 589-2001
 - E) Anyone interested on serving on the Board of Appeals/Variance committee, contact the Chairman or a Supervisor
 - F) Open Book: July 28 & 29 & 30, 2015 / Board of Review: August 19, 2015; times are yet to be determined
13. EDUCATION
 - A) UW-Extension Plan Commission Network–May 18, 2015 6-8pm–Plan Commissioner 101 training–Who will attend?
 - B) Horton Group Insurance: May 15-16 Emergency Vehicle Drive Training-Instructor
May 14 Managing Volunteer & Combination Emergency Service Organizations
May 13 Understanding How to Eat an Elephant-A Discussion about Reducing Driving Related Risks
14. FUTURE AGENDA ITEMS
 - A) June - Ralph Kalies report on Disaster Assessment Workshop that was held May 11, 2015
 - B) Emergency Management Plan
15. CORRESPONDENCE RECEIVED
 - A) WI Towns Association Monthly Mailing
 - B) Property Transfers – April 2015
16. Adjournment

Jenny Sonnleitner, Clerk
Posted: 5-9-2015

Plan Commission Members (7, 2 alternates) (3-year term): Tom Thiel 5/2012, Terry Beck 1/2012, Chad Bowman 6/2012, Donavon Bradley 12/2013, Michael Christianson (alternate) 2/2014, Robert Kumbier 6/2014; Darwin Briggs 12/2014, Ken Schmick 2/2014, Tim Oliver (alternate) 1/2015

Board of Appeals Members (5, 2 alternates) (3-year term): Walt Whiting 12/2012, Len Schmick 9/2005, Vicki Williams 5/2013; Robert Potratz 3/2015; Nelson Hinz 4/2015

Rush Lake Steering Committee (3) (3-year term): Tom Davis 5/2008, Chuck Kuhrt 9/2014, Kevin Fritz 2/2015

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 920-589-6774 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

Town Board Meeting ~ Minutes

Monday, May 11, 2015

7:00pm – Board & Public to view
invoices being paid

7:30pm – Town Board Meeting

1. **Call the Meeting to Order**

This meeting was called to order by Chairman Schmick at 7:30 p.m. at the Utica Town Hall.
PRESENT: Chairman Leonard Schmick; Supervisor #1 Chuck Kuhrt; Supervisor #2 Donavon Bradley;
Treasurer Brenda Morrell; Clerk Jenny Sonneleitner
6 were in attendance
2. **Pledge of Allegiance**
3. **CONSENT AGENDA:**
 - A) Approve April 13, 2015 Town Board Meeting Minutes
 - B) Affidavit of Postings/Publication: Clerk & Chairman to sign
 - C) Approve Payment of Bills for MayChairman Schmick motions to accept the Consent Agenda, seconded by Supervisor Kuhrt. Carried
4. **Treasurer's Report from April**

Treasurer Morrell presented the report; BMO Harris Bank - Receipts: \$43,445.61; Disbursements: \$42,074.61;
Total Balance: \$521,082.22. Total cash on hand including Fire/EMS account: \$539,017.79
5. **Public Forum**

Jason White, CEO of the Greater Economic Development Corporation, was present and introduced himself and talked about economic growth for our area. The Corporation is non-profit; goals are to create jobs, increase the standard of living in the area, and help businesses grow.
Officer was present. Treasurer Morrell asked about the alert that was recently sent and if there will there be any changes? The officer is not aware of any changes and isn't sure what department sent it out. Some people use scanner apps and they can't listen to all radios from different departments and is only gets parts of the conversation.
6. **Discuss and act on Possible Budget Amendments**

No amendments needed
7. **Discuss and act on the option to increase the Worker's Comp limits on Horton Group Insurance for an additional \$75/year – allows ability to add Workers Comp to Excess Liability policy and provide more liability protection.**

Chairman Schmick motions to accept, seconded by Supervisor Bradley. Carried
8. **ROADS**
 - A) **Discuss Spring Road Inspection**

Chairman Schmick said in the past we have done several bids with other companies and is better off using the County to fix the roads. The County provided a list of work than money we have to do all the projects. The total is \$451,000 and doesn't include James Road north of County Road N, but the County may try to use that road for a new procedure where ½-¾" gravel instead of screenings and a heavier overlay of oil; we would pay for materials and not equipment or labor, we should take advantage of this to help save money. We should know about the experimental road procedure in a couple weeks. Supervisor Kuhrt said to try and get some roads done sooner in the year rather than wait for August and cooler weather.

PROJECT LIST: Banville Road, paver patch & chip seal (44-Elo and Elo to M0 \$22,650 + \$52,600); Bradley Road paver patch \$31,000; Williams Road, paver patch & chip seal \$11,800; Old Grange Road, chip seal \$1900; Crown Drive, paver patch \$5000; Burr Oak Road, paver patch \$37,000; Bonnieview Road, paver patch (44-M and 44-FF) \$6100 + 9500; Zoar Road, paver patch \$34,300; Angle Road, paver patch \$2000; Utica Town Hall, add base to parking lot in front of fire house doors, page entire parkint lot with 4" hot mix asphalt \$70,000; Fisk Ave, pulverize and shape compact and pave with 4" hot mix asphalt, add shoulder material after paving \$168,000.

Board's discussion: Hold off on Banville Road and do James Road this year. Supervisor Kuhrt said to paver patch Banville Road this year and chip seal next year. Supervisor Bradley suggested to try the new procedure on Bradley Road since that is a marsh area also. We have spent a lot of money on Bradley Road. Chairman Schmick said to hold off on Banville and Bradley Roads until he hears from the County, otherwise roads held up pretty good.
Chairman motions to do everything on the list but hold on Banville and Bradley, do James Road project north to County Road N, hold off on Bradley Road to see how James Road holds up and if any extra money, work on Banville, seconded by Supervisor Kuhrt. Carried
 - B) **Discuss and act on any Summer Road Maintenance contracts received**

See 8A above
9. **Discuss and reappoint Tom Davis to the Rush Lake Advisory Committee**

Chairman Schmick motions to reappoint Tom Davis to the Rush Lake Committee, seconded by Supervisor Kuhrt. Carried

10. PLAN COMMISSION

- A) Discuss/Approve the Plan Commission's recommendation to separate Lot 1 as RR and Lot 2 to stay A2 Agriculture, and accept the CSM for Janet Keck, 024-0400 & 024-0103.
Tom Davis said the land was purchased by US Fish & Wildlife and public hunting will be allowed, Janet does have a 2 year hold on hunting. There should be a satellite parking area or a way for fire trucks to turn around from driving down that road because it is like a trap and difficult to turn around. He has contact with the US Fish & Wildlife at the Rush Lake meetings and suggests that the Town make the request to have a satellite parking area at the end of Job Road. Supervisor Kuhrt motions to approve the CSM for the Janet Keck properties, seconded by Supervisor Bradley. Carried
- B) Discuss/Reappoint Tom Thiel on the Plan Commission for a 3 year term.
Postpone decision until next meeting
- C) Discuss/Approve appointing 1 Board of Appeals member (Ron Meier resigned) and 2 alternates
Anyone interested, please contact the Town Board

11. FIRE DEPARTMENT / EMS

- A) April : 11 fire calls / 6 EMS calls
B) Ambulance Service Contract – did not receive yet

12. ITEMS TO INCLUDE IN THE PICKETT COMMUNITY CENTER NEWSLETTER

- A) Town Board Meeting – June 8, 2015; 730pm at the Utica Town Hall
B) Fireworks Demo Days at the Town Hall Pavilion June 19 at dusk, rain date June 20
C) Fisk Fireworks Donations are appreciated, send to: Howard Christianson 5550 Fisk Ave. Oshkosh, WI 54904
D) Anyone interested in helping collect donations for the fireworks display, contact Howard Christianson 589-2001
E) Anyone interested on serving on the Board of Appeals/Variance committee, contact the Chairman or a Supervisor
F) Open Book: July 28 & 29 & 30, 2015 (9am-6:30pm each day) / Board of Review: August 19, 2015 (6-8pm)

13. EDUCATION

- A) UW-Extension Plan Commission Network–May 18, 2015 6-8pm–Plan Commissioner 101 training–Who will attend?
B) Horton Group Insurance: May 15-16 Emergency Vehicle Drive Training-Instructor
May 14 Managing Volunteer & Combination Emergency Service Organizations
May 13 Understanding How to Eat an Elephant-A Discussion about Reducing Driving Related Risks

14. FUTURE AGENDA ITEMS

- A) June – Ralph Kalies report on Disaster Assessment Workshop that was held May 11, 2015
B) Emergency Management Plan

15. CORRESPONDENCE

- A) WI Towns Association Monthly mailing
B) Property Transfers – April 2015

16. Adjournment

Adjourned at 7:56pm

Jenny Sonnleitner, Clerk



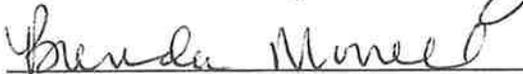
Len Schmick – Chairman



Chuck Kuhrt - Supervisor #1



Donavon Bradley - Supervisor #2



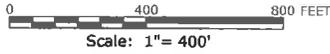
Brenda Morrell – Treasurer



Jenny Sonnleitner - Clerk

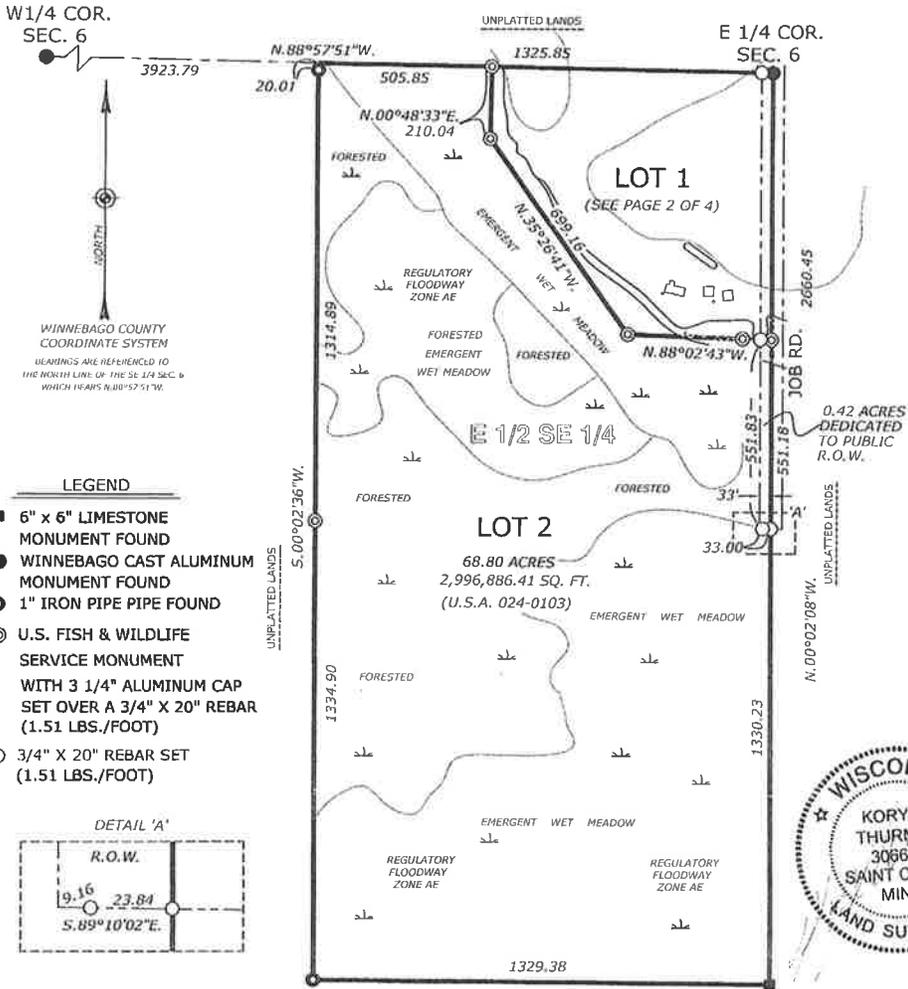
CERTIFIED SURVEY MAP

E 1/2 of the SE1/4 of Section 6, T.17N.,
R.15E., Town of Utica, Winnebago County, Wisconsin



PREPARED FOR: Janet Keck

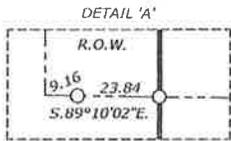
PREPARED BY: Kory R. Thurnau
U.S. Fish and Wildlife Service
434 Great Oak Drive
Waite Park, MN 56387
612-209-2507



WINNEBAGO COUNTY
COORDINATE SYSTEM
BEARINGS ARE REFERENCED TO
THE NORTH LINE OF THE SE 1/4 SEC. 6
WHICH BEARS N.88°57'51\"/>

LEGEND

- 6" x 6" LIMESTONE MONUMENT FOUND
- WINNEBAGO CAST ALUMINUM MONUMENT FOUND
- 1" IRON PIPE FOUND
- ◎ U.S. FISH & WILDLIFE SERVICE MONUMENT WITH 3 1/4" ALUMINUM CAP SET OVER A 3/4" X 20" REBAR (1.51 LBS./FOOT)
- 3/4" X 20" REBAR SET (1.51 LBS./FOOT)



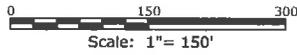
FLOODWAY AND FLOOD ZONES DETERMINED FROM FEMA PANEL 0305E EFFECTIVE MARCH 17, 2003 AND FEMA PANEL 0075F EFFECTIVE NOVEMBER 4, 2014

WETLANDS SHOWN BASED ON WISCONSIN DNR WETLAND INVENTORY DATABASE

SE COR.
SEC. 6

CERTIFIED SURVEY MAP

E 1/2 of the SE1/4 of Section 6, T.17N.,
R.15E., Town of Utica, Winnebago County, Wisconsin

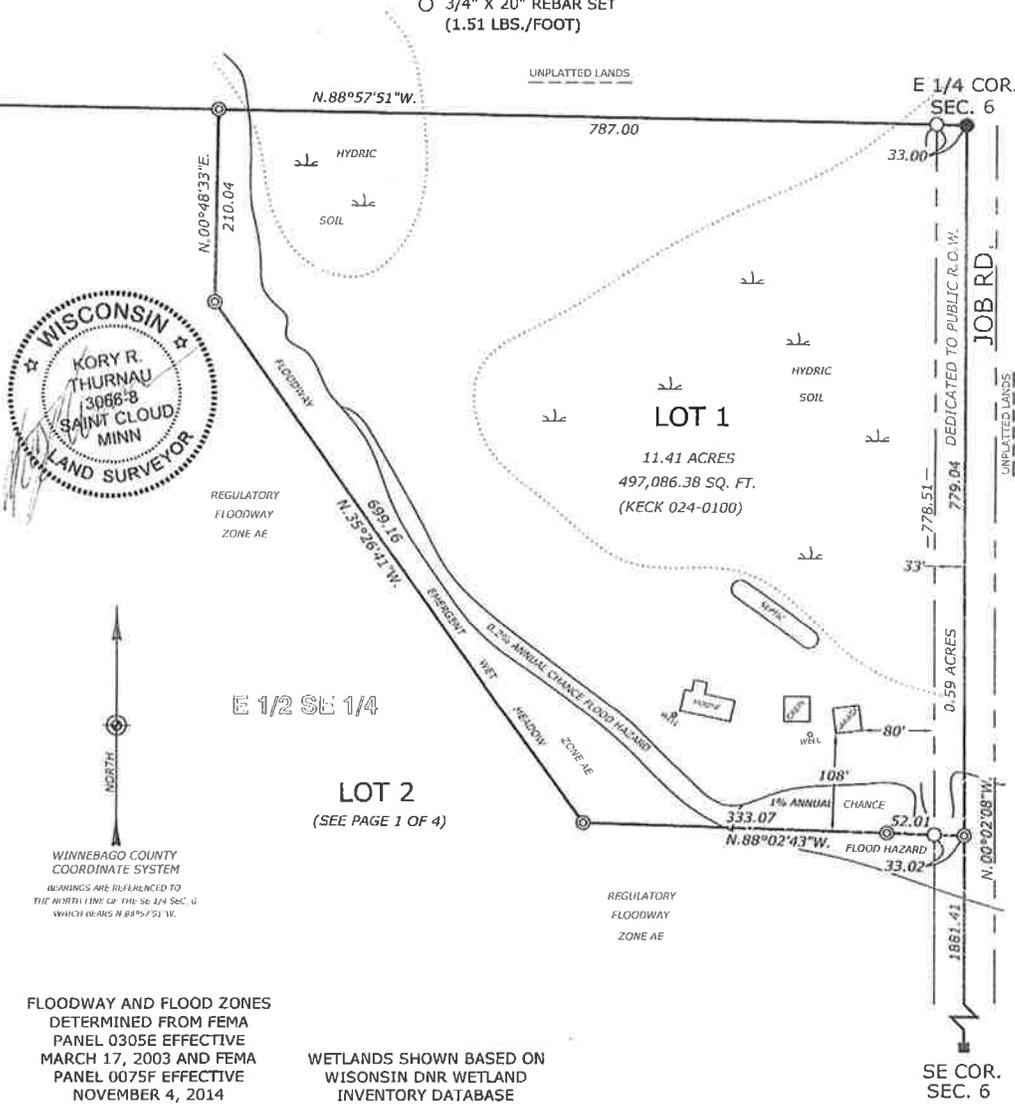


PREPARED FOR: Janet Keck

PREPARED BY: Kory R. Thurnau
U.S. Fish and Wildlife Service
434 Great Oak Drive
Waite Park, MN 56387
612-209-2507

LEGEND

- 6" x 6" LIMESTONE MONUMENT FOUND
- WINNEBAGO CAST ALUMINUM MONUMENT FOUND
- ⊙ U.S. FISH & WILDLIFE SERVICE MONUMENT WITH 3 1/4" ALUMINUM CAP SET OVER A 3/4" X 20" REBAR (1.51 LBS./FOOT)
- 3/4" X 20" REBAR SET (1.51 LBS./FOOT)



WINNEBAGO COUNTY COORDINATE SYSTEM
BEARINGS ARE REFERENCED TO THE NORTH LINE OF THE SE 1/4 SEC. 6 WHICH BEARS N.88°57'51" W.

FLOODWAY AND FLOOD ZONES DETERMINED FROM FEMA PANEL 0305E EFFECTIVE MARCH 17, 2003 AND FEMA PANEL 0075F EFFECTIVE NOVEMBER 4, 2014

WETLANDS SHOWN BASED ON WISCONSIN DNR WETLAND INVENTORY DATABASE

R E S O L U T I O N

DATE: 10/20/15

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 10-09-15

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF UTICA, in accordance with the petition of WILLIAMS FAMILY LLC and

WHEREAS, said request is or is not in compliance with the adopted Winnebago County Land Use Plan and Winnebago County's Farmland Preservation 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 of said ordinance, which it now and heretofore had, to the zoned district of RR.

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 FROM A-2 TO RR.

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
201 .

Mark Harris

County Board Supervisory district **33**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF OCTOBER 5, 2015

TO: Planning & Zoning Committee

FM: Zoning Administrator *CRH*

RE: Review of Town Zoning Changes

10-05-151. Luker - Town Zoning Change (Tax ID Nos: 004-0340-07, 004-0340-08) – Town of Black Wolf.

The town zoning change for Luker is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from A-2 (Agricultural) to R-1 (Rural Residential) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Rural Preservation.

Approved 4-1 (Keller)

RECOMMENDATION: Forward zone change to County Board for action.

10-06-152. Zitzelsberger - Town Zoning Change (Tax ID No: 004-0441-01-01) – Town of Black Wolf.

The town zoning change for Zitzelsberger is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from R-1 (Rural Residential) to A-2 (General Agriculture) and Winnebago County's land use plan shows future land use as Residential / Openspace / Agriculture.

Approved 5-0

RECOMMENDATION: Forward zone change to County Board for action.

10-07-153. Dominowski - Town Zoning Change (Tax ID No: 006-0653-04) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0
10-08-154. Keck - Town Zoning Change (Tax ID No: 024-0100) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0
10-09-155. Williams Family LLC - Town Zoning Change (Tax ID No: 024-0472-01) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0
10-10-156. Schrage - Town Zoning Change (Tax ID No: 026-0550-05) – Town of Vinland.

The town zoning change for Schrage is consistent with Winnebago County's Land Use Plan. The Town of Vinland approved the zoning change from R-2 (Rural Residential District - Subdivided) to R-1 (Rural Residential District - Nonsubdivided) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Residential.

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

FLU: Ag

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



SUBMITTAL FORM

Name of Property Owner: Munsil Williams Family, LLC

Address of Owner: 1211 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):

SE NW 40.00 A

Tax Parcel Number, if existing parcel: 024-0474

Section 22 Town 17N Range R15E

Existing Zoning: A2 Name of District: Agriculture District (General Farming)

Lot 1 Proposed Zoning: RR Name of District: Rural Residential Recreational
024-0472-01

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 Sonnleitner, Clerk of the Town of Utica, hereby certify that a public hearing was conducted on June 4, 2015 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Jenny Sonnleitner

Date: 6/15/2015

LISTING OF PARCELS SURROUNDING SUBJECT PARCEL FOR REZONING CHANGE

Subject Parcel: 024-0474

Owner: Munsil Williams Family LLC

Applicant: Munsil Williams Family LLC

PARCEL	OWNER 1	MAILING ADDRESS	CITY/STATE/ZIP
024048105	Herzer, Susann	5893 Bonnie View Road	Oshkosh, WI 54904
0240465	Hunter, Charles H	5863 State Road 44	Oshkosh, WI 54904
02404810601	Stettler, Grant & Stephanie	5875 Bonnie View Road	Oshkosh, WI 54904
0240466			
0240468			
0240470			
0240472			
0240474			
0240475			
0240476	Munsil Williams Family LLC	1211 Williams Road	Pickett, WI 54964

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, June 4, 2015

7:30 pm

To hear testimony for approval of a CSM (certified survey map) dividing/combining parcel number 024-0474 (40 acres) and 024-0472 (20 acres) both currently zoned A2 and owned by Munsil Williams Family, LLC 1211 Williams Road Pickett, WI 54964. The former homestead site will be used for a new single-family residence on 6.161 acres and combining the remaining acres with 024-0472 for a total of approximately 52.283 acres to meet the proper zoning.

1. A 6.161 acre parcel to be zoned RR,
2. A 52.253 acre parcel to remain zoned A2.

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

PARCEL	OWNER 1	MAILING ADDRESS	CITY/STATE/ZIP
024048105	Herzer, Susann	5893 Bonnie View Road	Oshkosh, WI 54904
0240465	Hunter, Charles H	5863 State Road 44	Oshkosh, WI 54904
02404810601	Stettler, Grant & Stephanie	5875 Bonnie View Road	Oshkosh, WI 54904
0240466			
0240468			
0240470			
0240472			
0240474			
0240475			
0240476	Munsil Williams Family LLC	1211 Williams Road	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 Sonnleitner, Clerk & Planning/Zoning Secretary
Posted: 5-21-2015

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, June 4, 2015

7:30 pm

1. Call the Meeting to Order
2. Take Roll Call:
 - A. *Members:* Terry Beck, Chad Bowman, Donavon Bradley, Darwin Briggs, Robert Kumbier, Ken Schmick, Tom Thiel
 - B. *Alternates:* Tim Oliver, Mike Christianson
3. Approve May 7, 2015 Plan Commission Meeting Minutes
4. Affidavit of Posting/Publication – Secretary and Plan Chairman to sign
5. Public hearing to consider and recommend to the Town Board approving CSM (certified survey map) for Vicki Williams dividing/combining parcel number 024-0474 (40 acres) and 024-0472 (20 acres) both currently zoned A2 and owned by Munsil Williams Family, LLC 1211 Williams Road Pickett, WI 54964. The former homestead site will be used for a new single-family residence on 6.161 acres and combining the remaining acres with 024-0472 for a total of approximately 52.283 acres to meet the proper zoning.
 - A) 6.161 acre parcel to be zoned RR,
 - B) 52.253 acre parcel to remain zoned A2.
6. Discuss and recommend to the Town Board changes to the “In General” section and the “Household Occupation” definition in the Ordinance to encourage small business growth along with make it easy for small home businesses to be promoted, discuss and may act on allowing a certain size yard sign to be placed in the front yard.
7. Discuss and recommend to the Town Board any amendments to the Town of Utica’s Comprehensive Plan – review the Future Land Use map.
8. Future Agenda Items
9. Adjournment

Jenny Sonnleitner, Clerk
Posted: 6/3/2015

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, June 4, 2015

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 people present

2. Take Roll Call:

A. *Members Present:* Chad Bowman, Donavon Bradley, Robert Kumbier, Ken Schmick, Tom Thiel

B. *Members Absent:* Terry Beck, Darwin Briggs

C. *Alternates Present:* NA

"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 May 7, 2015 Plan Commission Meeting Minutes

Robert Kumbier motions to pass the Minutes, seconded by Donavon Bradley. Carried

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

5. Public hearing to consider and recommend to the Town Board approving CSM (certified survey map) for Vicki Williams dividing/combining parcel number 024-0474 (40 acres) and 024-0472 (20 acres) both currently zoned A2 and owned by Munsil Williams Family, LLC 1211 Williams Road Pickett, WI 54964. The former homestead site will be used for a new single-family residence on 6.161 acres and combining the remaining acres with 024-0472 for a total of approximately 52.283 acres to meet the proper zoning.

1. 6.161 acre parcel to be zoned RR,

2. 52.253 acre parcel to remain zoned A2.

Vicki Williams said the idea was to get the property back to the original homestead.

Walt Whiting asked if there would be issues with getting access with farm machinery.

Len Schmick said none of the accesses would change. Vicki said it should stay wide enough. Walkt said to keep in mind of vegetation so grass trucks can get through. Public Hearing closed.

Robert Kumbier feels the CSM meets all the requirements needed. Donavon asked what trees have the blossoms – those are locust trees. Tom asked the committee everything works out with the trust and the frontage is met. Tom recommends the CSM is correct and we shall recommend that to the Board to be approved, seconded by Robert Kumbier. Carried

6. Discuss and recommend to the Town Board changes to the "In General" section and the "Household Occupation" definition in the Ordinance to encourage small business growth along with make it easy for small home businesses to be promoted, discuss and may act on allowing a certain size yard sign to be placed in the front yard.

Donavon would like to throw that section out. Tom said we should keep something in there as not to entice business with household. Since I have been on the Board, no one has come to him or have turned anyone down. The last one shut down was the butcher business and that was by the Ordinance. A conditional use would be given. Ken – should be more clear, right now is wishy-washy. Have a set amount of employees and clear as to be allowed to have a business and note square footage. Is bias now since he does have a small business but also wouldn't want to live by a place with 20 employees next door. Bob – it is hard to understand as it is read now. Maybe we should have somebody that someone can go to that a resident can go talk to besides the Board. Chad – see what other surrounding areas do and would be concerned about the large number of employees. Ken – possibly have a contingency if semis involved. People have come to Donavon and have expressed they don't want to deal with the Plan Commission and they don't want to be hassled. Tom – we are going by the Book (Ordinance), we have to go by the Book and the Board needs to go by the Book. Len – sounds like no one went home to do any homework and this should be tabled. Seems like everyone wants to make some change and we need more time to think about it and is not ready to make recommendations to the Board. Feels there should be some changes. Ken – who would look around to see what other towns are doing? Tom – went to a Plan Commission meeting and feels other towns are more strict than us. Some conditional uses are reviewed every year, we don't do that. Tom – we'll table this for now and get more answers. Jenny suggested each Plan member take a town and ask what their household definitions are.

7. Discuss and recommend to the Town Board any amendments to the Town of Utica's Comprehensive Plan – review the Future Land Use map.

Ken mentioned to Vicki & Cami Williams that part of the land is for future land as small residential parcels. If we need to change the color coding, we need to get minutes that the Board approved that and provide to the County to change the map. Carey Rowe said this is part of the Comprehensive Plan updates.

8. Future Agenda Items

A) Review 'In General' section in the Ordinance

B) Future Land Use Map

C) Comprehensive Plan

9. Adjournment

Adjourned at 7:55pm

Jenny Sonnleitner, Clerk

Thomas Thiel, Plan Chairman

Jenny Sonnleitner, Clerk/Plan Secretary

"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."

TOWN OF UTICA ~ AGENDA

Board of Review to Adjourn to a Later Date

Monday, June 8, 2015

7:00pm

- 1) Board of Review to Adjourn to a Later Date
- 2) Board & Public to view invoices being paid

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.

1. Call the Meeting to Order
2. Announce the date for: Open Book (July 28, 29, 30, 2015 each from 9am-6:30pm)
Board of Review on August 19, 2015 from 6pm-8pm)
3. Adjourn

Town Board Meeting Agenda

7:30pm – Town Board Meeting

1. Call the Meeting to Order
2. Pledge of Allegiance
3. **CONSENT AGENDA:**
 - A) Approve May 11, 2015 Town Board Meeting Minutes
 - B) Affidavit of Posting/Publication
 - C) Approve Payment of Bills for June
4. Treasurer's Report from May
5. Public Forum
6. Discuss and act on Possible Budget Amendments
7. Discuss and Approve an Ordinance to Appoint Members for Board of Review
8. Discuss and Approve an Ordinance Relating to Confidentiality of Income and Expense Records
9. Approve Business License Renewals: Jasper's, United Co-op, Utica Golf Club, Wehrmann's
10. Approve Operator Licenses:
Jasper's: Bailey Fernau, Brittnay Hinz, Keith Kromm, Chad Lisowe, Traci Merrill, Maranda Ott, Samantha Peachey, Jodi Vandermolen
United Co-op: Karrie Bartelt, Carrie Faust, Sara Koplitz, Heather LaPine, Kayla Peters, Cheryl Wilson
Utica Golf: Ashlee Johnson, Gregory Johnson, Lauren King, Lanai Peer, Rebecca Poppy, Rachel Roloff, Madalyn Rogue, Rachel Williams
Wehrmann's: Jenna Bucholtz, Jamie Peerenboom, Lyn Schuh, Joshua Thoms, Mackenzie Wissink
11. **ROADS**
 - A) Discuss and Act on any Road Maintenance contracts received
 - B) Discuss and road updates
 - C) County Bridge or Culvert Aid Program – 2016 Projects
12. Ralph Kalies report on Disaster Assessment Workshop that was held May 11, 2015
13. **PLAN COMMISSION**
 - A) Discuss/Approve the Plan Commission's recommendation to divide/combine parcel number 024-0474 (40 acres) and 024-0472 (20 acres) both currently zoned A2 and owned by Munsil Williams Family, LLC 1211 Williams Road Pickett, WI 54964. The former homestead site will be used for a new single-family residence on 6.161 acres and combining the remaining acres with 024-0472 for a total of approximately 52.283 acres to meet the proper zoning. A) 6.161 acre parcel to be zoned RR, B) 52.253 acre parcel to remain zoned A2.
 - B) Discuss/Reappoint Tom Thiel on the Plan Commission
 - C) Discuss/Approve appointing 1 Board of Appeals member (Ron Meier resigned) and 2 alternates
14. Discuss a topic for each Board member/Clerk/Treasurer to write about for the Newsletter and get to Jenny by June 30, 2015
15. **FIRE DEPARTMENT / EMS**
 - A) May: 2 fire calls / 5 EMS calls
 - B) Ambulance Service Contract
16. **ITEMS FOR INCLUSION IN NEWSLETTER**
 - A) Contact Chairman Leonard Schmick for your free fireworks permit
 - B) Fisk Fireworks Display – July 3, 2015
 - C) Town Board Meeting – July 13, 2015; 7:30pm at the Utica Town Hall
 - D) Fisk Fireworks Donations are appreciated, send to: Howard Christianson 5550 Fisk Ave. Oshkosh, WI 54904
 - E) Anyone interested on serving on the Board of Appeals/Variance committee, contact the Chairman or a Supervisor
 - F) Open Book: July 28 & 29 & 30, 2015 (9am-6:30pm each day) / Board of Review: August 19, 2015 (6-8pm)
17. **FUTURE AGENDA ITEMS**
 - A) Review an Ordinance/Resolution monthly
 - B) Emergency Management Plan
18. **CORRESPONDENCE RECEIVED**
 - A) WI Towns Association Monthly Mailing
 - B) Property Transfers – May 2015
 - C) Oshkosh Public Library Board 3/26/15 Minutes
 - D) Fox Valley Tech – Notice of Public Hearing for 7/1/15-6/30/16 Budget
 - E) Winnebago County Board of Supervisors: Ordinance Reports #3 & #4
 - F) Public Service Commission of WI – Notice of Investigation
19. Adjournment

Jenny Sonnleitner, Clerk / Posted: 6/6/2015

Plan Commission Members (7, 2 alternates) (3-year term): Tom Thiel 5/2012, Terry Beck 1/2012, Chad Bowman 6/2012, Donavon Bradley 12/2013, Michael Christianson (alternate) 2/2014, Robert Kumbier 6/2014; Darwin Briggs 12/2014, Ken Schmick 2/2014, Tim Oliver (alternate) 1/2015

Board of Appeals Members (5, 2 alternates) (3-year term): Walt Whiting 12/2012, Len Schmick 9/2005, Vicki Williams 5/2013; Robert Potratz 3/2015; Nelson Hinz 4/2015

Rush Lake Steering Committee (3) (3-year term): Chuck Kuhrt 9/2014, Kevin Fritz 2/2015, Tom Davis 5/2015

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 920-589-6774 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

Board of Review Adjournment & Town Board Meeting ~ Minutes

Monday, June 8, 2015

7:00pm – Board of Review
Adjournment /
Board & Public to view
invoices being paid
7:30pm – Town Board Meeting

1. Call the Board of Review Meeting to Order

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

PRESENT: Chairman Leonard Schmick; Supervisor #1 Chuck Kuhrt; Supervisor #2 Donavon Bradley; Clerk Jenny Sonnleitner
1 was in attendance

DRAFT

2. Announce the date for: Open Book (July 28, 29, 30, 2015 each from 9am-6:30pm)
Board of Review (August 19, 2015 from 6pm-8pm)

3. Adjournment

1. Call the Town Board Meeting to Order

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

PRESENT: Chairman Leonard Schmick; Supervisor #1 Chuck Kuhrt; Supervisor #2 Donavon Bradley;
Treasurer Brenda Morrell; Clerk Jenny Sonnleitner
6 were in attendance

2. Pledge of Allegiance

3. CONSENT AGENDA:

- A) Approve May 11, 2015 Town Board Meeting Minutes
- B) Affidavit of Postings/Publication: Clerk & Chairman to sign
- C) Approve Payment of Bills for June

Chairman Schmick motions to accept the Consent Agenda, seconded by Supervisor Kuhrt. 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 from May

Treasurer Morrell presented the report; BMO Harris Bank - Receipts: \$8,240.93; Disbursements: \$18,315.35;
Total Balance: \$511,230.86. Total cash on hand including Fire/EMS account: \$528,975.85

5. Public Forum

No comments during public forum

6. Discuss and act on Possible Budget Amendments

No amendments needed

7. Discuss and Approve an Ordinance to Appoint Members for Board of Review

Alternates: Ralph Kalies and Chuck Hunter, both volunteering; Board approved and signed Ordinance

8. Discuss and Approve an Ordinance Relating to Confidentiality of Income & Expense Records

Penalties/Surcharges: pay a forfeiture of not less than \$5 nor more than \$5; Board approved and signed Ordinance

9. Approve Business License Renewals: Jasper's, United Co-op, Utica Golf Club, Wehrmann's

Chairman Schmick motions to approve Operator Licenses and Business Licenses as presented, seconded by Supervisor Kuhrt. Carried

10. Approve Operator Licenses

Jasper's: Bailey Fernau, Brittnay Hinz, Keith Kromm, Chad Lisowe, Traci Merrill, Maranda Ott, Samantha Peachey, Jodi Vandermolen

United Co-op: Karrie Bartelt, Carrie Faust, Sara Koplitz, Heather LaPine, Kayla Peters, Cheryl Wilson

Utica Golf: Ashlee Johnson, Gregory Johnson, Lauren King, Lanai Peer, Rebecca Poppy, Rachel Roloff, Madalyn Rogue, Rachel Williams

Wehrmann's: Jenna Bucholtz, Jamie Peerenboom, Lyn Schuh, Joshua Thoms, Mackenzie Wissink

See 9 Above

11. ROADS

A) Discuss and Act on any Road Maintenance contracts received

None received

B) Discuss any road updates

No updates, County is working on the list of projects they were presented

C) County Bridge or Culvert Aid Program – 2016 Projects

Chairman Schmick is working with Bill Demler at the County and we have one bridge on James Road that may work for this program, we will be replacing a culvert this year. Supervisor Bradley said the bridge on Burr Oak Road will need to be replaced and that is why there is a weight limit on that road, to prepare for the cost of replacing.

12. Ralph Kalies report on Disaster Assessment Workshop that was held May 11, 2015
Whenever there is a disaster, the Township is in charge of making sure the assessments are being done, the County will help but it is our responsibility, plan for the next 30 years, prepare for when bridges, roads, etc. are destroyed. The Town should have a plan and we have 24 hours to report the disaster. Estimates should be high enough, if they don't meet the thresholds, we don't get the funding. 1st reporting within 2-3 hours, then report within 24 hours, estimates within 72 hours. Need to know how to deal with and work with the media to tell the story as the media is a powerful source. The Town would want to meet the threshold to get the federal funds. Damage only covers uninsured damage. Farms aren't insured and are part of a different Ag program. Individuals can get funding, also the public gets funding – bridge replacement, erosion, etc. Find where the problems came from and how to avoid it in the future. Need to keep records/photos for 30 years. Need bids within 72 hours. Example: if neighbors/farmers/County workers remove fallen trees, that doesn't count, needs to be contracted. Who is the contact person and how will this flow?

13. PLAN COMMISSION

- A) Discuss/Approve the Plan Commission's recommendation to divide/combine parcel number 024-0474 (40 acres) and 024-0472 (20 acres) both currently zoned A2 and owned by Munsil Williams Family, LLC 1211 Williams Road Pickett, WI 54964. The former homestead site will be used for a new single-family residence on 6.161 acres and combining the remaining acres with 024-0472 for a total of approximately 52.283 acres to meet the proper zoning. A) 6.161 acre parcel to be zoned RR, B) 52.253 acre parcel to remain zoned A2. Chairman Schmick motions to accept the rezone and the combination of the two lots, seconded by Supervisor Bradley. Carried
- B) Discuss/Reappoint Tom Thiel on the Plan Commission for a 3 year term.
We don't have another person that is currently on the Board for the Chairman position and Chairman Schmick motions to reappoint Tom Thiel as Plan Commission Chairman and Zoning Administrator, seconded by Supervisor Kuhrt.
Roll Call Vote: Supervisor Bradley – No, Supervisor Kuhrt – Yes, Chairman Schmick – Yes. Carried
- C) Discuss/Approve appointing 1 Board of Appeals member (Ron Meier resigned) and 2 alternates
Chairman Schmick motions to appoint Grant Stettler as a new member on Board of Appeals, seconded by Supervisor Kuhrt. Carried

14. Discuss a topic for each Board Member/Clerk/Treasurer to write about for the Newsletter and get to Jenny by June 30, 2015

- Chairman Schmick – Roads and how to allocate which roads to do budgeting
- Supervisor Bradley – Roadside Fence Line maintenance (and "Thank you"), Small Businesses
- Supervisor Kuhrt – Rush Lake Dam
- Treasurer Morrell –
- Clerk Sonnleitner – Garbage dumpsters & bins / Website

15. FIRE DEPARTMENT / EMS

- A) May: 2 fire calls / 5 EMS calls
- B) Ambulance Service Contract – did not receive yet

16. ITEMS TO INCLUDE IN THE PICKETT COMMUNITY CENTER NEWSLETTER

- A) Contact Chairman Leonard Schmick for your free fireworks permit
- B) Fisk Fireworks Display – July 3, 2015
- C) Town Board Meeting – July 13, 2015; 7:30pm at the Utica Town Hall
- D) Fisk Fireworks Donations are appreciated, send to: Howard Christianson 5550 Fisk Ave. Oshkosh, WI 54904
- E) Anyone interested on serving on the Board of Appeals/Variance committee, contact the Chairman or a Supervisor
- F) Open Book: July 28 & 29 & 30, 2015 (9am-6:30pm each day) / Board of Review: August 19, 2015 (6-8pm)

17. FUTURE AGENDA ITEMS

- A) Review an Ordinance/Resolution monthly
- B) Emergency Management Plan

18. CORRESPONDENCE

- A) WI Towns Association Monthly mailing
- B) Property Transfers – May 2015
- C) Oshkosh Public Library Board 3/26/15 Minutes
- D) Fox Valley Tech – Notice of Public Hearing for 7/1/15-6/30/16 Budget
- E) Winnebago County Board of Supervisors; Ordinance Reports #3 & #4
- F) Public Service Commission of WI – Notice of Investigation

"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."

19. Adjournment

Adjourned at 7:57pm

Jenny Sonnleitner, Clerk

Len Schmick – Chairman

Chuck Kuhrt - Supervisor #1

Donavon Bradley - Supervisor #2

Brenda Morrell – Treasurer

Jenny Sonnleitner - Clerk

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: email: 5-14-15
paper: 5-15-15
Office Use

Property Address: 5938 BONNIE VIEW ROAD

Name of Owner(s): MUNSEL WILLIAMS FAMILY, LLC

Address, if different than above: 1211 WILLIAMS ROAD, PICKETT 54964

Home Phone: _____ Daytime Phone, if different: 571-236-6697
VICKI WILLIAMS

Name of Applicant(s): SAME AS ABOVE

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): _____

Legal Description of Property: LOT 1 OF ATTACHED CSM

Tax Parcel Number(s) (REQUIRED): PART OF 0240474

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: _____

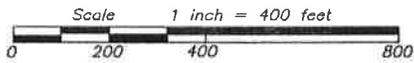
NORTH SIDE OF BONNIE VIEW ROAD 1/2 MILE EAST
OF STH "44"

1. What is the current use of the property? FORMER HOMESIGNATURE SITE

2. What is the intended use of this property? SINGLE FAMILY RES.

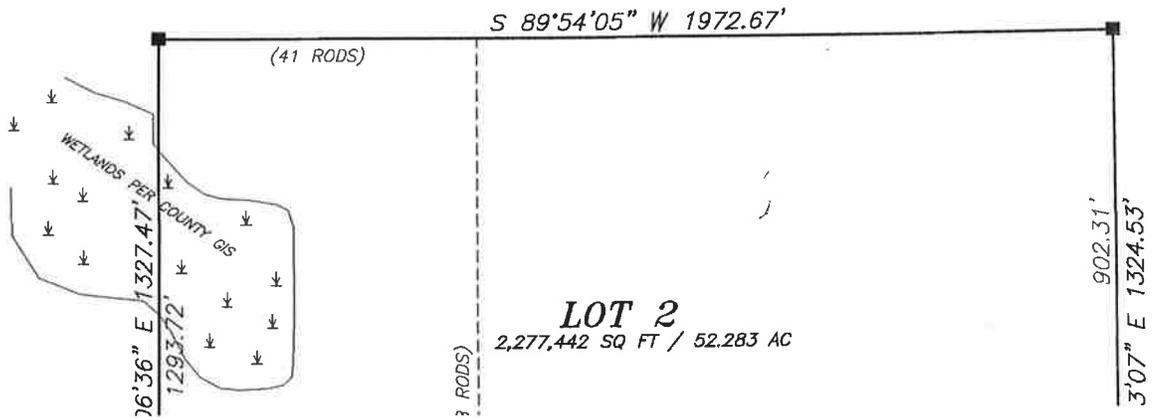
CERTIFIED SURVEY MAP NO. _____

THE EAST $\frac{1}{2}$ OF THE SOUTHWEST $\frac{1}{4}$ OF THE
NORTHWEST $\frac{1}{4}$ AND THE SOUTHEAST $\frac{1}{4}$ OF THE
NORTHWEST $\frac{1}{4}$, SECTION 22, TOWNSHIP 17 NORTH,
RANGE 15 EAST, TOWN OF UTICA, WINNEBAGO
COUNTY, WISCONSIN.



BEARINGS ARE REFERENCED TO THE WINNEBAGO
COUNTY COORDINATE SYSTEM OF 1983(1997)
IN WHICH THE SOUTH LINE OF THE NORTHWEST $\frac{1}{4}$,
OF SECTION 22, BEARS N89°48'56"E

SURVEY FOR:
VICKI WILLIAMS
PICKETT, WI 54964



R E S O L U T I O N

DATE: 10/20/15

To The Board of Supervisors of Winnebago County, Wisconsin:

AMENDATORY ORDINANCE 10-10-15

WHEREAS, it is desirable to amend the Zoning Map of the TOWN OF VINLAND_ in accordance with the petition of ROBIN SCHRAGE and

WHEREAS, said request is or is not in compliance with the adopted Winnebago County Land Use Plan and Winnebago County's Farmland Preservation 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 VINLAND, be and the same, are amended to provide that the attached described property be changed from the classification of _R-2 of said ordinance, which it now and heretofore had, to the zoned district of R-1.

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 Vinland)

PARCEL NO: **026-0550-05 FROM R-2 TO R-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 ,
201 .

Mark Harris

County Board Supervisory district **30**



Winnebago County

Zoning Department

The Wave of the Future

MEMO FOR P & Z PLANNING MEETING AGENDA OF OCTOBER 5, 2015

TO: Planning & Zoning Committee

FM: Zoning Administrator *CR*

RE: Review of Town Zoning Changes

10-05-15 1. Luker - Town Zoning Change (Tax ID Nos: 004-0340-07, 004-0340-08) – Town of Black Wolf.

The town zoning change for Luker is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from A-2 (Agricultural) to R-1 (Rural Residential) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Rural Preservation.

Approved 4-1 (Keller)

RECOMMENDATION: Forward zone change to County Board for action.

10-06-15 2. Zitzelsberger - Town Zoning Change (Tax ID No: 004-0441-01-01) – Town of Black Wolf.

The town zoning change for Zitzelsberger is consistent with Winnebago County's Land Use Plan. The Town of Black Wolf approved the zoning change from R-1 (Rural Residential) to A-2 (General Agriculture) and Winnebago County's land use plan shows future land use as Residential / Openspace / Agriculture.

Approved 5-0

RECOMMENDATION: Forward zone change to County Board for action.

10-07-15 3. Dominowski - Town Zoning Change (Tax ID No: 006-0653-04) – Town of Clayton.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-08-15. Keck - Town Zoning Change (Tax ID No: 024-0100) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-09-15. Williams Family LLC - Town Zoning Change (Tax ID No: 024-0472-01) – Town of Utica.

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

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

10-10-16. Schrage - Town Zoning Change (Tax ID No: 026-0550-05) – Town of Vinland.

The town zoning change for Schrage is consistent with Winnebago County's Land Use Plan. The Town of Vinland approved the zoning change from R-2 (Rural Residential District - Subdivided) to R-1 (Rural Residential District - Nonsubdivided) and Winnebago County's land use plan which incorporates the City of Oshkosh' land use plan, shows future land use as Residential.

RECOMMENDATION: Forward zone change to County Board for action.

Approved 5-0

TOWN OF VINLAND
6085 COUNTY ROAD T
OSHKOSH, WI. 54904
PHONE: (920) 235-6953 ** FAX: (920) 235-6994



ZONING SUBMITTAL FORM

Name of Property Owner: ROBIN & BARBARA SCHRAGE

Address of Owner: 1845 PAYNES POINT RD, NEENAH, WI. 54956

Name of Applicant: ROBIN SCHRAGE

Address of Applicant: SAME AS ABOVE

Legal Description of Area to be Rezoned: 5.240 ACRES

Tax Parcel Number (if Existing Parcel): 026-0550-05

Section 17 Town 19 N. Range 17 E.

Existing Zoning: R-2 Name of District: RURAL RESIDENTIAL DISTRICT (SUBDIVIDED).

Proposed Zoning: R-1 Name of District: RURAL RESIDENTIAL DISTRICT (NON-SUBDIVIDED).

Town Board Action: **Approved: XX** **Denied:**

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 3-0**

I, Marilyn Fahrenkrug, Clerk of the Town of Vinland, hereby certify that a public hearing was conducted on AUGUST 10, 2015 and that all required notices were posted and/or mailed as required by local ordinance.

Signed: Marilyn Fahrenkrug Dated: 8/31/15
Clerk: Marilyn Fahrenkrug

TOWN OF VINLAND
6085 COUNTY ROAD T
OSHKOSH, WI. 54904
PHONE: (920) 235-6953 ** FAX: (920) 235-6994



ZONING CHANGE PERMIT

By Resolution of the Town Board, Town of Vinland, Winnebago County, WI. Regarding:

Petition of: Robin & Barbara Schrage

Property Owner: Robin & Barbara Schrage

Mailing Address: 1845 Paynes Point Rd, Neenah, WI. 54956

For the proposed zoning amendment change affecting the Town of Vinland Zoning Ordinance and Official Map of the Town of Vinland, Winnebago County, WI.

TAX PARCEL INVOLVED: (026) 0550-05.

REZONING OF 5.240 ACRES FROM R-2 RURAL RESIDENTIAL DISTRICT, (SUBDIVIDED) TO R-1 RURAL RESIDENTIAL DISTRICT (NON-SUBDIVIDED)

Be it Resolved, by the Town Board, Town of Vinland, Winnebago County, WI. That the above indicated proposed amendment to the Town of Vinland Zoning Ordinance, be and the same, is hereby:

Approved: XX

Disapproved:

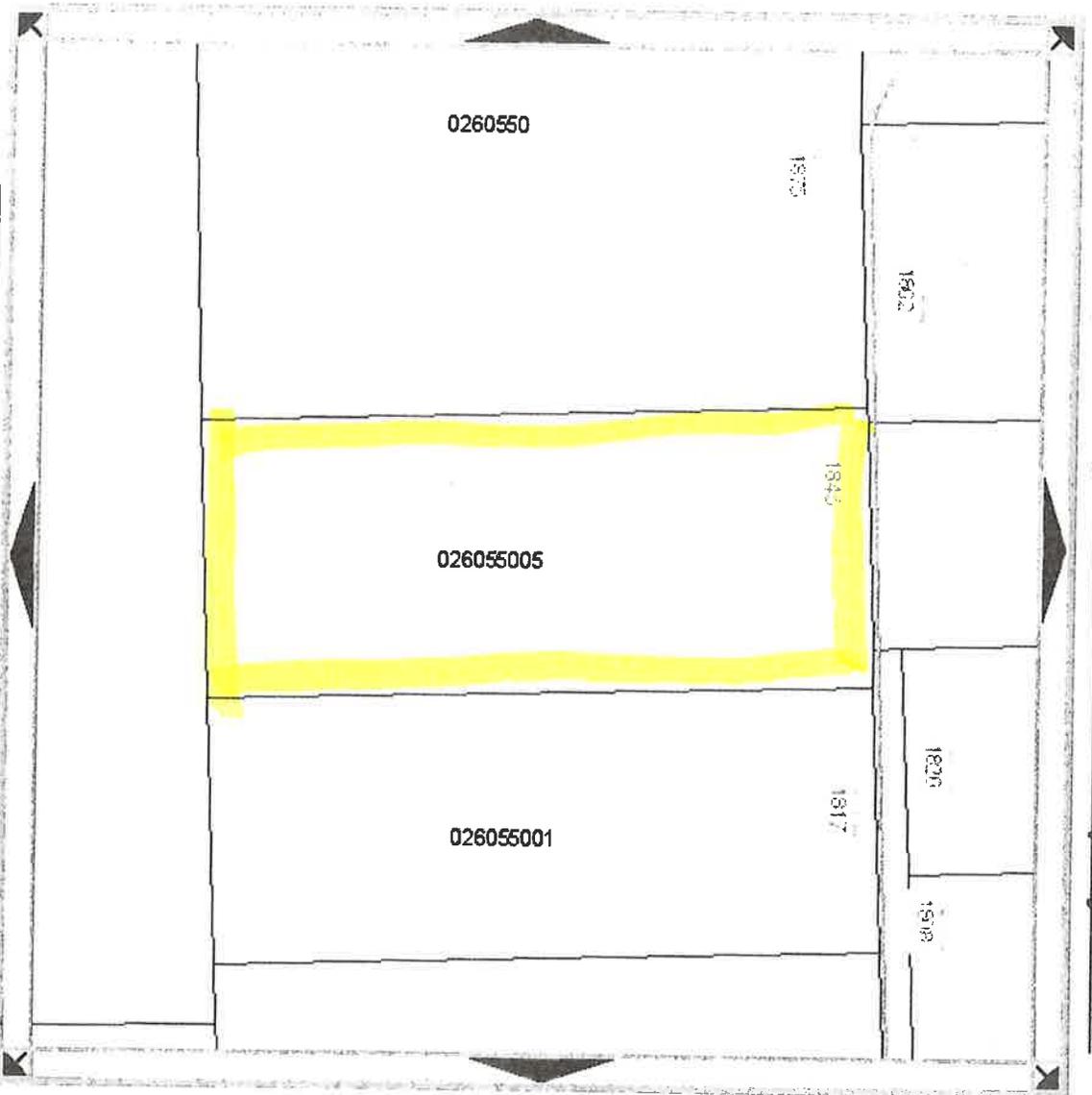
With the following conditions set forth: THIS REQUEST CONFORMS TO THE COMPREHENSIVE LAND USE PLAN ADOPTED BY THE TOWN BOARD OF THE TOWN OF VINLAND, WINNEBAGO COUNTY, WI.

I, Marilyn Fahrenkrug, Clerk of the Town of Vinland, certify that the foregoing is a true and accurate copy of a resolution adopted by the Town Board of the Town of Vinland, Winnebago County, WI.

Dated this 10th day of August, 2015


Clerk: Marilyn Fahrenkrug

Winnebago County GIS Viewer and Property Profiler



Reset
*** Powered by Mapserver ***

D
R
A
W
M
A
P

Zoom In
Zoom Out

Winnebago County GIS Viewer and Property Profiler

The interface displays an aerial photograph of a rural area with several property parcels outlined in black. Each parcel is labeled with a unique identifier. A dashed black line runs vertically through the center of the map, possibly indicating a road or a specific boundary. The map is surrounded by a navigation toolbar at the top and a control panel at the bottom.

Parcel Labels:

- 026055108
- 026055104
- 026055103
- 026055001
- 026055005
- 0260550

Other Labels:

- 1981
- 1982
- 1983
- 1984
- 1985
- 1986
- 1987
- 1988
- 1989
- 1990
- 1991
- 1992
- 1993
- 1994
- 1995
- 1996
- 1997
- 1998
- 1999
- 2000

Navigation and Control Elements:

- Zoom In:** Plus sign icon (+)
- Zoom Out:** Minus sign icon (-)
- DR A W M A P:** A button with the text "DR A W M A P" spaced out.
- Scale:** A scale bar showing 0, 98, and 196 feet.
- Reset:** A button labeled "Reset".
- Powered by Mapserver:** Text at the bottom right indicating the software used.

1 213-102015

2 **RESOLUTION: Authorize the Withdrawal of Winnebago County from the State of**
3 **Wisconsin Local Government Property Insurance Fund (LGPIF)**
4

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

6 **WHEREAS**, the Local Government Property Insurance Fund (LGPIF) program has notified Winnebago
7 County that the renewal premium for 2016 will increase by roughly 87%; and

8 **WHEREAS**, this change is partially the result of Wisconsin state budget changes; and

9 **WHEREAS**, the Finance Department's insurance consultant has already requested quotes from three
10 insurance companies and has received a low quote that would increase the premium by roughly 10% and lock that in
11 for two years; and

12 **WHEREAS**, the Finance Department is also soliciting rate quotes from the Wisconsin County Mutual
13 Insurance Company and the Wisconsin Municipal Mutual Insurance Company; and

14 **WHEREAS**, having already received a quote substantially less than that of the LGPIF, it makes sense to
15 complete the process of withdrawing from the program; and

16 **WHEREAS**, withdrawal from the LGPIF program requires that the County Board pass a resolution to
17 withdraw.

18 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
19 withdraws from the LGPIF effective at the end of calendar year 2015.
20

21 Respectfully submitted by:

22 **Personnel & Finance COMMITTEE**

23 Committee Vote: **4-0**

24
25 Vote Required for Passage: **Majority of those present**

26
27 Approved by the Winnebago County Executive this ____ day of _____, 2015.
28

29 _____
30 Mark L Harris
31 Winnebago County Executive

1 214-102015

2 **RESOLUTION: Urge the Wisconsin Legislature to Transfer Jurisdiction of 17-Year-Old**
3 **Delinquent Offenders Back into the Juvenile Justice System from the**
4 **Adult Corrections System**

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

8 **WHEREAS**, Wisconsin is one of only nine states in which 17-year-old offenders fall under the jurisdiction of
9 the adult corrections system; and

10 **WHEREAS**, 98% of crimes committed by 17-year-old offenders are insignificant or considered not serious;
11 and

12 **WHEREAS**, 10,000 17-year-old offenders are moved into the adult corrections system each year and, as a
13 result, these offenders have an adult criminal record; and

14 **WHEREAS**, having an adult criminal record will negatively impact future opportunities such as college and
15 employment; and

16 **WHEREAS**, the brain development of a 17-year-old minor is not complete in the area of recognition, and this
17 may have a the long-term impact of decisions he or she makes; and

18 **WHEREAS**, states that have moved 17-year-old offenders back into the juvenile justice system have
19 exhibited reduced recidivism and costs; and

20 **WHEREAS**, on a trial basis, Outagamie County has successfully treated fifty-four (54) 17-year-old offenders
21 under the juvenile justice system at little or no cost and with no repeat incidents. Additionally, the juvenile offenders
22 are making restitution and receiving treatment.

23
24 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
25 urges the Wisconsin State Senate and Wisconsin State Assembly to pass legislation to transfer jurisdiction of 17-
26 year-old offenders back into the juvenile justice system from the adult corrections system.

27
28 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby directs the
29 Winnebago County Clerk to transmit a copy of this Resolution to the Office of Governor Scott Walker, to the
30 Wisconsin Counties Association, and to all senators and legislators representing Winnebago County constituents.

31
32 Respectfully submitted by:

33 **LEGISLATIVE COMMITTEE**

34 Committee Vote: **9-3**

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

36
37 Approved by the Winnebago County Executive this ____ day of _____, 2015.

38
39 _____
40 Mark L Harris
41 Winnebago County Executive

1 215-102015

2 **RESOLUTION: Support Award of Knowles-Nelson Stewardship Program for Acquisition**
3 **of a 166 Acre Parcel in the Town of Nepeuskun by Ducks Unlimited for**
4 **Conservation and Public Recreational Purposes**

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

7 **WHEREAS**, the undersigned has been informed that the Department of Natural Resources has awarded
8 fund grants to Ducks Unlimited for the acquisition of a 166 acre parcel in the Town of Nepeuskun for conservation
9 and public recreational purposes; and

10 **WHEREAS**, Wisconsin State Statute s.23.0917(5t) provides that a County Board may adopt a resolution that
11 supports or opposes land acquisitions funded by the Stewardship Program ; and

12 **WHEREAS**, the undersigned believe it would be in the best interests of Winnebago County to adopt a
13 resolution which supports the acquisition of said parcel in the Town of Nepeuskun by Ducks Unlimited for
14 conservation and public recreational purposes; and

15
16 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
17 declares its support of a grant by the Knowles-Nelson Stewardship Program to Ducks Unlimited for acquisition of a
18 166 acre parcel in the Town of Nepeuskun; and

19
20 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby directs the
21 Winnebago County Clerk to transmit a copy of this resolution to Karen Blodgett at the Department of Natural
22 Resources West Central Region.

23
24 Respectfully submitted by:

25 **David W. Albrecht**

26 **District 11**

27
28
29 Vote Required for Passage: **Majority of those present**

30
31 Approved by the Winnebago County Executive this ____ day of _____, 2015.

32
33 _____
34 Mark L Harris
35 Winnebago County Executive



September 28, 2015

David Albrecht, Chair
County Board of Supervisors
2356 Hamilton Street
Oshkosh, WI 54901

Dear Chairperson:

The Department would like to inform you that a grant from the Knowles-Nelson Stewardship Program has been tentatively awarded to support the acquisition of a 166 acre parcel in the Town of Nepeuskun by Ducks Unlimited for conservation and public recreational purposes.

State law includes a provision requiring a Department notice to your Board stating that your Board may adopt a resolution that supports or opposes land acquisitions funded by the Stewardship Program - see s. 23.0917(5t) Wis. Stats. While the Board is not obligated to hold a meeting or adopt a resolution, if you decide to do so, please send a copy of the resolution to DNR grant staff:

Karen Blodgett
DNR West Central Region
1300 W. Clairemont Ave
Eau Claire, WI 54701
Phone: 715-836-6574
Karen.Blodgett@Wisconsin.gov

Although a resolution for or against a grant for land acquisition will be nonbinding, the Department is required to consider the resolution if it is received within 30 days of your receipt of this letter.

If you would like more information, or have questions or concerns about this grant, please contact Karen above.

Sincerely,

Pamela Foster-Felt
Stewardship Non Profit Grant Manager

cc: Karen Blodgett – WCR – Eau Claire
Brian Glenzinski, Wisconsin Biologists, Ducks Unlimited
Dave Brakhage, Regional Director, Ducks Unlimited

1 **216-102015**

2 **RESOLUTION: APPROVE VALUES OF TAX DEEDED PROPERTY**

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

4 **WHEREAS**, Section 3.03(1)(a), of the General Code of Winnebago County
5 requires that all tax deeded lands have their appraised value determined by the Personnel
6 and Finance Committee and approved by the County Board of Supervisors: and

7 **WHEREAS**, the parcel numbers, descriptions and the suggested appraised
8 values of said tax deeded properties are as follows:

TOWN OF ALGOMA
Parcel No. 002-2215
Honey Creek Rd & State Rd 21, Oshkosh
Suggested Appraised Value \$50.00

TOWN OF MENASHA
Parcel No. 008-4702
Kimberly Dr, Neenah
Suggested Appraised Value \$50.00

TOWN OF CLAYTON
Parcel No. 006-0895-04
State Rd 76, Neenah
Suggested Appraised Value \$50.00

TOWN OF NEENAH
Parcel No. 010-0294-20
County Rd JJ, Neenah
Suggested Appraised Value \$50.00

TOWN OF MENASHA
Parcel No. 008-0011-03-01
Honey Lou Ct, Appleton
Suggested Appraised Value \$50.00

TOWN OF RUSHFORD
Parcel No. 022-0475-08
Island Ave, Omro
Suggested Appraised Value \$50.00

TOWN OF MENASHA
Parcel No. 008-0491-02
N Lake St, Neenah
Suggested Appraised Value \$50.00

TOWN OF RUSHFORD
Parcel No. 022-0478-02
Broadway Rd, Omro
Suggested Appraised Value \$50.00

TOWN OF MENASHA
Parcel No. 008-0582-09
Glenview Dr, Neenah
Suggested Appraised Value \$50.00

TOWN OF RUSHFORD
Parcel No. 022-0702-02
River Rd, Berlin
Suggested Appraised Value \$50.00

TOWN OF MENASHA
Parcel No. 008-0586-09
Shreve Ln, Neenah
Suggested Appraised Value \$50.00

TOWN OF VINLAND
Parcel No. 026-0640-12
Comanche Ln, Oshkosh
Suggested Appraised Value \$50.00

TOWN OF MENASHA
Parcel No. 008-0851-02
Grove St, Appleton
Suggested Appraised Value \$50.00

TOWN OF WINNECONNE
Parcel No. 030-0104
Frontier Rd, Winneconne
Suggested Appraised Value \$50.00

TOWN OF WINNECONNE
Parcel No. 030-0338
Under Water
Suggested Appraised Value \$50.00

TOWN OF WINNECONNE
Parcel No. 030-3022
Whitetail Dr, Winneconne
Suggested Appraised Value \$6,000.00

CITY OF OMRO
Parcel No. 265-0251
E Main St, Omro
Suggested Appraised Value \$50.00

CITY OF OMRO
Parcel No. 265-0645
Lincoln Ave, Omro
Suggested Appraised Value \$50.00

CITY OF MENASHA
Parcel No. 701-0408
Formerly 304 Third St, Menasha
Suggested Appraised Value \$50.00

CITY OF MENASHA
Parcel No. 701-0635
Ninth & Warsaw, Menasha
Suggested Appraised Value \$50.00

CITY OF MENASHA
Parcel No. 702-0705
800 Tayco St, Menasha
Suggested Appraised Value \$10,000.00

CITY OF MENASHA
Parcel No. 705-0647
816 Sheboygan St, Menasha
Suggested Appraised Value \$10,000.00

CITY OF NEENAH
Parcel No. 802-0618-03
Byrd Ave, Neenah
Suggested Appraised Value \$50.00

CITY OF NEENAH
Parcel No. 802-0889-01
Fiesta Ct, Neenah
Suggested Appraised Value \$50.00

CITY OF NEENAH
Parcel No. 802-1500
Castle Oak, Neenah
Suggested Appraised Value \$50.00

CITY OF NEENAH
Parcel 805-0227
211 Fifth St, Neenah
Suggested Appraised Value \$25,000.00

CITY OF NEENAH
Parcel 806-0770
Melrose St, Neenah
Suggested Appraised Value \$50.00

CITY OF NEENAH
Parcel No. 806-0804-01
Laurel Ct, Neenah
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 903-0312
S Main St, Oshkosh
Suggested Appraised Value \$1,000.00

CITY OF OSHKOSH
Parcel 904-0305
Pleasant St, Oshkosh
Suggested Appraised Value \$3,500.00

CITY OF OSHKOSH
Parcel No. 904-0347
Formerly 331 E Parkway Ave, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 904-0527
676 Grand St, Oshkosh
Suggested Appraised Value \$35,000.00

CITY OF OSHKOSH
Parcel No. 910-0514-01
Franklin Ave, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 910-0514-02
Franklin Ave, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 910-0675
Central St & Melvin Ave, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 911-0314
Evans St, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 912-2442-01
Arboretum Dr, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 912-2444-10
Arboretum Dr, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 912-6100-01
Western Dr, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 912-8200-01-05
Ryf Rd & Edgewood Rd, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 912-8200-06
Fraser Dr, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-07
Fraser Dr, Oshkosh
Suggested Appraised Value \$9,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-10
Hemlock Ct, Oshkosh
Suggested Appraised Value \$8,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-11
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-12
Hemlock Ct, Oshkosh
Suggested Appraised Value \$8,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-13
Hemlock Ct, Oshkosh
Suggested Appraised Value \$9,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-01
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-02
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-03
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-04
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-05
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-07
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-09
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-10
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-17
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-11
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-18
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-14
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-19
Hemlock Ct, Oshkosh
Suggested Appraised Value \$8,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-15
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-20
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-16
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-21
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-14-17
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 913-1512
Maricopa Dr, Oshkosh
Suggested Appraised Value \$50.00

CITY OF OSHKOSH
Parcel No. 912-8200-15
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 914-0812
18th Ave & Delaware St, Oshkosh
Suggested Appraised Value \$1,000.00

CITY OF OSHKOSH
Parcel No. 912-8200-16
Hemlock Ct, Oshkosh
Suggested Appraised Value \$7,000.00

CITY OF OSHKOSH
Parcel No. 915-1673
Formerly 2026 Mt Vernon St, Oshkosh
Suggested Appraised Value \$5,000.00

9 **WHEREAS**, the appraised value of said property as provided by the treasurer
10 have been approved by the committee as is required by Section 3.03(1)(a) of the General
11 Code of Winnebago County and is herewith submitted to the Winnebago County Board
12 of Supervisors for approval.

13 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board
14 of Supervisors that is hereby approves the appraised values of the parcels of property
15 listed above, which were acquired by the Winnebago County Treasurer for tax
16 delinquency pursuant to an In Rem judgment.

17

Respectfully submitted by:
PERSONNEL & FINANCE COMMITTEE

Committee Vote: **4-0**

18 Vote Required for Passage: **Majority of those present**

19 Approved by Winnebago County Executive this ___ day of _____,
20 2015.

21

22

Mark L. Harris
County Executive

2 **RESOLUTION: That the Winnebago County Board of Supervisors Abandon and Convey**
3 **Approximately 1.4 Acres of Remnant County Highway Right of Way on**
4 **CTH D to the Abutting Property Owner in Accordance with Wisconsin**
5 **State Statues 83.08(4) and 66.1005(1) and Authorize the Appropriate**
6 **County Official to Sign the Quit Claim Deed**
7

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

9 **WHEREAS**, a number of years ago, the Winnebago County Highway Department reconstructed CTH D in
10 the Town of Poygan. This project included re-alignments of the road in certain locations, which required right of way
11 to be purchased, and
12

13 **WHEREAS**, the purchase of new right of way and constructing of the new alignment created a remnant
14 parcel of right of way which has remained in the possession of the County Highway Department. The right of way in
15 question serves no purpose to the County nor is it likely this parcel will ever be used by the County in the foreseeable
16 future, and
17

18 **WHEREAS**, the abutting property owner has requested that Winnebago County abandon the former CTH D
19 right of way and convey that remnant parcel to him via Quit Claim Deed; and
20

21 **WHEREAS**, the Wisconsin State Statutes provide process and direction as to how parcels of unused county
22 right of way can be abandoned and conveyed, when appropriate, to abutting property owners. In this case, the
23 abutting property owner owns both sides abutting the parcel in question.
24

25 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
26 abandons and conveys a 1.4 acre parcel of remnant highway property right of way in the Town of Poygan,
27 Winnebago County, which is described in the attached legal description which is made a part of this resolution by
28 reference, to the abutting property owner, Tony Herbst, via a Quit Claim Deed to be signed by the appropriate
29 County Officials and recorded in the Office of the Register of Deeds.
30

31 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby authorizes the
32 appropriate County Officials to execute and sign a Quit Claim Deed to convey this parcel of land to the abutting
33 property owner for \$1.00.

34 Respectfully submitted by:
35 **HIGHWAY COMMITTEE**

36
37 Committee Vote: **5-0**
38 Vote Required for Passage: **Majority of those Present**
39
40

41
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46

Approved by the Winnebago County Executive this ____ day of _____, 2015.

Mark L Harris
Winnebago County Executive

REFERENCE DRAWING FOR STREET VACATION

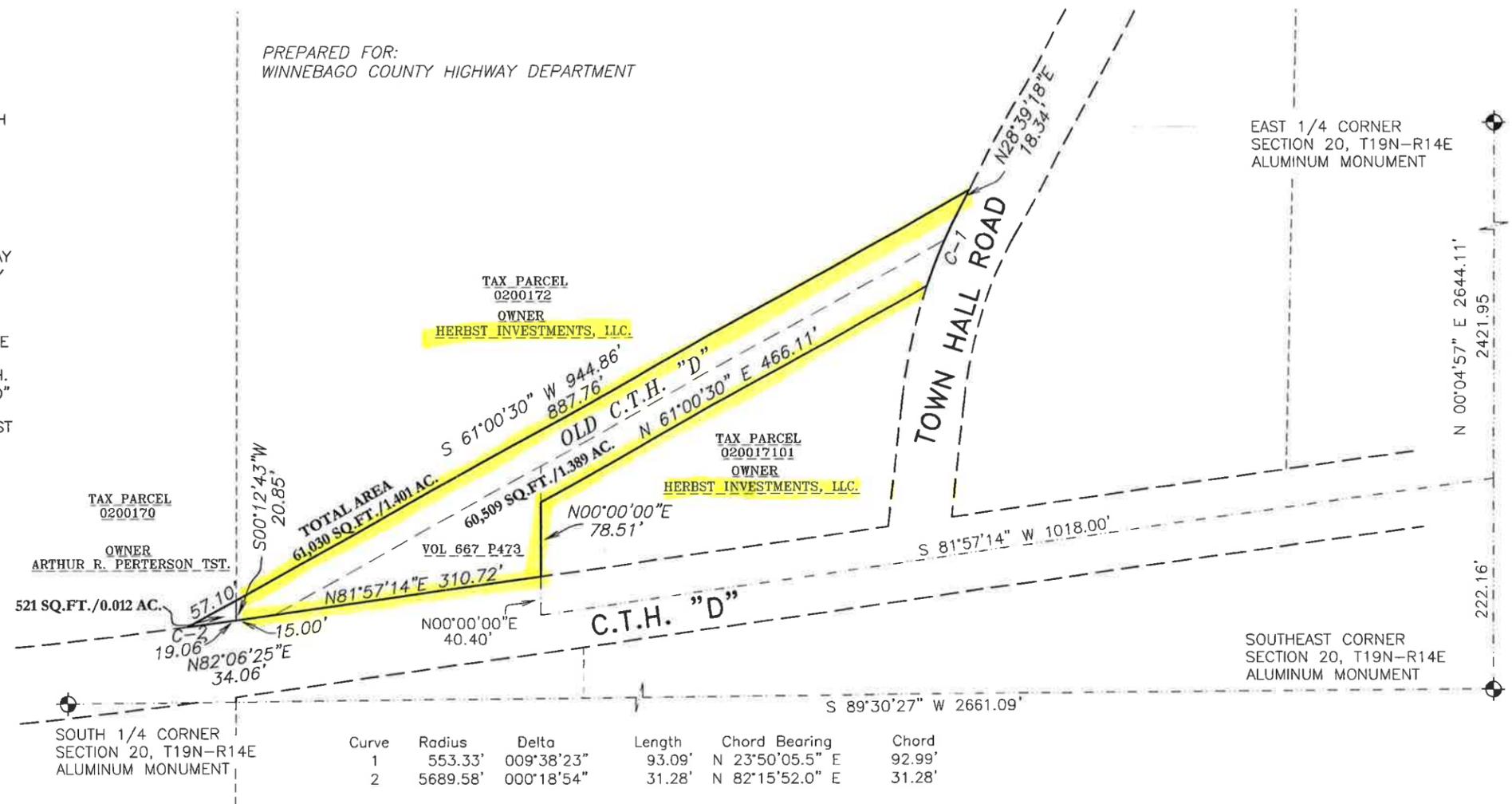
PART OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 AND PART OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 14 EAST, TOWN OF POYGAN, WINNEBAGO COUNTY, WISCONSIN.

LEGAL DESCRIPTION

PART OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 AND PART OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4, ALL IN SECTION 20, TOWNSHIP 20 NORTH, RANGE 14 EAST, TOWN OF POYGAN, WINNEBAGO COUNTY, WISCONSIN DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST 1/4 CORNER OF SECTION 20; THENCE NORTH 00 DEGREES 04 MINUTES 57 SECONDS EAST 222.16 FEET, ALONG THE EAST LINE OF THE SAID SOUTHEAST 1/4; THENCE SOUTH 81 DEGREES 57 MINUTES 14 SECONDS WEST 1018.00 FEET, ALONG THE CENTERLINE OF C.T.H. "D"; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 40.40 FEET, TO THE POINT OF BEGINNING; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 78.51 FEET, ALONG THE EAST LINE OF A TRIANGLE PARCEL DESCRIBED IN VOLUME 667 PAGE 473; THENCE NORTH 61 DEGREES 00 MINUTES 30 SECONDS EAST 466.11 FEET, ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF OLD C.T.H. "D"; THENCE 93.09 FEET ALONG THE WEST RIGHT-OF-WAY LINE OF TOWN HALL ROAD ON AN ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 553.33 FEET AND WHOSE CHORD BEARS NORTH 23 DEGREES 50 MINUTES 05.5 SECONDS EAST 92.99 FEET; THENCE NORTH 28 DEGREES 39 MINUTES 18 SECONDS EAST 18.34 FEET, ALONG THE WEST RIGHT-OF-WAY LINE OF TOWN HALL ROAD; THENCE SOUTH 61 DEGREES 00 MINUTES 30 SECONDS WEST 944.86 FEET, ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF OLD C.T.H. "D"; THENCE 31.28 FEET ALONG THE NORTH RIGHT-OF-WAY LINE OF C.T.H. "D" ON AN ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 5689.58 FEET AND WHOSE CHORD BEARS NORTH 82 DEGREES 15 MINUTES 52 SECONDS EAST 31.28 FEET; THENCE NORTH 82 DEGREES 06 MINUTES 25 SECONDS EAST 34.06 FEET, ALONG THE NORTH RIGHT-OF-WAY LINE OF C.T.H. "D"; THENCE NORTH 81 DEGREES 57 MINUTES 14 SECONDS EAST 310.72 FEET, ALONG THE NORTH RIGHT-OF-WAY LINE OF C.T.H. "D" TO THE POINT OF BEGINNING, CONTAINING 61,030 SQ.FT./1.401 ACRES.

PREPARED FOR:
WINNEBAGO COUNTY HIGHWAY DEPARTMENT



SOUTH 1/4 CORNER SECTION 20, T19N-R14E ALUMINUM MONUMENT

Curve	Radius	Delta	Length	Chord Bearing	Chord
1	553.33'	009°38'23"	93.09'	N 23°50'05.5" E	92.99'
2	5689.58'	000°18'54"	31.28'	N 82°15'52.0" E	31.28'

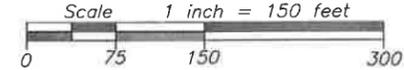


SURVEYOR'S CERTIFICATE

I hereby certify that I have surveyed the property as shown, according to official records and that the plat above drawn is an accurate and correct representation of said survey.

Wisconsin Professional Land Surveyor _____ Date _____

BEARINGS ARE REFERENCED TO THE WINNEBAGO COUNTY COORDINATE SYSTEM OF 1983(1997)



Martenson & Eisele, Inc.



109 West Main Street
Omro, WI 54963
www.martenson-eisele.com
P 920.685.6240 F 920.685.6340

Planning
Environmental
Surveying
Engineering
Architecture

PROJECT NO. 0-1517-003
FILE 1517003BOUNDARY
THIS INSTRUMENT WAS DRAFTED BY: DSL

2 **RESOLUTION: Convey a Parcel of Highway Right of Way Located Along the USH 41**
3 **Corridor to the Wisconsin Department of Transportation in Accordance**
4 **with § 84.09(3)(b), Wis Stats, and Authorize the Appropriate County**
5 **Official to Sign the Quit Claim Deed**

6
7
8 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

9 **WHEREAS**, in the 1930s Winnebago County purchased multiple parcels of property along the existing and
10 future corridor of USH 41 for the purpose of future expansion of USH 41. Most of these parcels were purchased in
11 fee title and some were access and easement right; and

12 **WHEREAS**, the purchase of these parcels was funded by the Wisconsin Department of Transportation
13 (DOT). It was common at that time for the Wisconsin DOT to purchase right of way for highway projects from
14 counties bordering the projects and for the properties to be "held in trust" for the state; and

15 **WHEREAS**, the Wisconsin DOT has statutory authority to require that counties convey these parcels "held in
16 trust" back to the DOT upon the DOT's request at no cost to the DOT; and

17 **WHEREAS**, the Wisconsin DOT has issued an order that Winnebago County process a conveyance of one
18 parcel bordering on the existing USH 41 corridor. The parcel in question is approximately 2.3 acres in size; and

19 **WHEREAS**, § 84.09(3)(b), Wis Stats, gives the Wisconsin DOT the authority to authorize and requ
20 ire parcels purchased by county governments and held in trust to be conveyed back to the DOT upon the request of
21 the DOT.

22 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
23 authorizes the conveyance of one parcel USH 41 right of way located in the Town of Menasha, Winnebago County,
24 Wisconsin, along the USH 41 corridor, which is described as is shown on the legal description, attached hereto as
25 Appendix A, back to the Wisconsin Department of Transportation via a Quit Claim Deed to be signed by the
26 appropriate Winnebago County officials and recorded in the Office of the Register of Deeds.
27

28
29 Respectfully submitted by:
30 **HIGHWAY COMMITTEE**

31 Committee Vote: **4-0**
32 Vote Required for Passage: **Majority of Those Present**

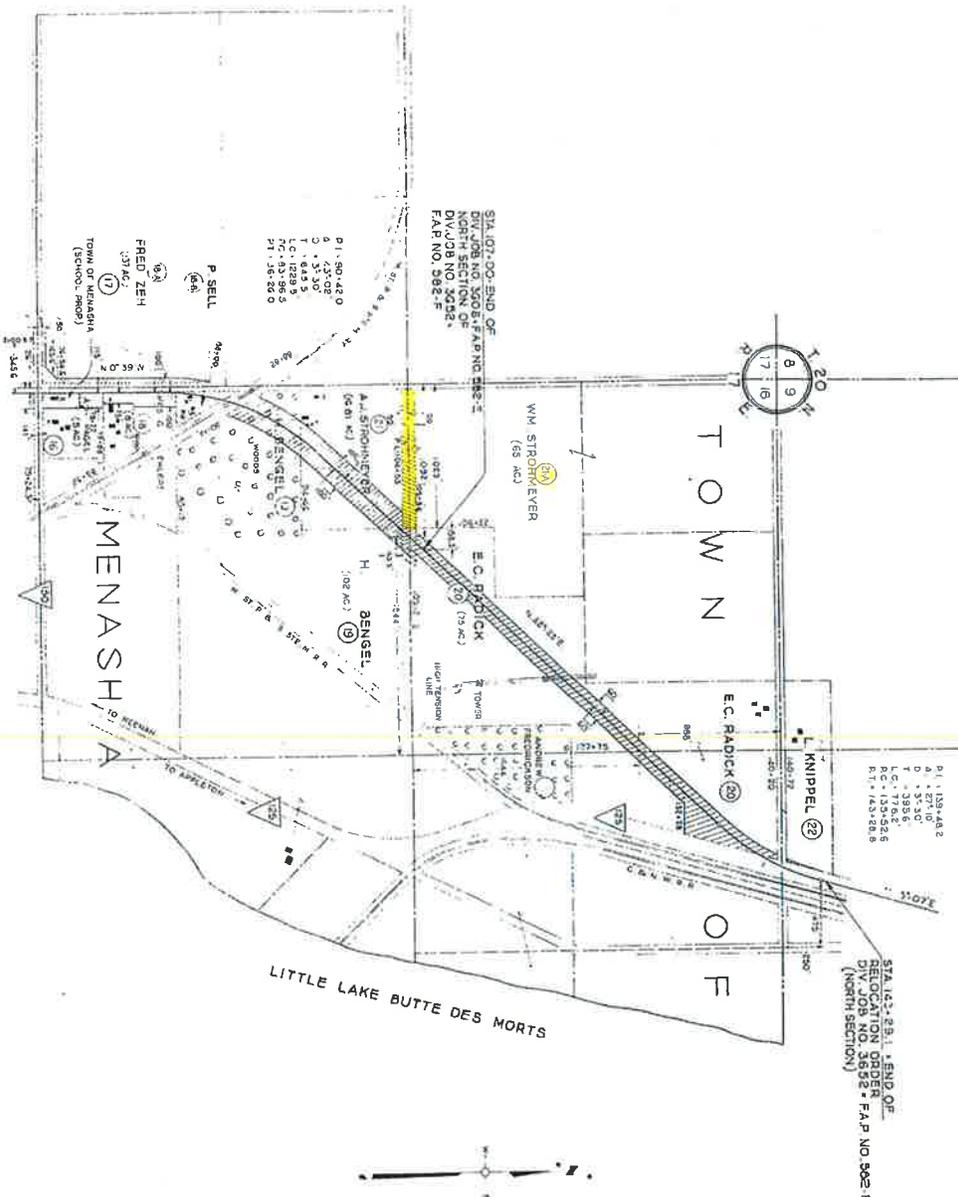
33
34 Approved by the Winnebago County Executive this _____ day of _____, 2015.

35
36 _____
37 Mark L Harris
38 Winnebago County Executive

LEGAL DESCRIPTION

Parcels of land acquired for highway purposes pursuant to order of the Wisconsin Department of Transportation, formerly State Highway Commission, and as shown on the road plans for project 3652 & 3608, Winnebago County, as said lands are more particularly described in the following recorded instruments:

Parcel No.	Grantor	Location	Volume	Page No.	Document No.
21A	W. Strohmeyer	NE corner of Cold Spring Road and American Drive	458	163	



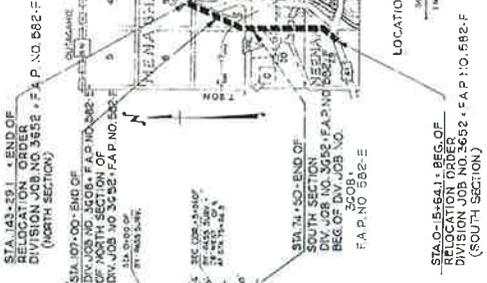
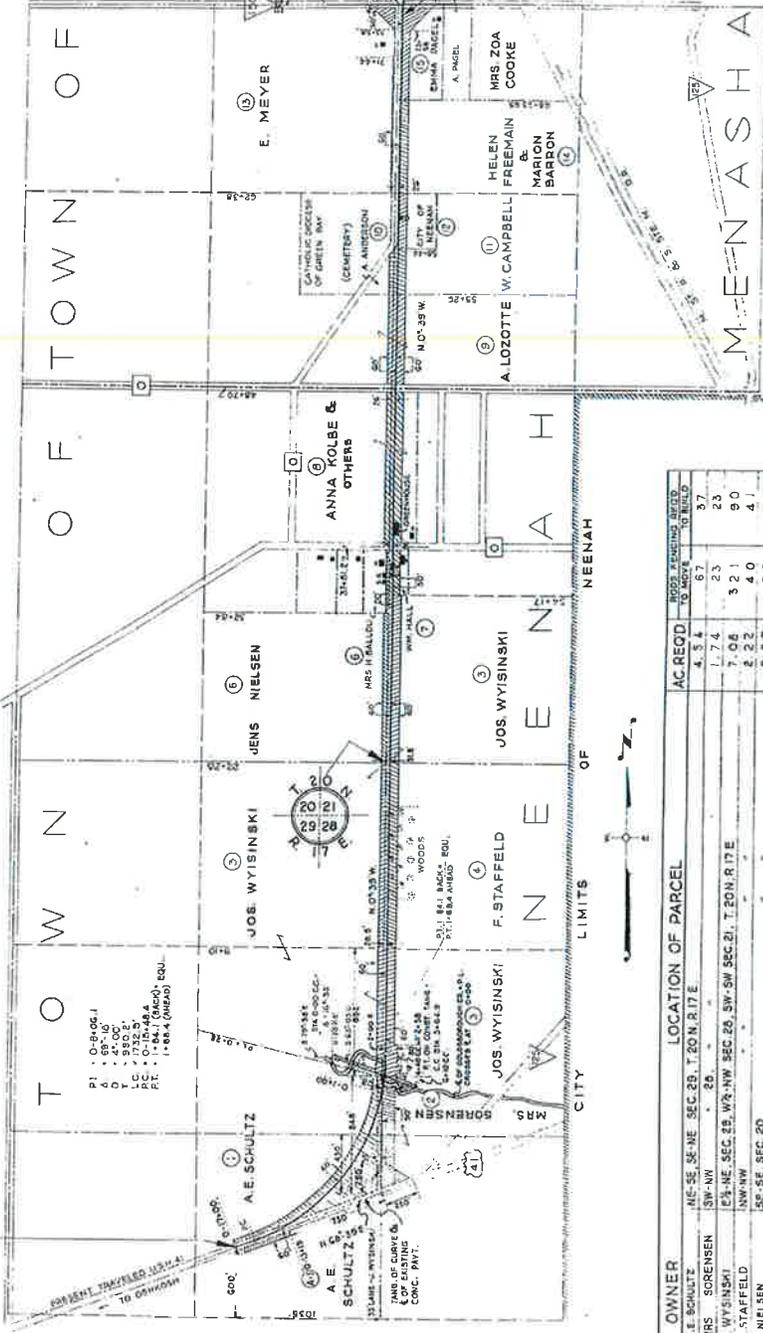
FLAT OF RIGHT OF WAY REQUIRED
 DIVISION JOB NO. 3652 &
 OSHKOSH - NEEKAH 3608 ROAD
 U.S. H.NO. 41 WINNEBAGO COUNTY

REVISED OCT 20 1937
 REVISED AUG 22 1936
 REVISED JUN 25 1930
 REVISED MAY 2 1927

DIVISION JOB NO. 3652 & 3608

PLAT NO. 3652 & 3608
 DIV. NO. 3652 & 3608
 COUNTY WINNEBAGO

STA. 0+17.00 - BEG. OF
 RELOCATION ORDER
 DIV. JOB NO. 3652 - F.A.P. NO. 582-F
 (SOUTH SECTION)



No.	OWNER	AC. RECD.	WOODS REMAINING	ADJ. TO
1	A.E. SCHULTZ	4.54	67	37
2	MRS. SORENSEN	1.74	23	23
3	J. WYISINSKI	7.06	37	90
4	F. STAFFELD	2.22	40	41
5	J. NIELSEN	0.57	32	32
6	MRS. H. BALLEW	0.24	13	13
7	W. HALL	0.54	9	12.5
8	ANNA KOLBE ET AL	2.75	15	7.6
9	A. LAZOTTE	1.73	15	19
10	A. ANDERSON	0.25	19	19
11	W. CAMPBELL	0.63	18	18
12	CITY OF NEEENAH	0.57	25	25
13	E. MEYER	0.37	15	15
14	M. FREEMAN & H. BARRON	0.89	9	9
15	EMMA PAGEL	1.29	71	71
16	A. PAGEL	0.47	10	10
17	TOWN OF MENASHA	1.00	10	10
18	MRS. G. EHLERS	1.23	27	27
19	H. MENDEL	2.38	69	69
20	E.C. RADICK	10.21	52	341
21	A.J. STOKMEYER	4.23	104	104
22	L. KNIPPEL	0.05		

SEC. 17, T. 20N. R. 17E.	SEC. 16, T. 20N. R. 17E.	SEC. 15, T. 20N. R. 17E.	SEC. 14, T. 20N. R. 17E.
1.26	2.00	2.30	2.3
1.26	2.00	2.30	2.3

PLAT OF RIGHT OF WAY REQUIRED
 DIVISION JOB NO. 3652 & 3608
 OSHKOSH-NEENAH ROAD
 U.S. H.NO. 41 WINNEBAGO COUNTY
 SCALE 1" = 400'
 REVISED AUG. 27, 1932
 REVISED MAY 2, 1932

2 **RESOLUTION: Authorize a Project to Relocate Departments Within the Courthouse,**
3 **Oshkosh Safety Building, and Otter Avenue County Administration**
4 **Building at a Cost of \$6,665,000 and Finance the Project With the**
5 **Issuance of General Obligation Debt**
6

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

8 **WHEREAS**, an extensive study has been completed to determine how to best use space and relocate
9 several Winnebago County departments currently located in the Winnebago County Courthouse, Winnebago County
10 Administration Building, and City of Oshkosh Safety Building; and

11 **WHEREAS**, an objective of the study was to determine which departments to remain in/relocate to the
12 County Courthouse and which departments to relocate to the County Administration Building; and

13 **WHEREAS**, moving non-court related activities out of the courthouse will minimize the inconvenience of
14 having the public go through security when it would not normally be necessary; and

15 **WHEREAS**, moving non-Court-related activities out of the courthouse will minimize the amount of time and
16 employees needed to staff a security checkpoint; and

17 **WHEREAS**, by vacating the offices currently located in the City of Oshkosh Public Safety Building,
18 Winnebago County will eliminate the associated annual rental cost of \$70,433; and

19 **WHEREAS**, the projected cost of this project is estimated to be \$6,665,000.

20
21 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it hereby
22 authorizes the appropriation of a sum of \$6,665,000 to a project to 1) remodel the Winnebago County Courthouse
23 and the Winnebago County Administration Building; 2) relocate County operations out of the City of Oshkosh Public
24 Safety Building; and 3) relocate several non-court related departments from the Courthouse to the County
25 Administration Building.

26
27 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby authorizes
28 transfers from the General Fund to a capital project fund to achieve these relocation objectives with the General
29 Fund being reimbursed from subsequent bond issues.

30
31 Respectfully submitted by:
32 **FACILITIES & PROPERTY MANAGEMENT COMMITTEE**

33 Committee Vote: **5-0**

34 Respectfully submitted by:
35 **PERSONNEL & FINANCE COMMITTEE**

36 Committee Vote: **5-0**

37 Vote Required for Passage: **Three-Fourths of Members-Elect**

38
39 Approved by the Winnebago County Executive this ____ day of _____, 2015.

40
41 _____
42 Mark L Harris
43 Winnebago County Executive

44
45
46

Mark L. Harris
Winnebago County Executive

EASEMENT EXHIBIT

PARTS OF THE NE 1/4 OF SECTION 34, AND THE NE 1/4 & NW 1/4 OF SECTION 35, TOWNSHIP 18 NORTH, RANGE 16 EAST, CITY OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN

AECOM
 200 N. KANAWHA ST., SUITE 200
 OSHKOSH, WI 54901
 PROJ. NO. 60336822
 SHEET 1 OF 3
 MAY 2015



SEE SHEET 2 OF 3 FOR CONTINUATION



NORTH IS REFERENCED TO THE WINNEBAGO COUNTY COORDINATE SYSTEM, NAD83-91.

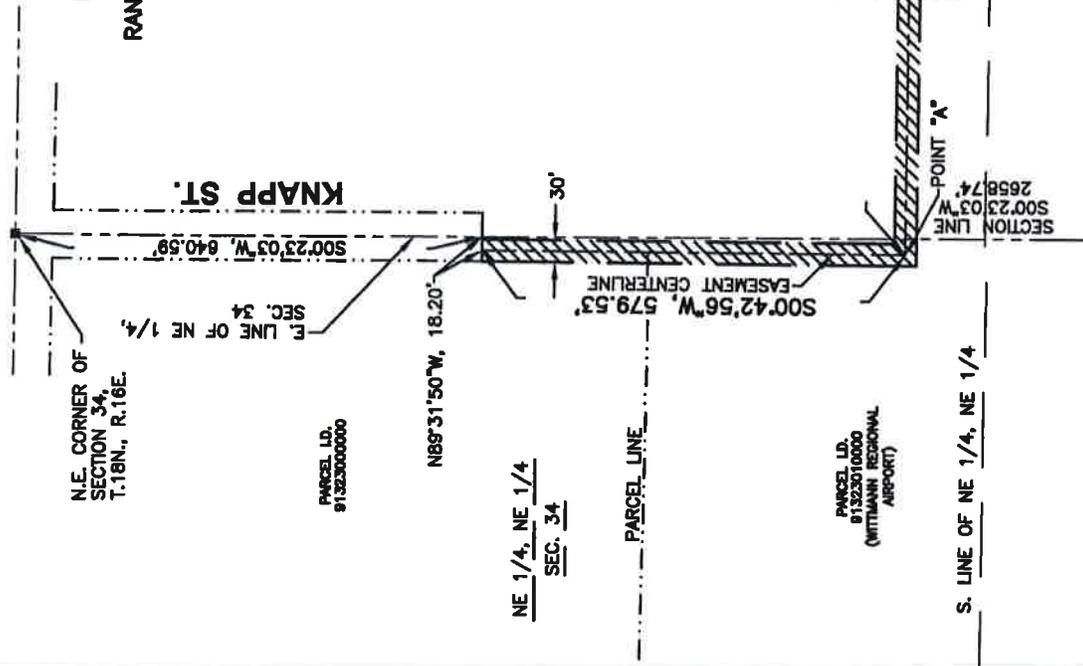


NW 1/4, NW 1/4
 SEC. 35

NE 1/4, NW 1/4
 SEC. 35

PARCEL I.D.
 91413530000
 (WITTMANN REGIONAL AIRPORT)

PARCEL I.D.
 91413530000



S. LINE OF NE 1/4, NW 1/4

S. LINE OF NW 1/4, NW 1/4

S. LINE OF NE 1/4, NE 1/4

EASEMENT EXHIBIT

PARTS OF THE NE 1/4 OF SECTION 34, AND THE NE 1/4 & NW 1/4 OF SECTION 35, TOWNSHIP 18 NORTH, RANGE 16 EAST, CITY OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN

N. 1/4 CORNER OF SECTION 35, T.18N., R.16E.

SEE SHEET 1 OF 3 FOR CONTINUATION

NE 1/4, NW 1/4 SEC. 35

PARCEL I.D. 9141330000 (WITTMANN REGIONAL AIRPORT)

EASEMENT CENTERLINE S89°24'25"E, 3016.66' (POINTS 'A' TO 'B')

PERMANENT EASEMENT LIMITS

S. LINE OF NE 1/4, NW 1/4

E. LINE OF NW 1/4 OF SEC. 35 500'18.51"W, 1222.28'

2864.93'



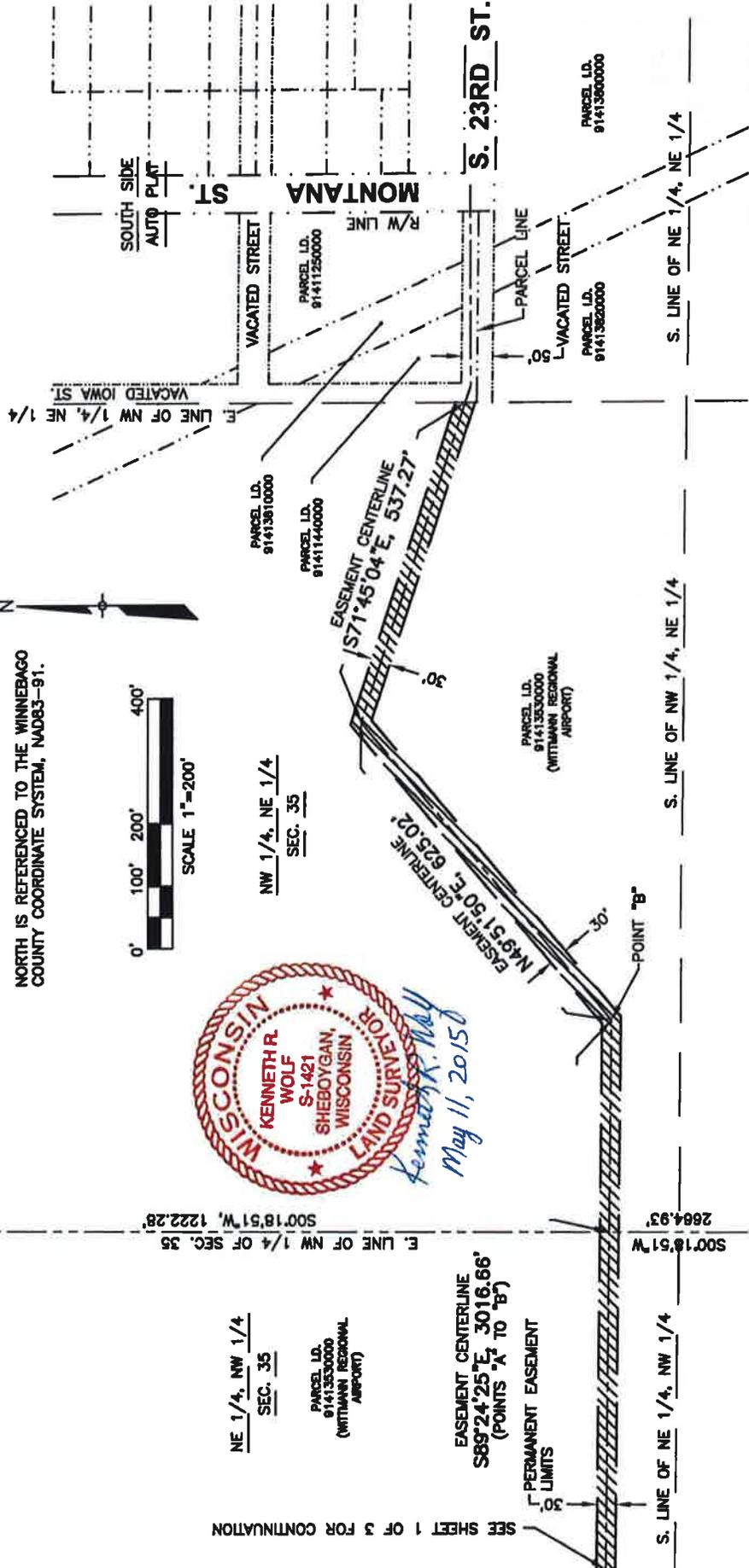
Kenneth R. Wolf
May 11, 2015



NORTH IS REFERENCED TO THE WINNEBAGO COUNTY COORDINATE SYSTEM, NAD83-91.



SCALE 1"=200'



AECOM

500 N. WEST ST.
OSHKOSH, WI 54901
PROJ. NO. 60339822
SHEET 2 OF 3
MAY, 2015

EASEMENT EXHIBIT

PARTS OF THE NE 1/4 OF SECTION 34, AND THE NE 1/4 &
NW 1/4 OF SECTION 35, TOWNSHIP 18 NORTH,
RANGE 16 EAST, CITY OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN

LEGAL DESCRIPTION

A strip of land, 30 feet in width, being a part of the NE 1/4 of the NE 1/4 of Section 34 and part of the NW 1/4 of the NE 1/4, the NE 1/4 of the NW 1/4, and the NW 1/4 of the NW 1/4 of Section 35, Township 18 North, Range 16 East, City of Oshkosh, Winnebago County, Wisconsin, the centerline of said 30-foot wide strip being described as:

Commencing at the Northeast corner of said Section 34;
thence S00°-23'-03"W, along the east line of the NE 1/4 of said Section 34, 640.59 feet;
thence N89°-31'-50"W, 18.20 feet to the Point of beginning of said easement centerline;
thence S00°-42'-56"W, 579.53 feet;
thence S89°-24'-25"E, 3016.66 feet;
thence N49°-51'-50"E, 625.02 feet;
thence S71°-45'-04"E, 537.27 feet to the east line of the NW 1/4 of the NE 1/4 of said Section 35, said point also being on the west line of vacated Iowa Street, as shown on the South Side Auto Plat, said point also being the end of this easement centerline.



Kenneth R. Wolf
May 11, 2015

INTERGOVERNMENTAL AGREEMENT BETWEEN WINNEBAGO COUNTY FOR WITTMAN REGIONAL AIRPORT AND CITY OF OSHKOSH

This INTERGOVERNMENTAL AGREEMENT is made and entered into by and between Winnebago County as Owner of Wittman Regional Airport (“Airport”), and the City of Oshkosh (“City”).

RECITALS

WHEREAS, the Winnebago County is the owner of Wittman Regional Airport, located partially within the City of Oshkosh; and

WHEREAS, the Airport desires to permit the City to construct and maintain a storm sewer pipeline upon and beneath a portion of the northeast quadrant of the Airport, including manholes, surface grates, inlets or similar features at a location described on Exhibit A attached hereto and incorporated herein; and

WHEREAS, the installation of the City’s storm sewer pipeline is identified in the City’s Glatz Creek Stormwater Management Plan as a city-funded project designed to reduce flooding potential of 20th Avenue and businesses, hangars, and aircraft operational areas on the Airport contiguous to 20th Avenue; and

WHEREAS, it is in the best interest of the City and the Airport to prevent potential flooding events so as to protect Airport-owned, City-owned, and privately-owned property from damage and destruction; and

WHEREAS, the City and Airport concurrently with this Agreement will enter into a easement allowing the installation, maintenance and operation of the storm sewer upon the Airport property; and

WHEREAS, the installation and maintenance of a storm sewer pipeline on and under Airport property, and further integrating the Airport’s Taxiway B reconstruction project and the City’s storm pipeline with combined construction management will produce financial benefits to both City and Airport, and

WHEREAS, Airport currently pays significant Storm Water fees associated with the impervious surfaces on the Airport property; and

WHEREAS, the installation and maintenance by the City of a storm sewer pipeline on and under Airport property does not prohibit the Airport from applying for storm water credits from the City; and

WHEREAS, City and Airport recognize that storm water needs and the structure of storm water fees may change over the term of this Agreement which may necessitate review of the Agreement from time to time.

AGREEMENT

NOW THEREFORE, in consideration of the foregoing, and subject to any conditions contained herein, Airport and City agree as follows:

In consideration of Winnebago County as owner of Wittman Regional Airport granting to the City of Oshkosh a Conditional Limited Easement, the City of Oshkosh shall pay to Winnebago County a lump sum payment within 30 days upon the execution of this Agreement of Fifty Thousand Dollars (\$50,000.00). In addition to this lump sum payment, each year for the next 50 years the City shall make an annual payment in the amount of \$0.25 per square foot of the total square footage of the storm sewer pipeline easement (154,754 square feet). At each five-year anniversary of the commencement of this agreement, this fee shall increase five percent (5%). Payment shall be made on or before _____ each year. Each entity shall have the option to request renegotiation of the payment amount and/or terms of payment at each five (5) year anniversary of this Agreement. Requests shall be made in writing directed to the Director of the Airport or the City of Oshkosh Director of Public Works. The annual payment shall cease if Airport no longer pays storm water fees for airport runways or if the stormwater fee for the airport property is less than the annual payment as provided in this paragraph. The parties shall meet and renegotiate this payment if any portion of the airport property becomes exempt from storm water fees or the method of calculation of fees for the airport property is materially altered.

The easement shall provide that the City of Oshkosh will be responsible for all maintenance on the storm water pipeline, except as damage may be caused by Airport, its employees, contractors, agents or assigns. The easement shall provide that City will provide reasonable notice to the Airport if it needs to access the Airport for maintenance of the pipeline, and will further coordinate with the Airport if it needs to work within runway or taxiway safety areas.

If future airport development dictates the relocation of the storm sewer pipeline, the City will be responsible for the costs and work to relocate the pipeline to a location agreeable to both the City and the Airport. If such relocation is required, Airport and City will reopen this Agreement for the purpose of renegotiating the agreed upon payments to take into consideration these additional costs.

Initial construction of the storm sewer pipeline will be completed as a part of the reconstruction and realignment of Taxiway B Project. OMNNI Associates has entered into an agreement with the State of Wisconsin Department of Transportation Bureau of Aeronautics to provide project management for both the City's storm sewer pipeline project and the Airport's Taxiway B reconstruction project. Vinton Construction Company will construct the project including the storm sewer pipe line. Winnebago County will enter into an intergovernmental agreement with the State of Wisconsin for this project to be completed in two phases. The City of Oshkosh will pay to Winnebago County one million seven hundred ninety-eight thousand dollars (\$1,798,000.00) for Phase 1 of the storm sewer

pipeline portion of this project within 30 days of the execution of this agreement. This payment is an estimated amount and the City will be billed any difference for the actual amount of the project costs if the projects costs are in excess of the \$1,798,000.00. Winnebago County will refund to the City any amount less than the \$1,798,000.00 if the actual project costs are less than this estimated amount. Any excess payment or refund shall be paid within 60 days of the calculation of the final payment amount. No City funds will be used for any portion of the Airport's Taxiway B reconstruction project, and no Airport, FAA, or BOA funds will be used for any portion of the City's storm water pipeline project.

Notices: Any notices required by this Agreement shall be in writing and delivered via certified mail, return receipt requested, as follows. Changes to these addresses shall be in writing. In addition to formal notification, both parties agree to take reasonable measures to keep the other party informed of issues or questions regarding the Agreement.

For: Winnebago County
c/o Airport Director
P.O. Box 2808
Oshkosh, WI 54901-2808

For: City of Oshkosh
c/o Director of Public Works
P.O. Box 1130
Oshkosh, WI 54903-1130

Termination: This Agreement may only be terminated by either or both party/parties under the following circumstances:

- i. By mutual agreement of the parties, at any time.
- ii. At the sole discretion of the City, if the storm water pipeline is abandoned, removed, or relocated to City right-of-way or other property.
- iii. At the sole discretion of the Airport, if the provisions of any existing or future agreements between Winnebago County and the United States or the State of Wisconsin relative to the operation of the airport require removal or relocation of the storm sewer outside of the Airport property or termination of this Agreement.
- iv. At the sole discretion of the Airport, if the City fails to perform any of the City's material obligations under the Agreement and such failure is not cured within a reasonable time after receipt of a written notice from the Airport.

AUTHORITY: Airport affirms that all necessary boards and elected officials have approved the acceptance of this Agreement, and that the undersigned have the authority to sign this agreement on behalf of the Airport. City affirms that all necessary boards and elected officials have approved the acceptance of this Agreement, and that the undersigned have the authority to sign this agreement on behalf of the City.

This agreement shall be subordinate to the provisions of any existing or future agreement between Winnebago County and the United States or the State of Wisconsin relative to the operation or maintenance of the airport, the execution of which has been or may be required as a condition precedent to the expenditure of federal or state funds for the development of the airport, Furthermore, this agreement may be amended to include provisions required by those agreements with the United State of the State of Wisconsin.

SIGNATURE PAGE FOLLOWS:

IN WITNESS WHEREOF the parties have caused this agreement to be executed by their proper officers thereunto duly authorized as of the day and year above written.

Dated this ____ of _____, 2015.

WINNEBAGO COUNTY

By: _____
Mark L. Harris, County Executive

By: _____
Susan T. Ertmer, County Clerk

Approved as to Form:

By: _____
John Bodnar, Corporation Counsel

CITY OF OSHKOSH

BY: _____
Mark A. Rohloff, City Manager

By: _____
Pamela R. Ubrig, City Clerk

By: _____
Trena Larson, Finance Director

Approved as to Form:

By: _____
Lynn A. Lorensen, City Attorney

1
2
3
4

Mark L. Harris
Winnebago County Executive

EASEMENT EXHIBIT

PARTS OF THE NE 1/4 OF SECTION 34, AND THE NE 1/4 & NW 1/4 OF SECTION 35, TOWNSHIP 18 NORTH, RANGE 16 EAST, CITY OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN

AECOM
 200 N. KANAWAY ST.
 OSHKOSH, WI 54901
 PROJ. NO. 60336822

SHEET 1 OF 3
 MAY 2015



Kenneth R. Wolf
 May 11, 2015

SEE SHEET 2 OF 3 FOR CONTINUATION



NORTH IS REFERENCED TO THE WINNEBAGO COUNTY COORDINATE SYSTEM, NAD83-91.



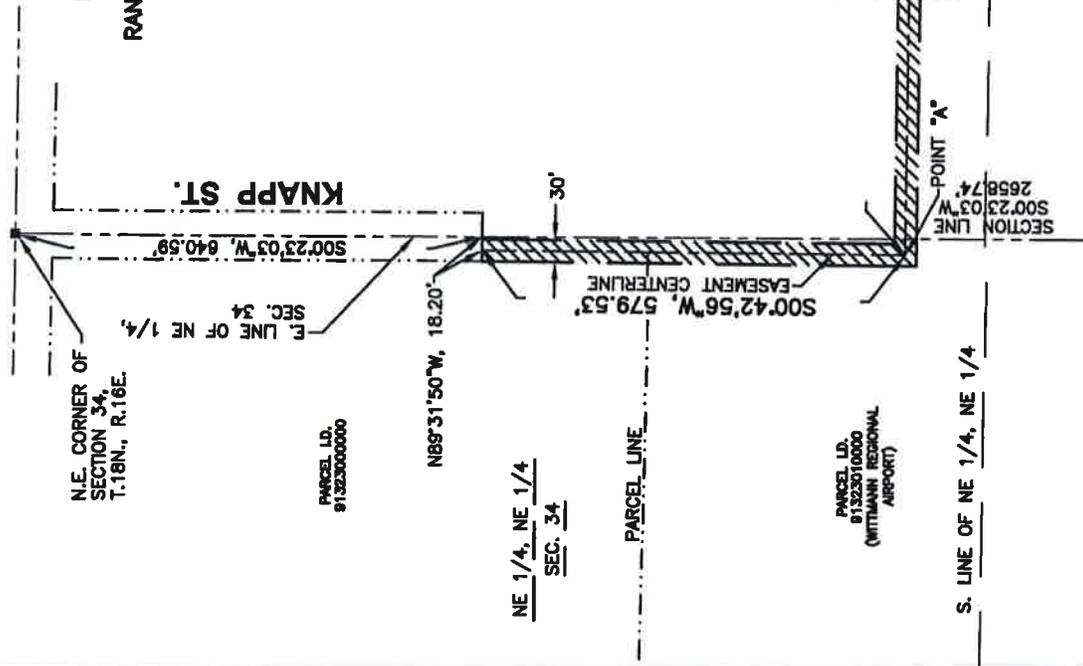
SCALE 1"=200'

NW 1/4, NW 1/4
 SEC. 35

NE 1/4, NW 1/4
 SEC. 35

PARCEL I.D.
 91413530000
 (WITTMANN REGIONAL AIRPORT)

PARCEL I.D.
 91413530000



PARCEL I.D.
 91323000000

NE 1/4, NE 1/4
 SEC. 34

PARCEL I.D.
 91323010000
 (WITTMANN REGIONAL AIRPORT)

S. LINE OF NE 1/4, NE 1/4

S. LINE OF NW 1/4, NW 1/4

S. LINE OF NE 1/4, NW 1/4

E. LINE OF NW 1/4, NW 1/4

EASEMENT CENTERLINE
 S89°24'25"E, 3016.66'
 (POINTS "A" TO "B")

PERMANENT EASEMENT LIMITS

SECTION LINE
 S00°23'03"W, 2658.74'

EASEMENT EXHIBIT

PARTS OF THE NE 1/4 OF SECTION 34, AND THE NE 1/4 & NW 1/4 OF SECTION 35, TOWNSHIP 18 NORTH, RANGE 16 EAST, CITY OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN

N. 1/4 CORNER OF SECTION 35, T.18N., R.16E.

SEE SHEET 1 OF 3 FOR CONTINUATION

NE 1/4, NW 1/4 SEC. 35

PARCEL I.D. 9141330000 (WITTMANN REGIONAL AIRPORT)

EASEMENT CENTERLINE S89°24'25"E, 3016.66' (POINTS 'A' TO 'B')

PERMANENT EASEMENT LIMITS

S. LINE OF NE 1/4, NW 1/4

E. LINE OF NW 1/4 OF SEC. 35 500'18.51"W, 1222.28'

2864.93'



Kenneth R. Wolf
May 11, 2015

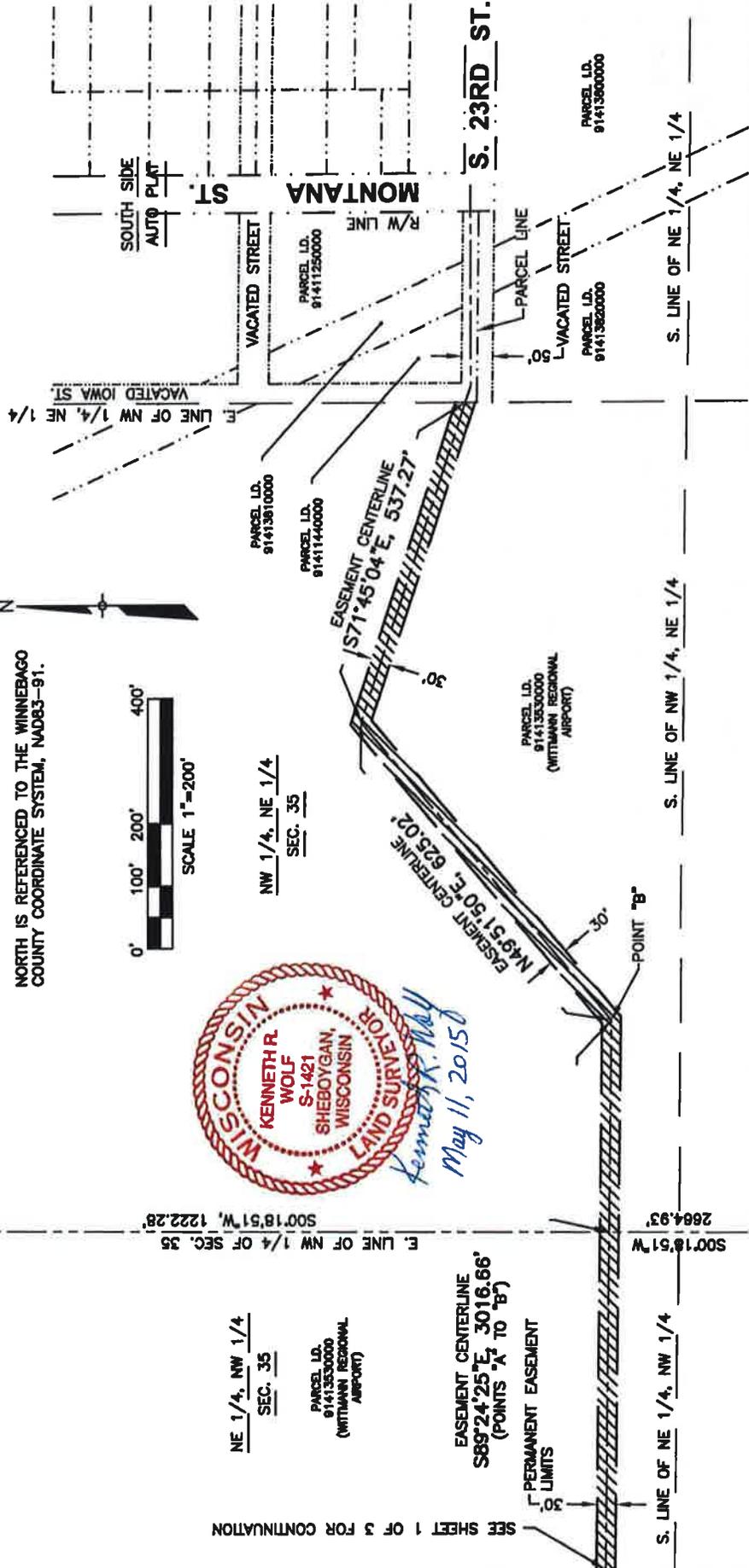


NORTH IS REFERENCED TO THE WINNEBAGO COUNTY COORDINATE SYSTEM, NAD83-91.



SCALE 1"=200'

NW 1/4, NE 1/4 SEC. 35



AECOM

500 N. WEST ST.
OSHKOSH, WI 54901
PROJ. NO. 60339822
SHEET 2 OF 3
MAY, 2015

EASEMENT EXHIBIT

PARTS OF THE NE 1/4 OF SECTION 34, AND THE NE 1/4 &
NW 1/4 OF SECTION 35, TOWNSHIP 18 NORTH,
RANGE 16 EAST, CITY OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN

LEGAL DESCRIPTION

A strip of land, 30 feet in width, being a part of the NE 1/4 of the NE 1/4 of Section 34 and part of the NW 1/4 of the NE 1/4, the NE 1/4 of the NW 1/4, and the NW 1/4 of the NW 1/4 of Section 35, Township 18 North, Range 16 East, City of Oshkosh, Winnebago County, Wisconsin, the centerline of said 30-foot wide strip being described as:

Commencing at the Northeast corner of said Section 34;
thence S00°-23'-03"W, along the east line of the NE 1/4 of said Section 34, 640.59 feet;
thence N89°-31'-50"W, 18.20 feet to the Point of beginning of said easement centerline;
thence S00°-42'-56"W, 579.53 feet;
thence S89°-24'-25"E, 3016.66 feet;
thence N49°-51'-50"E, 625.02 feet;
thence S71°-45'-04"E, 537.27 feet to the east line of the NW 1/4 of the NE 1/4 of said Section 35, said point also being on the west line of vacated Iowa Street, as shown on the South Side Auto Plat, said point also being the end of this easement centerline.



Kenneth R. Wolf
May 11, 2015

CONDITIONAL LIMITED EASEMENT - UTILITY

Wisconsin Department of Transportation - Aeronautics
Exempt from fee: s.77.25(12) Wis. Stats.
BOA 6/27/2013 Ch. 114 Wis. Stats

THIS EASEMENT, made by Winnebago County, Wisconsin, a municipal corporation on behalf of its Wittman Regional Airport, GRANTOR, conveys a conditional limited easement as described below to the City of Oshkosh, Wisconsin, a municipal corporation, GRANTEE, for the sum of Fifty Thousand and no/100 dollars (\$50,000) and other good and valuable consideration for the purpose of installation of a storm sewer pipeline as part of its municipal storm water system. Specifically, Grantee will be installing an underground storm sewer main along with ancillary facilities and equipment, including manholes, surface grates, inlets or similar features on the surface and above ground.

Legal Description:

A strip of land, 30 feet in width, being a part of the NE 1/4 of the NE 1/4 of Section 34 and part of the NW 1/4 of the NE 1/4, the NE 1/4 of the NW 1/4, and the NW 1/4 of the NW 1/4 of Section 35, Township 18 North, Range 16 East, City of Oshkosh, Winnebago County, Wisconsin, the centerline of said 30-foot wide strip being described as:

Commencing at the Northeast corner of said Section 34; thence S00° 23' 03"W, along the east line of the NE 1/4 of said Section 34, 640.59 feet; thence N89° 24' 50"W, 18.20 feet to the Point of Beginning of said easement centerline; thence S00° 42' 56"W, 579.53 feet; thence S89° 24' 25"E, 3016.66 feet; thence N49° 51' 50"E, 625.02 feet; thence S71° 45' 04"E, 537.27 feet to the east line of the NW 1/4 of the NE 1/4 of said Section 35, said point also being on the west line of vacated Iowa Street, as shown on the South Side Auto Plat, said point also being the end of this easement centerline.

THE CONDITIONS OF SAID EASEMENT OVER THE ABOVE DESCRIBED PARCEL ARE AS STIPULATED IN THE ATTACHED "ADDENDUM A". ADDENDUM A AND UTILITY EASEMENT MAP ARE ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

THIS EASEMENT SHALL TERMINATE IF NO INTERGOVERNMENTAL AGREEMENT BETWEEN WINNEBAGO COUNTY FOR WITTMAN REGIONAL AIRPORT AND THE CITY OF OSHKOSH IS IN PLACE WHICH ALLOWS FOR THE INSTALLATION AND MAINTENANCE OF THE STORM SEWER. IF SAID EASMENT IS TERMINATED OR ABANDONED, THE STORM WATER INFRASTRUCTURE WILL BE REMOVED OR ABANDONED IN PLACE AND THE SITE RESTORED TO ITS PRE-EASEMENT CONDITION WITH THE CITY OF OSHKOSH RESPONSIBLE FOR THE ASSOCIATED COSTS AND WORK.

SIGNATURE PAGE FOLLOWS

This space is reserved for recording data

City Attorney's Office
City of Oshkosh
215 Church Avenue
P.O. Box 1130
Oshkosh, WI 54903-1130

Parcel Identification Number/Tax Key Number
91323010000 & 91413530000

ADDENDUM A UTILITY EASEMENT CONDITIONS

GRANTOR is the owner and operator of the Wittman Regional Airport, situated in the County of Winnebago, State of Wisconsin, and is obligated to meet standards established by the Federal Aviation Administration relating to airport safety and the protection of aircraft landing and taking off from said airport. In order to meet those standards, **GRANTEE** agrees to limit its easement rights on the easement areas hereinbefore referred to in the manner described below:

1. **USE FOR STORM WATER DISTRIBUTION SYSTEM:** Grantee intends to construct an underground storm sewer main along with above and below ground ancillary facilities as part of its storm water distribution system within the easement. Grantee shall have the right to access, survey, lay, construct, use, operate, maintain, repair, replace, relocate, and/or remove the storm sewer main and ancillary facilities. When such facilities are no longer necessary or operational as a part of Grantee's storm water system, the facilities may be removed or may be abandoned in place by appropriate methods at that time. Grantee shall consult with Grantor regarding the methods and timing of removal or abandonment of the facilities.
2. **MAINTENANCE:**
 - a. Grantee shall be responsible for maintaining its facilities, including the maintenance, repair, and replacement of such facilities, except where such maintenance, repair or replacement may be caused by Grantor, its agents, contractors or assigns. Initial construction of Grantee's facilities is being coordinated with the reconstruction of certain of Grantor's facilities and therefore restoration shall be completed by the contractor in conjunction with Grantor's overall project. After the initial construction and restoration, Grantee shall be responsible for repairing the surface of the easement property which is damaged by Grantee's use of the property, or by Grantee's repair and/or maintenance of its facilities within the easement Property.
 - b. Grantor shall be responsible for all ongoing maintenance and repairs of the property which are not caused by Grantee's storm water distribution facilities including, but not limited to, grading, reseeding, and vegetation maintenance. Grantor shall be responsible for keeping the surface of the property clear of debris. Grantor shall notify Grantee and receive Grantee's approval prior to removing more than twelve (12) inches of any top soil or subsoil on the property.
 - c. Grantee agrees not to bring any vehicle or other equipment into, nor conduct repairs, maintenance or other operations within the boundaries of the airport property, except at such times as may be designated for such purposes by the Grantor. The Grantor shall not unreasonably refuse to designate such times, and such times so designated shall be those reasonably related to the unobstructed taking off, landing and flight of the aircraft. Notwithstanding any other provision in this paragraph, however, the Grantee may upon notification to the Grantor, enter, bring any vehicle and equipment into and conduct repair, maintenance, and other operations within said easement area in the event of a break, leak or any other emergency situation arising with respect to said facility.
3. **Airport Operations:** Grantee expressly agrees for itself, its successors and assigns, to prevent any use of said easement lands which will interfere with or adversely affect the operation or maintenance of the airport.

4. **Aircraft Interference:** Grantee will not permit or suffer the use of said easement lands as to create any electrical or electronic interference with radio communications between any air navigational or aviation communications installation upon or in the vicinity of the airport property and aircraft, or as to make it difficult for an aircraft pilot to distinguish between airport lights and others, or as to otherwise impair an aircraft pilot's visual perception in the vicinity of the airport or as otherwise to endanger the landing, taking off, or maneuvering of aircraft in the vicinity of said airport property.
4. **Above Surface Objects:** Except for those surface structures installed as part of the initial construction of the storm water main project, Grantee agrees that so long as the underlying airport property is used for airport purposes, no poles, surface markers or surface structures of any kind shall be placed upon airport property, and the Grantee agrees to not replace or relocate any existing facilities within the easement area without the prior written approval of the Grantor, it being understood and agreed, however, that such approval shall not be unreasonably withheld. Equipment may not encroach into protected airspace except in emergencies.
5. **Relocation of Utilities:** Any improvements on said easement lands shall be constructed and maintained at no cost to the Grantor or the Federal Aviation Administration. Should the facility in said easement area require relocation or encasement, the same shall be done with no cost to the Grantor or the Federal Aviation Administration. New or replacement facilities shall not exceed the height of existing structures.
6. **Hold Harmless:** Grantee agrees to provide liability protection for its officers, employees and agents while acting within the scope of their employment. Subject to any limitations contained in Sec. 893.80 and any similar statute, of the Wisconsin Statutes, Grantee further agrees to hold Grantor harmless from any and all liability, including claims, demands, losses, costs, damages, and expenses of every kind and description (including death), or damages to person or property arising out of or in connection with or occurring during the course of this agreement where such liability is founded upon or grows out of the acts or omission of any of the officers, employees or agents of Grantor while acting within the scope of their employment.

Municipal liability: Nothing in this Agreement is intended as a waiver of either parties' right or opportunity to rely upon the governmental limitations and immunities contained within Wisconsin law. Immunities and limitations include, but are not limited to, Sections 345.05, 893.80, and 893.83, Wisconsin Statutes. Such damage limits, caps and immunities are intended to be preserved and are incorporated into this agreement and shall govern all disputes, contractual or otherwise, as they apply to the governmental entities and its agents, officers, and employees.

6. **Agents or Grantee:** Grantor agrees that the Grantee may temporarily assign the construction and maintenance rights identified herein to any contractor, third party, or other person. Assignees must demonstrate to the Grantee that they have sufficient competence and must give adequate assurances that any work to be performed in or around the easement property shall be conducted in a skillful manner. Assignees must also protect the Grantor's interest in the easement property to the same extent as if the Grantee was itself performing the construction or maintenance.
7. **Authority:** Grantor affirms that all necessary boards and elected officials have approved the acceptance of this Easement, and that the undersigned have the authority to sign this easement on behalf of the Grantor. The Grantee affirms that all necessary boards and elected officials

have approved the acceptance of this easement, and that the undersigned have the authority to sign this easement on behalf of the Grantee. Grantee's written consent will be required before any additional easement or use of this easement property by third parties is granted.

8. It is understood and agreed that these covenants and agreements shall be binding upon the heirs, administrators, executors and assigns of the parties, that these covenants and agreements shall run with the land, and that for the purposes of this instrument, the real estate described in this easement and owned by the Grantor shall be the servient tenement, and the Grantee shall be dominant tenement.

1 222-102015

2 **RESOLUTION: Authorize Execution of Airport Facilities Use Agreement Between**
3 **Wittman Regional Airport and Oshkosh Corporation**
4

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

6 **WHEREAS**, Oshkosh Corporation desires to enter into an Airport Facilities Use Agreement with
7 Winnebago County for a three (3) year period commencing on November 1, 2015, for the use of taxiways
8 for testing trucks at the rate of \$165.00 per hour; and
9

10 **WHEREAS**, your undersigned Committee believes that said proposed lease is fair and that
11 execution of said lease would be in the best interest of Winnebago County.
12

13 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of Supervisors that it
14 hereby approves execution of an Airport Facilities Use Agreement between Wittman Regional Airport and
15 Oshkosh Corporation for a three (3) year term pursuant to those provisions as provided in the proposed
16 lease agreement, a copy of which may be obtained from the Airport Director or the Winnebago County
17 Corporation Counsel’s office. Said lease is incorporated by reference as part of this resolution.
18

19 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby
20 authorizes the Winnebago County Executive and the Winnebago County Clerk to execute said lease.
21

22 Respectfully submitted by:

23 **Aviation COMMITTEE**

24 Committee Vote: **5-0**
25
26

27 Vote Required for Passage: **Majority of those present**
28

29 Approved by the Winnebago County Executive this _ day of _____,
30 2015.
31

32 _____
33 Mark L Harris
34 Winnebago County Executive

AIRPORT FACILITIES USE AGREEMENT

WITTMAN REGIONAL AIRPORT

WINNEBAGO COUNTY, WISCONSIN

THIS AGREEMENT, made and entered into this 2nd day of September, 2015, by and between the Winnebago County Wisconsin, hereinafter referred to as the "Lessor", and Oshkosh Corporation, hereinafter referred to as the "Operator".

WITNESSETH;

WHEREAS, the Lessor owns and operates an airport which includes all aviation navigation facilities, said airport being known as Wittman Regional Airport, located in the City of Oshkosh, Winnebago County, Wisconsin, and the Lessor is desirous of allowing the Operator to use certain premises hereinafter more fully described, located on said airport, together with the right to use and enjoy individually and in common with others the facilities referred to; and,

WHEREAS, the Operator will use a portion of the airport for limited testing of large motor vehicles associated with the manufacture of such units, and for this purpose desires to lease certain property and rights from the Lessor.

NOW, THEREFORE, in consideration of the rents, covenants, and agreements herein contained, the Lessor does hereby lease, demise and let to the Operator, and the Operator does hereby hire, take and lease from the Lessor, the following terms and conditions:

1. Premises Leased. Operator will be permitted to use certain taxiways as designated in the attached document, MF-90, for the purpose of motor vehicle testing. Such testing will be in accordance with the procedures and guidelines set forth in the operational procedures attached hereto. Said procedures, guidelines and operational areas may be amended from time to time as necessary to ensure safe and efficient operational practice on the Airport.
2. Use Fee. The operator will pay to the Lessor a use fee for the leased premises hereunder as follows:

Premises (A) Vehicle Test Areas

One-Hundred Sixty-five Dollars (\$165.00) per vehicle per test hour. Total hours to be reported to the Lessor by the tenth day of each calendar month for the preceding calendar month.

Fee for said premises will be monthly within 30 days of receipt of invoice.

Payment shall be made to: Winnebago County Treasurer, Courthouse - 415 Jackson Street, P. O. Box 2808, Oshkosh, WI 54903. Failure to pay any invoice within 60 days of receipt of that invoice shall cause cancellation of this agreement, provided Operator has failed to cure such failure to pay within 30 days of written notice from Lessor.

3. Term. The term of this agreement shall be for three (3) years beginning the first day of November 2015 and ending October 31, 2018. The parties may renew this Agreement on like terms and may negotiate in good faith reasonable changes to the Use Fee upon such renewal. Lessor reserves the right to cancel this agreement at any time at Lessor's sole discretion.
4. Operator shall, at its own expense, install and maintain an appropriate access road and access gate to the north/south service road for the purpose of test vehicle access.
5. Insurance. Operator agrees, at its own cost and expense, to furnish County with a Certificate of Insurance indicating proof of the following insurance from companies licensed in the State:
 - (a) Commercial General Liability Insurance (non-aircraft) - Oshkosh Corporation maintains a commercial general liability policy (occurrence form) providing the following limits:
 - i. \$1,000,000 Each Occurrence (bodily injury/property damage)
 - ii. \$2,000,000 Products/Completed Operations Aggregate
 - iii. \$5,000,000 General Aggregate
 - iv. \$1,000,000 Personal/Advertising Injury Liability
 - v. \$ 500,000 Damage to Rented Premises
 - (b) Automobile Liability Insurance with a minimum limit of \$1,000,000 Combined Single Limit for Bodily Injury and Property Damage Liability. This insurance shall include Bodily Injury and Property Damage for the following coverage:
 - i. Owned Vehicles
 - ii. Hired Vehicles

iii. Non-Owned Vehicles

Such insurance shall include Winnebago County as an additional insured as pertains to the negligence of the user or lessee. Operator will provide a thirty (30) day notice prior to cancellation or material policy change, which notice shall be given to the Winnebago County Insurance Administrator, c/o Courthouse, 415 Jackson Street, Oshkosh, WI 54903. All such notices will name the user or lessee and identify the contract. Operator shall provide evidence, as necessary, of workers compensation insurance's as required by state law.

6. Operator to Obey Rules. The Operator shall abide by any and all rules and regulations of the City, County, State, and Federal authorities respecting safety measures to be taken and observed in the use of the said premises. The Operator shall be subject to such written rules and regulations as the Winnebago County Board or its Aviation Committee may legally adopt. Such rules and regulations shall not, however, be in conflict with the terms of this Agreement.
7. Hold Harmless. Each party agrees to hold the other free and harmless from loss from each and every claim and demand of whatever nature, made on behalf of or by any person or persons, for any wrongful, careless, or negligent act or omission on the part of such party, agents, servants, and employees, and from all loss and damage by reason of such acts or omissions.
8. Compliance with Civil Rights Act of 1964. The Operator, in the use of the leased premises for himself, his personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree as a covenant running with the premises that (1) no person on the grounds of race, color or national origin shall be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities; (2) that in the construction of any improvements on, over, or under such premises and the furnishing of services thereon, no person on the grounds of race, color, or national origin shall be excluded from participation in, denied the benefits or, or otherwise be subjected to discrimination; (3) that the premises shall be used in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-Assisted Programs

of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

Operator shall have the right and privilege to engage in, and conduct all business operations authorized under the terms of this Agreement, provided, however, that this agreement shall not be construed in any manner to grant the Operator, or those claiming under him the exclusive right to use the premises leased exclusively to the Operator hereunder.

9. Breach of Conditions. If the Operator shall violate any of the restrictions in this Agreement, or shall fail to keep any of its covenants after written notice to cease such violation, and shall fail to correct such violation within thirty (30) days, the Lessor may at once, if it so elects, terminate the same and take possession of the premises.
10. Conditions of the Parties Obligations.
 - (a) This contract is contingent upon authorization of Federal and Wisconsin laws. Any material amendment or repeal of laws or judicial action affecting the authority of Winnebago County to execute this agreement shall serve to terminate this contract, except as further agreed to by the parties hereto.
 - (b) Nothing contained in this contract shall be construed to supersede the lawful powers or duties of either party.
 - (c) It is understood and agreed that the entire contract between the parties is contained herein, and that this contract supercedes all oral agreements and negotiations between the parties relating to the subject matter thereof.
11. Truck testing shall not be conducted between 10:00 p.m. and 6:00 a.m. daily. No truck testing shall be permitted beginning five business days prior to the official commencement of the annual EAA Fly-in Convention and ending two business days after the official conclusion of the Fly-in Convention. Official Fly-in dates are established at least 1 year in advance by the Experimental Aircraft Association.

12. Operator shall train drivers to regularly inspect the test area for foreign objects (FOD). FOD will be removed promptly or reported to the FAA control tower personnel on duty.
13. As necessary, Operator shall meet with Lessor to review and/or amend MF-90 (Exhibit A) and Exhibit B.
14. Operator shall not permit drivers to test vehicles on the airport if they have not completed an airfield driver orientation course and passed a written certification examination.
15. Resolution of Disputes. This agreement shall be covered by the laws of the State of Wisconsin. Claims, disputes, and other matters in question between the parties to this Agreement arising out of, or relating to this Agreement or the breach thereof, shall be decided by arbitration in accordance with the Arbitration Rules of the American Arbitration Association then pertaining, upon the express written consent of all parties to this Agreement. In the event the parties proceed to arbitration, the following shall govern any such proceedings.
 - A. The American Arbitration Association shall submit a panel of five arbitrators to the parties. The parties shall alternate strikes until one arbitrator remains who shall arbitrate the dispute. The party initiating the first strike shall be determined by the winner of a coin flip.
 - B. The costs of the arbitration proceeding except the filing fee, which shall be borne equally by the parties. Each party shall pay their own legal fees and expenses incurred in connection with the proceeding.
 - C. Any arbitration shall take place in the City of Oshkosh, Winnebago County, Wisconsin.
 - D. Unless otherwise agreed by the parties, the arbitration hearing in this matter shall be limited to one day in length with the arbitrator providing each side equal time to present its case during the day.
 - E. Any discovery proceeding shall be limited to the thirty (30) day period prior to the date of the arbitration hearing. The party requesting the discovery shall pay for all costs incurred by the opposite party, except for attorney's fees, related to the discovery

procedure, including but not limited to witness and reporter's fees related to depositions, photocopying fees, postage fees, and delivery fees.

- F. The arbitrator, in issuing any ruling with regard to any arbitration matter, shall issue a written decision which shall include written finding of fact and conclusions of law.
- G. The proceeding and arbitration shall be governed by the laws of the State of Wisconsin, including specifically, Chapter 788 of the Wisconsin Statutes.

SIGNATURE PAGE FOLLOWS:

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the day and year first above written.

Winnebago County (Lessor)

By: _____

Mark L. Harris
County Executive

Susan Ertmer
County Clerk

Oshkosh Corporation
(Operator)

By: _____

Andrew Gratton

By: _____

1 **223-102015**

2 **RESOLUTION: Execute Easement Agreement between Winnebago County**
3 **and Wisconsin Public Service**
4

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

6 **WHEREAS**, Wisconsin Public Service Corporation (WPS) desires an easement across
7 and beneath Wittman Regional Airport property for the purpose of constructing, installing and
8 maintaining a natural gas main pipeline to service the Aviation Business Park; and
9

10 **WHEREAS**, the Aviation Committee has reviewed the attached easement agreement
11 and believes that its execution would be in the best interests of the citizens of Winnebago
12 County.
13

14 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of
15 Supervisors that it hereby approves execution by the Winnebago County Executive and
16 Winnebago County Clerk of the attached easement agreement between Winnebago County and
17 Wisconsin Public Service Corporation (WPS) for the purpose of providing ingress and egress to,
18 and maintenance of, a natural gas main beneath Wittman Regional Airport property.
19

20 Respectfully submitted by:

21 **AVIATION COMMITTEE**
22

23 Committee Vote: **5-0**

24 Vote Required for Passage: **Majority of Those Present**
25

26 Approved by the Winnebago County Executive this _____ day of
27 _____, 2015.
28
29

30 _____

31 Mark L. Harris
32 Winnebago County Executive

PERMANENT LIMITED EASEMENT - UTILITY

Wisconsin Department of Transportation - Aeronautics
Exempt from fee: s.77.25(12) Wis. Stats.
BOA 6/27/2013 Ch. 114 Wis. Stats

THIS EASEMENT, made by **Winnebago County, a municipal corporation** on behalf of **Wittman Regional Airport, GRANTOR**, conveys a permanent limited easement as described below to **Wisconsin Public Service Corporation, a Wisconsin Corporation, GRANTEE**, for good and valuable consideration, the receipt of which is hereby acknowledged, the Grantor does hereby give and grant unto the Grantee, its successors and assigns, the perpetual right, permission, authority and privilege to construct, install and maintain underground electric facilities and natural gas main and the necessary and usual appurtenant equipment, all for the purpose of providing electric service upon, over, across, within and beneath certain easement areas as described below, and shown on attached Exhibit "A, on land owned by said Grantor in the City of Oshkosh, County of Winnebago, State of Wisconsin, Described as follows, to-wit:

Legal Description:

Part of the Northwest Quarter of the Northeast Quarter (NW1/4-NE1/4), part of the Northeast Quarter of the Northwest Quarter (NE1/4-NW1/4), and part of the Northwest Quarter of the Northwest Quarter (NW1/4-NW1/4), of Section 11, Township 17 North, Range 16 East, as shown on the attached Utility Easement Map

THE CONDITIONS OF SAID EASEMENT OVER THE ABOVE DESCRIBED PARCEL ARE AS STIPULATED IN THE ATTACHED "ADDENDUM A". ADDENDUM A AND UTILITY EASEMENT MAP ARE ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

This space is reserved for recording data

Return to:

Wisconsin Department of Transportation
Bureau of Aeronautics - Real Estate
4802 Sheboygan Avenue - Room701
PO Box 7914
Madison, WI 53707-7914

Parcel Identification Number/Tax Key Number
91411122000, 0120198, 012019901

IN WITNESS WHEREOF, said Grantor has hereunto set its hand and seal the day and year first above written.

Winnebago County, a municipal corporation

Sign Name

Mark L. Harris – County Executive

Sign Name

Susan T. Ertmer – County Clerk

STATE OF WISCONSIN)
)SS
COUNTY OF WINNEBAGO)

This instrument was acknowledged before me this _____ day of _____, _____, by the above-named **Mark L. Harris – County Executive and Susan T. Ertmer – County Clerk, for Winnebago County**, to me known to be the Grantor(s) who executed the foregoing instrument on behalf of said Grantor(s) and acknowledged the same

Sign Name _____
Print Name _____

Notary Public, State of _____
My Commission expires: _____

Airport _____

This instrument was drafted by

Parcel No. 91411122000, 0120198,
012019901

Project AIP,SA or LL + project # WR# 1583898

Travis Ledvina

ADDENDUM A
UTILITY EASEMENT CONDITIONS

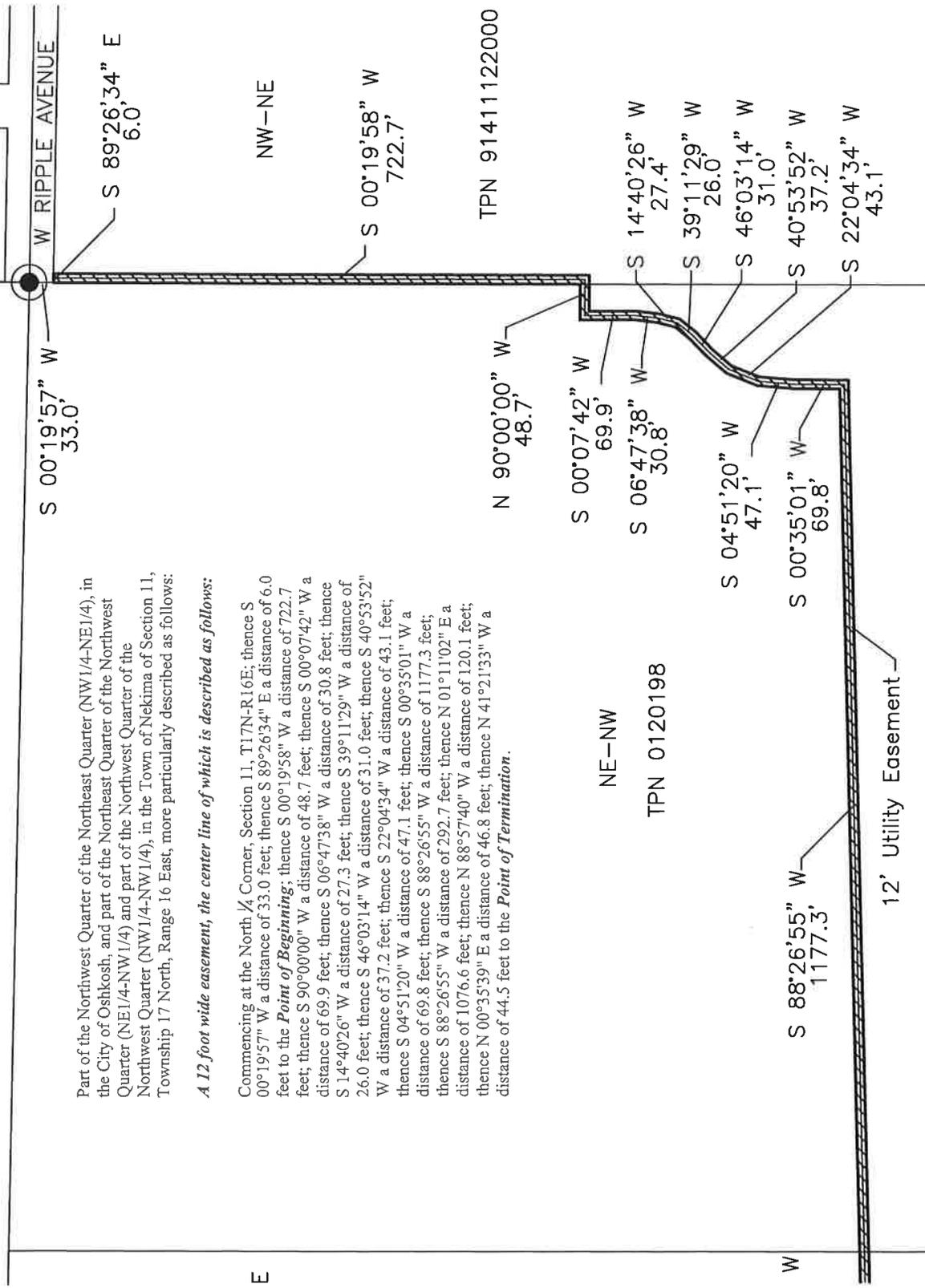
The **GRANTOR** is the owner and operator of WITTMAN REGIONAL Airport, situated in the County of Winnebago, State of Wisconsin, and is obligated to meet standards established by the Federal Aviation Administration relating to airport safety and the protection of aircraft landing and taking off from said airport. In order to meet those standards, the **GRANTEE** agrees to limit its easement rights on the easement areas hereinbefore referred to in the manner described below:

1. **Entry to Premises:** The **GRANTEE** agrees to not bring any vehicle or other equipment into, nor conduct repairs, maintenance or other operations within the boundaries of the airport property, except at such times as may be designated for such purposes by the **GRANTOR**. The **GRANTOR** shall not unreasonably refuse to designate such times, and such times so designated shall be those reasonably related to the unobstructed taking off, landing and flight of the aircraft. Notwithstanding any other provision in this paragraph, however, the **GRANTEE** may upon notification to the **GRANTOR**, enter, bring any vehicle and equipment into and conduct repair, maintenance, and other operations within said easement area in the event of a break, leak or any other emergency situation arising with respect to said facility.
2. **Airport Operations:** The **GRANTEE** expressly agrees for itself, its successors and assigns, to prevent any use of said easement lands which will interfere with or adversely affect the operation or maintenance of the airport.
3. **Aircraft Interference:** The **GRANTEE** will not permit or suffer the use of said easement lands as to create any electrical or electronic interference with radio communications between any air navigational or aviation communications installation upon or in the vicinity of the airport property and aircraft, or as to make it difficult for an aircraft pilot to distinguish between airport lights and others, or as to otherwise impair an aircraft pilot's visual perception in the vicinity of the airport or as otherwise to endanger the landing, taking off, or maneuvering of aircraft in the vicinity of said airport property.
4. **Above Surface Objects:** The **GRANTEE** agrees that so long as the underlying airport property is used for airport purposes, no poles, surface markers or surface structures of any kind shall be placed upon airport property, and the **GRANTEE** agrees to not replace or relocate any existing facilities within the easement area without the prior written approval of the **GRANTOR**, it being understood and agreed, however, that such approval shall not be unreasonably withheld. Equipment may not encroach into protected airspace except in emergencies.
5. **Preservation of Property:** The **GRANTEE** agrees, upon placing the intended utility services within the easement area, to restore the easement lands to its "as is" condition including: replacement of ground cover, terrain shape and contours, drainage pattern and vegetation. The **GRANTEE** further agrees to pay the costs of any damage to property, including crops, that occurs with the exercise of these easement rights.
6. **Relocation of Utilities:** Any improvements on said easement lands shall be constructed and maintained at no cost to the **GRANTOR** or the Federal Aviation Administration. Should the facility in said easement area require relocation or encasement, the same shall be done with no cost to the **GRANTOR** or the Federal Aviation Administration. New or replacement facilities shall not exceed the height of existing structures.
7. **Hold Harmless:** The **GRANTEE** releases the **GRANTOR** from all debts, claims, demands, damages, actions and cause of action whatsoever which may result from said easement heretofore granted by the **GRANTOR**, and further agrees to hold the **GRANTOR** free and harmless from any claim for damages which may be made by reason of damages or injury to persons or property connected therewith.
8. **Agents or GRANTEE:** The **GRANTEE** agrees to cause its agents, assigns, construction contractors or others entering the subject lands to comply with the above conditions.
9. It is understood and agreed that these covenants and agreements shall be binding upon the heirs, administrators, executors and assigns of the parties, that these covenants and agreements shall run with the land, and that for the purposes of this instrument, the real estate described in this easement and owned by the **GRANTOR** shall be the servient tenement, and the **GRANTEE** shall be dominant tenement.

EXHIBIT "A"

NOT INTENDED TO BE A SURVEY PRODUCT

North 1/4 Corner
Section 11
T17N-R16E



Part of the Northwest Quarter of the Northeast Quarter (NW1/4-NE1/4), in the City of Oshkosh, and part of the Northeast Quarter of the Northwest Quarter (NE1/4-NW1/4) and part of the Northwest Quarter of the Northwest Quarter (NW1/4-NW1/4), in the Town of Nekima of Section 11, Township 17 North, Range 16 East, more particularly described as follows:

A 12 foot wide easement, the center line of which is described as follows:

Commencing at the North 1/4 Corner, Section 11, T17N-R16E; thence S 00°19'57" W a distance of 33.0 feet; thence S 89°26'34" E a distance of 6.0 feet to the *Point of Beginning*; thence S 00°19'58" W a distance of 722.7 feet; thence S 90°00'00" W a distance of 48.7 feet; thence S 00°07'42" W a distance of 69.9 feet; thence S 06°47'38" W a distance of 30.8 feet; thence S 14°40'26" W a distance of 27.3 feet; thence S 39°11'29" W a distance of 26.0 feet; thence S 46°03'14" W a distance of 31.0 feet; thence S 40°53'52" W a distance of 37.2 feet; thence S 22°04'34" W a distance of 43.1 feet; thence S 04°51'20" W a distance of 47.1 feet; thence S 00°35'01" W a distance of 69.8 feet; thence S 88°26'55" W a distance of 1177.3 feet; thence N 01°11'02" E a distance of 1076.6 feet; thence N 88°57'40" W a distance of 120.1 feet; thence N 00°35'39" E a distance of 46.8 feet; thence N 41°21'33" W a distance of 44.5 feet to the *Point of Termination*.

E

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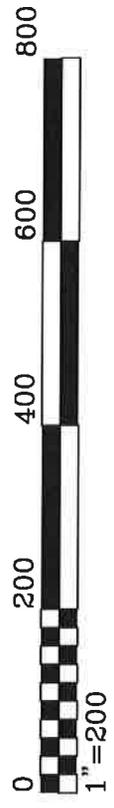
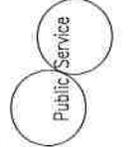
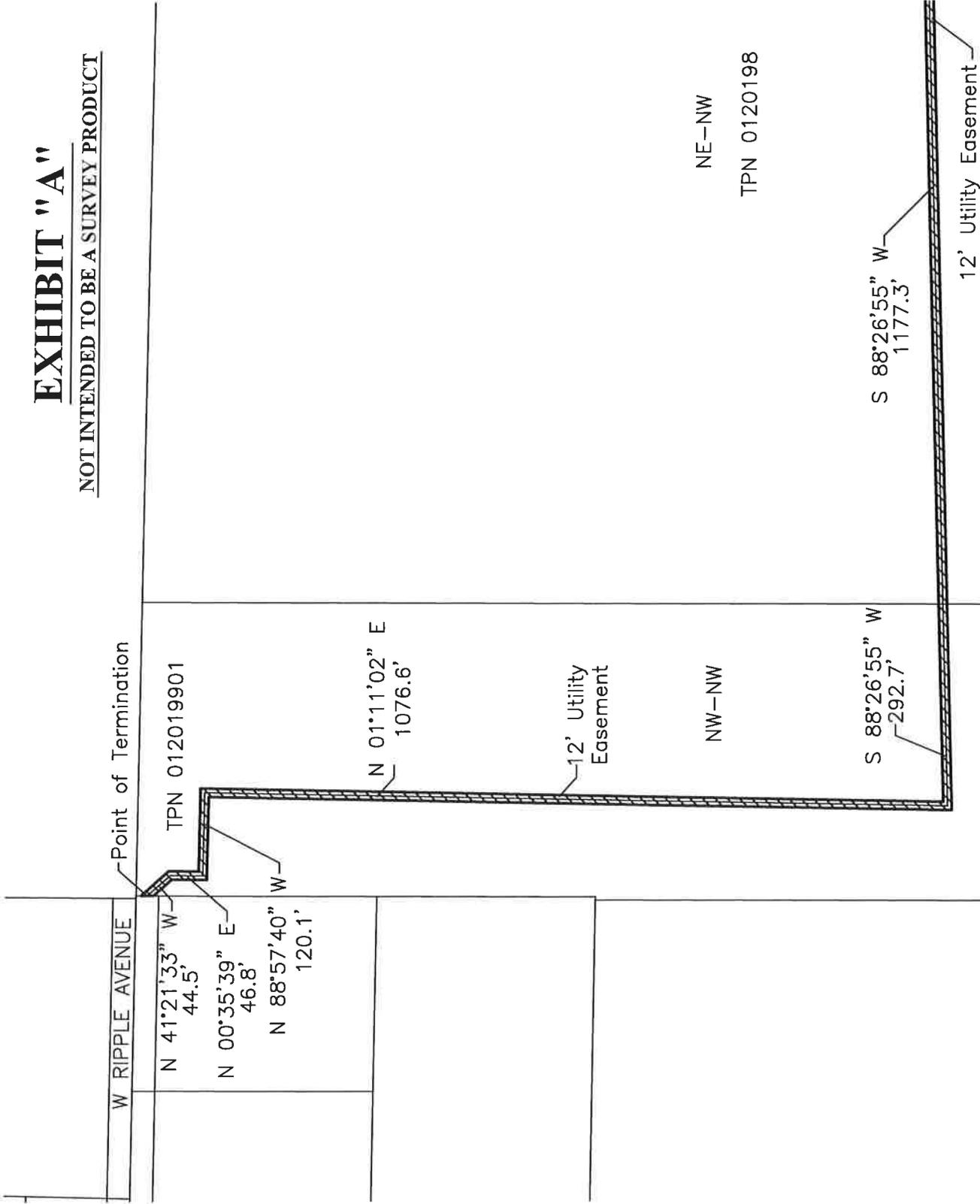


EXHIBIT "A"

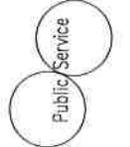
NOT INTENDED TO BE A SURVEY PRODUCT



Prepared By:

integritys
INTEGRYS BUSINESS
SUPPORT, LLC
SURVEYING SERVICES

For: Wisconsin Public
Service Corporation
005-0100-100



700 North Adams Street
P.O. Box 19001
Green Bay, WI 54307-9001
Phone: 800-450-7260

PERMANENT LIMITED EASEMENT - UTILITY

Wisconsin Department of Transportation - Aeronautics
Exempt from fee: s.77.25(12) Wis. Stats.
BOA 6/27/2013 Ch. 114 Wis. Stats

THIS EASEMENT, made by **Winnebago County, a municipal corporation** on behalf of **Wittman Regional Airport, GRANTOR**, conveys a permanent limited easement as described below to **Wisconsin Public Service Corporation, a Wisconsin Corporation, GRANTEE**, for good and valuable consideration, the receipt of which is hereby acknowledged, the Grantor does hereby give and grant unto the Grantee, its successors and assigns, the perpetual right, permission, authority and privilege to construct, install and maintain electric distribution facilities and the necessary and usual appurtenant equipment, all for the purpose of providing electric service upon, over, across, within and beneath certain easement areas as described below, and shown on attached Exhibit "A", on land owned by said Grantor in the City of Oshkosh, County of Winnebago, State of Wisconsin, Described as follows, to-wit:

Legal Description:

Part of the Northwest Quarter of the Northwest Quarter (NW1/4-NW1/4) of Section 35, Township 18 North, Range 16 East, more particularly described as follows:

A 12 foot wide easement strip, the center line of which is described as follows:

Commencing at the Northwest corner of Section 35;
Thence S 00°23'04" W 349.8feet coincident with the West line of Section 35;
Thence S 89°36'56" E 28.7feet to the **Point of Beginning** on the East right of way line of Knapp St; Thence S 89°12'25" E 197.4feet to **Reference Point "A"**;
Thence S 89°12'25" E 31.3feet to the **Point of Termination**.

Also a 12 foot wide easement strip, the center line of which is described as follows:

Beginning at Reference Point "A";
Thence S 01°01'20"W, 26.8 feet to the **Point of Termination**.
See the **attached Utility Easement Map**

THE CONDITIONS OF SAID EASEMENT OVER THE ABOVE DESCRIBED PARCEL ARE AS STIPULATED IN THE ATTACHED "ADDENDUM A". ADDENDUM A AND UTILITY EASEMENT MAP ARE ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

This space is reserved for recording data

Return to:

Wisconsin Department of Transportation
Bureau of Aeronautics - Real Estate
4802 Sheboygan Avenue - Room701
PO Box 7914
Madison, WI 53707-7914

Parcel Identification Number/Tax Key Number

91413530000

IN WITNESS WHEREOF, said Grantor has hereunto set its hand and seal the day and year first above written.

Winnebago County, a municipal corporation

Sign Name _____

Mark L. Harris – County Executive

Sign Name _____

Susan T. Ertmer – County Clerk

STATE OF WISCONSIN)
COUNTY OF WINNEBAGO)SS

This instrument was acknowledged before me this _____ day of _____, _____, by the above-named **Mark L. Harris – County Executive and Susan T. Ertmer – County Clerk, for Winnebago County**, to me known to be the Grantor(s) who executed the foregoing instrument on behalf of said Grantor(s) and acknowledged the same

Sign Name _____
Print Name _____

Notary Public, State of _____
My Commission expires: _____

**ADDENDUM A
UTILITY EASEMENT CONDITIONS**

The **GRANTOR** is the owner and operator of WITTMAN REGIONAL Airport, situated in the County of Winnebago, State of Wisconsin, and is obligated to meet standards established by the Federal Aviation Administration relating to airport safety and the protection of aircraft landing and taking off from said airport. In order to meet those standards, the **GRANTEE** agrees to limit its easement rights on the easement areas hereinbefore referred to in the manner described below:

1. **Entry to Premises:** The **GRANTEE** agrees to not bring any vehicle or other equipment into, nor conduct repairs, maintenance or other operations within the boundaries of the airport property, except at such times as may be designated for such purposes by the **GRANTOR**. The **GRANTOR** shall not unreasonably refuse to designate such times, and such times so designated shall be those reasonably related to the unobstructed taking off, landing and flight of the aircraft. Notwithstanding any other provision in this paragraph, however, the **GRANTEE** may upon notification to the **GRANTOR**, enter, bring any vehicle and equipment into and conduct repair, maintenance, and other operations within said easement area in the event of a break, leak or any other emergency situation arising with respect to said facility.
2. **Airport Operations:** The **GRANTEE** expressly agrees for itself, its successors and assigns, to prevent any use of said easement lands which will interfere with or adversely affect the operation or maintenance of the airport.
3. **Aircraft Interference:** The **GRANTEE** will not permit or suffer the use of said easement lands as to create any electrical or electronic interference with radio communications between any air navigational or aviation communications installation upon or in the vicinity of the airport property and aircraft, or as to make it difficult for an aircraft pilot to distinguish between airport lights and others, or as to otherwise impair an aircraft pilot's visual perception in the vicinity of the airport or as otherwise to endanger the landing, taking off, or maneuvering of aircraft in the vicinity of said airport property.
4. **Above Surface Objects:** The **GRANTEE** agrees that so long as the underlying airport property is used for airport purposes, no poles, surface markers or surface structures of any kind shall be placed upon airport property, and the **GRANTEE** agrees to not replace or relocate any existing facilities within the easement area without the prior written approval of the **GRANTOR**, it being understood and agreed, however, that such approval shall not be unreasonably withheld. Equipment may not encroach into protected airspace except in emergencies.
5. **Preservation of Property:** The **GRANTEE** agrees, upon placing the intended utility services within the easement area, to restore the easement lands to its "as is" condition including: replacement of ground cover, terrain shape and contours, drainage pattern and vegetation. The **GRANTEE** further agrees to pay the costs of any damage to property, including crops, that occurs with the exercise of these easement rights.
6. **Relocation of Utilities:** Any improvements on said easement lands shall be constructed and maintained at no cost to the **GRANTOR** or the Federal Aviation Administration. Should the facility in said easement area require relocation or encasement, the same shall be done with no cost to the **GRANTOR** or the Federal Aviation Administration. New or replacement facilities shall not exceed the height of existing structures.
7. **Hold Harmless:** The **GRANTEE** releases the **GRANTOR** from all debts, claims, demands, damages, actions and cause of action whatsoever which may result from said easement heretofore granted by the **GRANTOR**, and further agrees to hold the **GRANTOR** free and harmless from any claim for damages which may be made by reason of damages or injury to persons or property connected therewith.
8. **Agents or GRANTEE:** The **GRANTEE** agrees to cause its agents, assigns, construction contractors or others entering the subject lands to comply with the above conditions.
9. It is understood and agreed that these covenants and agreements shall be binding upon the heirs, administrators, executors and assigns of the parties, that these covenants and agreements shall run with the land, and that for the purposes of this instrument, the real estate described in this easement and owned by the **GRANTOR** shall be the servient tenement, and the **GRANTEE** shall be dominant tenement.

EXHIBIT "A"

NOT A SURVEY

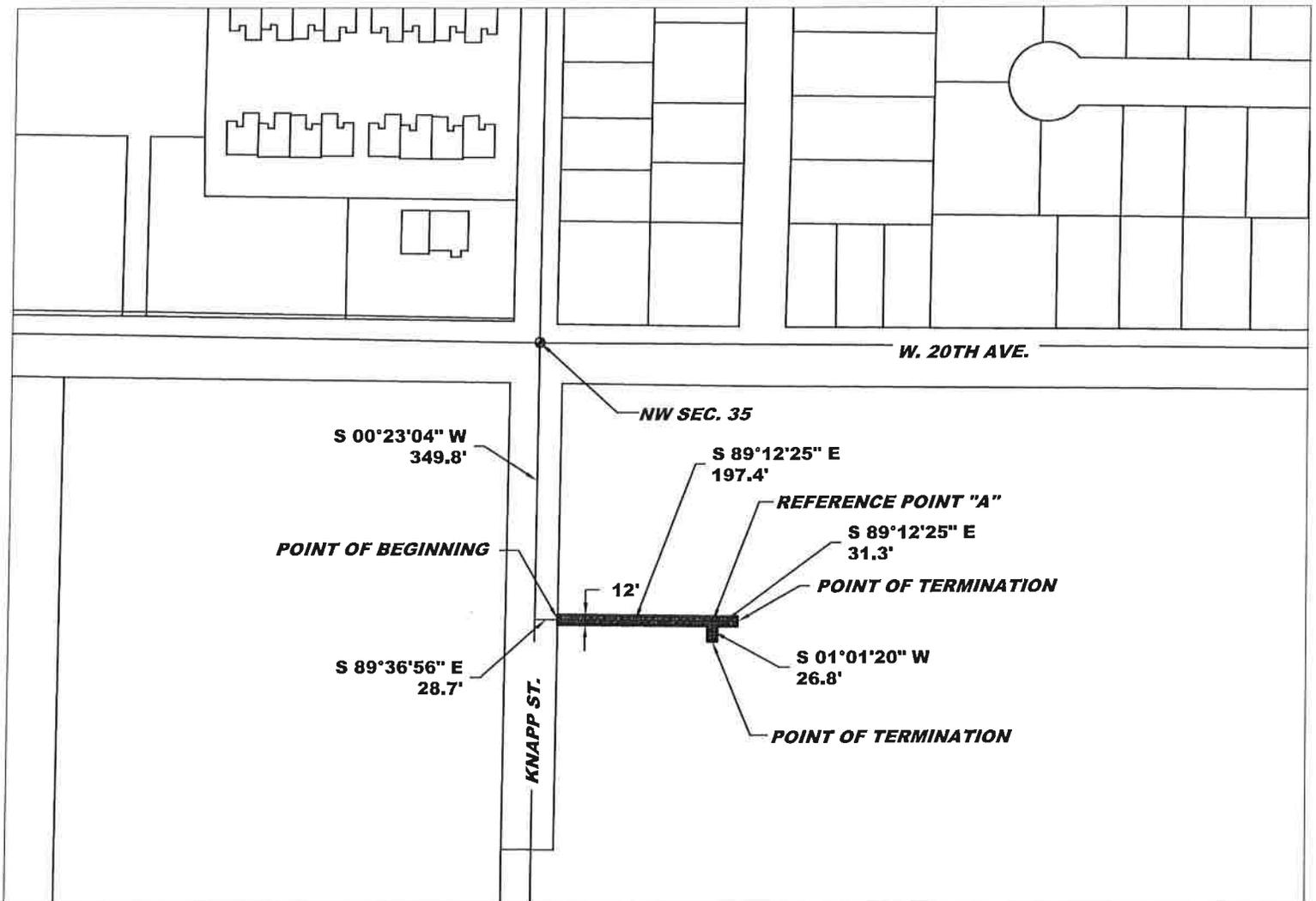
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A 12 foot wide easement strip, the center line of which is described as follows:

Commencing at the Northwest corner of Section 35;
Thence S 00°23'04" W 349.8feet coincident with the West line of Section 35; Thence S 89°36'56" E 28.7feet to the *Point of Beginning* on the East right of way line of Knapp St;
Thence S 89°12'25" E 197.4feet to *Reference Point "A"*; Thence S 89°12'25" E 31.3feet to the *Point of Termination*.

Also a 12 foot wide easement strip, the center line of which is described as follows:

Beginning at Reference Point "A";
Thence S 01°01'20"W, 26.8 feet to the *Point of Termination*.



0 200 400 600 800



1"=200'

Prepared By:
integrys INTEGRYS BUSINESS
SUPPORT, LLC
SURVEYING SERVICES

For:
Wisconsin Public
Service Corporation
008-Q100-100



700 North Adams Street
P.O. Box 19001
Green Bay, WI 54307-9001
Phone: 800-450-7260

2 **RESOLUTION: AWARD THE SALE OF \$4,150,000 GENERAL OBLIGATION PROMISSORY**
3 **NOTES**

4
5
6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, on September 15, 2015, the County Board of Supervisors of Winnebago County, Wisconsin
8 (the "County"), by a vote of at least 3/4 of the members-elect, adopted a resolution (the "Authorizing Resolution")
9 authorizing the issuance and providing for the sale of general obligation promissory notes (the "Notes") in an amount
10 not to exceed \$4,150,000 for the purpose of paying the cost of constructing, remodeling and improving roads,
11 highways, bridges, buildings and sites and acquiring and installing furnishings, fixtures and equipment (the "Project");
12

13 **WHEREAS**, pursuant to the Authorizing Resolution, the County Board of Supervisors heretofore has directed
14 its financial advisor, Robert W. Baird & Co. Incorporated ("Baird") to take the steps necessary to sell the Notes in the
15 principal amount of \$4,150,000 to pay costs of the Project;
16

17 **WHEREAS**, Baird, in consultation with the officials of the County, prepared an Official Notice of Sale (a copy
18 of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the
19 bid requirements for the Notes and indicating that the Notes would be offered for public sale on October 20, 2015;
20

21 **WHEREAS**, the County Clerk (in consultation with Baird) caused notice of the sale of the Notes to be
22 published and/or announced and caused the Official Notice of Sale to be distributed to potential bidders offering the
23 Notes for public sale;
24

25 **WHEREAS**, the County has duly received bids for the Notes as described on the Bid Tabulation attached
26 hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and
27

28 **WHEREAS**, it has been determined that the bid proposal (the "Proposal") submitted by the financial
29 institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of
30 Sale and is deemed to be the most advantageous to the County. Baird has recommended that the County accept
31 the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C
32 and incorporated herein by this reference.
33

34 **NOW, THEREFORE, BE IT RESOLVED** by the County Board of Supervisors of the County that:
35

36 Section 1A. Ratification of the Official Notice of Sale and Offering Materials. The County Board of
37 Supervisors of the County hereby ratifies and approves the details of the Notes set forth in Exhibit A attached hereto
38 as and for the details of the Notes. The Official Notice of Sale and any other offering materials prepared and
39 circulated by Baird are hereby ratified and approved in all respects. All actions taken by officers of the County and
40 Baird in connection with the preparation and distribution of the Official Notice of Sale and any other offering materials
41 are hereby ratified and approved in all respects.
42

43 Section 1B. Award of the Notes. The Proposal of the Purchaser offering to purchase the Notes for the sum
44 set forth on the Proposal, is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the
45 County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good
46 faith deposit of the Purchaser shall be retained by the County Treasurer until the closing of the note issue, and any
47 good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Notes shall bear interest at
48 the rates set forth on the Proposal.
49

50 Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall
51 be issued in the aggregate principal amount of \$4,150,000; shall be dated November 10, 2015; shall be in the
52 denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest
53 at the rates per annum and mature on April 1 of each year, in the years and principal amounts as set forth on the
54 Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest shall be payable
55 semi-annually on April 1 and October 1 of each year commencing on April 1, 2016. Interest shall be computed upon
56 the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal
57 Securities Rulemaking Board. The schedule of principal and interest payments due on the Notes is set forth on the
58 Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

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Section 3. Redemption Provisions. The Notes maturing on April 1, 2023 and thereafter shall be subject to redemption prior to maturity, at the option of the County, on April 1, 2022 or on any date thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2015 through 2024 for the payments due in the years 2016 through 2025 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Notes remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$4,150,000 General Obligation Promissory Notes, dated November 10, 2015" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) any premium which may be received by the County above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and the Notes canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

120 (C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted
121 Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited
122 in the general fund of the County, unless the County Board of Supervisors directs otherwise.
123

124 Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of the Notes (the
125 "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the
126 Notes into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct
127 from all other funds of the County and disbursed solely for the purposes for which borrowed or for the payment of the
128 principal of and the interest on the Notes. In no event shall monies in the Borrowed Money Fund be used to fund
129 operating expenses of the general fund of the County or of any special revenue fund of the County that is supported
130 by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any
131 monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the
132 purposes for which the Notes have been issued have been accomplished, and, at any time, any monies as are not
133 needed and which obviously thereafter cannot be needed for such purposes shall be deposited in the Debt Service
134 Fund Account.
135

136 Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments,
137 but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the
138 meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility
139 for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on
140 the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage
141 bonds," within the meaning of the Code or Regulations.
142

143 Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects
144 financed by the Notes and the ownership, management and use of the projects will not cause the Notes to be "private
145 activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with
146 the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes
147 including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it
148 will not take any action, omit to take any action or permit the taking or omission of any action within its control
149 (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or
150 omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the
151 meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the
152 recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the
153 responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can
154 and covenanting that it will comply with the provisions of the Code and Regulations.
155

156 (b) The County also covenants to use its best efforts to meet the requirements and restrictions of any
157 different or additional federal legislation which may be made applicable to the Notes provided that in meeting such
158 requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the
159 laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.
160

161 Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby designated as
162 "qualified tax-exempt obligations" for purposes of Section 265 of the Code, relating to the ability of financial
163 institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and
164 acquiring tax-exempt obligations.
165

166 Section 11. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed
167 form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk,
168 authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a
169 facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus
170 accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the
171 Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the County has
172 contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall
173 be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to
174 be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the
175 same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and
176 directed to do all acts and execute and deliver the Notes and all such documents, certificates and acknowledgements
177 as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and
178 agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including
179 but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and

180 rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes
181 is hereby ratified and approved in all respects.

182
183 Section 12. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by
184 the County Clerk or County Treasurer (the "Fiscal Agent").

185
186 Section 13. Persons Treated as Owners; Transfer of Notes. The County shall cause books for the
187 registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note
188 shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of
189 either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall
190 be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

191
192 Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the
193 Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner
194 or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and
195 deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series
196 and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration
197 shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

198
199 The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to
200 execute any new Note or Notes necessary to effect any such transfer.

201
202 Section 14. Record Date. The fifteenth day of each calendar month next preceding each interest payment
203 date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest
204 payment date shall be made to the registered owners of the Notes as they appear on the registration book of the
205 County at the close of business on the Record Date.

206
207 Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the
208 Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County
209 agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on
210 behalf of the County and on file in the County Clerk's office.

211
212 Section 16. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official
213 Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for
214 purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities
215 and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation
216 of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and
217 approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official
218 Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary
219 Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

220
221 Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for
222 the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") if required by the Rule
223 to provide continuing disclosure of certain financial information and operating data and timely notices of the
224 occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of
225 the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to
226 enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and
227 any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with
228 respect to the Notes).

229
230 To the extent required under the Rule, the Chairperson and County Clerk, or other officer of the County
231 charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in
232 the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

233
234 Section 18. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a
235 separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding
236 had or taken in the course of authorizing and issuing the Notes in the Record Book.

237
238 Section 19. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to
239 the Notes, the officers of the County are authorized to take all actions necessary to obtain such municipal bond
240 insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond

241 insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions
242 regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance
243 policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices
244 to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond
245 insurance policy shall be made in the form of Note provided herein.
246

247 Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of
248 the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are,
249 hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any
250 reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The
251 foregoing shall take effect immediately upon adoption and approval in the manner provided by law.
252

253 Adopted and recorded October 20, 2015.
254

255
256
257 _____
258 David W. Albrecht
259 Winnebago County Board Chairperson

260 ATTEST:

261 _____
262 Susan T. Ertmer
263 County Clerk
264

265 Respectfully submitted by:

266 **PERSONNEL AND FINANCE COMMITTEE**

267 Committee Vote: _____

268 Vote Required for Passage: **Three-Fourths of Membership**

269
270 Approved by the Winnebago County Executive this _____ day of _____, 2015.
271

272 _____
273 Mark L Harris
274 Winnebago County Executive

EXHIBIT B

Bid Tabulation

To be provided by Robert W. Baird & Co. Incorporated and incorporated into the Resolution.

(See Attached)

EXHIBIT C

Winning Bid

To be provided by Robert W. Baird & Co. Incorporated and incorporated into the Resolution.

(See Attached)

EXHIBIT D-1

Pricing Summary

To be provided by Robert W. Baird & Co. Incorporated and incorporated into the Resolution.

(See Attached)

EXHIBIT D-2

Debt Service Schedule and Irrepealable Tax Levies

To be provided by Robert W. Baird & Co. Incorporated and incorporated into the Resolution.

(See Attached)

EXHIBIT E

(Form of Note)

REGISTERED UNITED STATES OF AMERICA DOLLARS
STATE OF WISCONSIN
WINNEBAGO COUNTY
NO. R-___ GENERAL OBLIGATION PROMISSORY NOTE \$_____

MATURITY DATE: ORIGINAL DATE OF ISSUE: INTEREST RATE: CUSIP:
April 1, _____ November 10, 2015 _____% _____

DEPOSITORY OR ITS NOMINEE NAME: CEDE & CO.

PRINCIPAL AMOUNT: _____ THOUSAND DOLLARS
(\$_____)

FOR VALUE RECEIVED, Winnebago County, Wisconsin (the "County"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest shall be payable semi-annually on April 1 and October 1 of each year commencing on April 1, 2016 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Note are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Note is registered on the Bond Register maintained by the County Clerk or County Treasurer (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Note is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Note together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged.

This Note is one of an issue of Notes aggregating the principal amount of \$4,150,000, all of which are of like tenor, except as to denomination, interest rate, maturity date and redemption provision, issued by the County pursuant to the provisions of Section 67.12(12), Wisconsin Statutes, for the purpose of paying the cost of constructing, remodeling and improving roads,

highways, bridges, buildings and sites and acquiring and installing furnishings, fixtures and equipment, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on September 15, 2015 and October 20, 2015. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

The Notes maturing on April 1, 2023 and thereafter are subject to redemption prior to maturity, at the option of the County, on April 1, 2022 or on any date thereafter. Said Notes are redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot (as selected by the Depository), at the principal amount thereof, plus accrued interest to the date of redemption.

In the event the Notes are redeemed prior to maturity, as long as the Notes are in book-entry-only form, official notice of the redemption will be given by mailing a notice by registered or certified mail, overnight express delivery, facsimile transmission, electronic transmission or in any other manner required by the Depository, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all of the Notes of a maturity are to be called for redemption, the Notes of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Notes called for redemption, CUSIP numbers, and the date of redemption. Any notice provided as described herein shall be conclusively presumed to have been duly given, whether or not the registered owner receives the notice. The Notes shall cease to bear interest on the specified redemption date provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Notes shall no longer be deemed to be outstanding.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Note have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Note and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrepealable tax has been levied sufficient to pay this Note, together with the interest thereon, when and as payable.

This Note has been designated by the County Board of Supervisors as a "qualified tax-exempt obligation" pursuant to the provisions of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

This Note is transferable only upon the books of the County kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Notes, and the County appoints another depository, upon surrender of the Note to the Fiscal Agent, by the registered owner in person or his duly authorized attorney, together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new

fully registered Note in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the County for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Notes (i) after the Record Date, (ii) during the fifteen (15) calendar days preceding the date of any publication of notice of any proposed redemption of the Notes, or (iii) with respect to any particular Note, after such Note has been called for redemption. The Fiscal Agent and County may treat and consider the Depository in whose name this Note is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Notes are issuable solely as negotiable, fully-registered Notes without coupons in the denomination of \$5,000 or any integral multiple thereof.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, Winnebago County, Wisconsin, by its governing body, has caused this Note to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Chairperson and County Clerk; and to be sealed with its official or corporate seal, if any, all as of the original date of issue specified above.

WINNEBAGO COUNTY, WISCONSIN

By: _____
David W. Albrecht
Chairperson

(SEAL)

By: _____
Susan T. Ertmer
County Clerk

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

(Social Security or other Identifying Number of Assignee)

the within Note and all rights thereunder and hereby irrevocably constitutes and appoints _____, Legal Representative, to transfer said Note on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

(e.g. Bank, Trust Company
or Securities Firm)

(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Note in every particular, without alteration or enlargement or any change whatever.

(Authorized Officer)



411 East Wisconsin Avenue
Suite 2350
Milwaukee, Wisconsin 53202-4426
414.277.5000
Fax 414.271.3552
www.quarles.com

Attorneys at Law in
Chicago
Indianapolis
Madison
Milwaukee
Naples
Phoenix
Tampa
Tucson
Washington, D.C.

October 1, 2015

VIA EMAIL

Mr. Charles L. Orenstein, CPA
Finance Director
Winnebago County
112 Otter Avenue
P.O. Box 2808
Oshkosh, WI 54903-2808

Re: \$4,150,000 Winnebago County
General Obligation Promissory Notes

Dear Chuck:

Attached is a draft of the **Award Resolution** to be adopted in connection with the above-referenced financing. We have prepared the Resolution with the information provided to us by Robert W. Baird & Co. Incorporated ("Baird"). Please review it carefully.

It is our understanding that the Resolution will be considered by the County Board of Supervisors at its regular meeting on October 20, 2015 after the bid opening earlier that day.

If you have not already done so, please include the title of the Resolution on the agenda for the meeting. Please then post the agenda in at least three public places and provide it to the official newspaper of the County (or if the County has no official newspaper, to a news medium likely to give notice in the area) and to any other requesting media at least twenty-four hours prior to the meeting (see Section 19.84(1)(b), Wisconsin Statutes). The attached **Certificate of Compliance with Open Meeting Law** must be completed in connection with the meeting at which the Resolution is adopted.

Unless the County Board of Supervisors has adopted special rules regarding the adoption of borrowing resolutions, a vote of at least a majority of a quorum of the County Board of Supervisors is necessary to adopt the Resolution. We will provide you with an Excerpts of Minutes form for you to complete which records the vote on the Resolution on the day of the meeting.

You will note in reviewing the Resolution that some of the exhibits will be provided to the County on the day of sale. It is our understanding that Baird will provide this information to you and to us after the bid opening and prior to the meeting on October 20, 2015. We will review and confirm that information. We will then email a final copy of the Resolution,

Mr. Charles L. Orenstein, CPA
October 1, 2015
Page 2

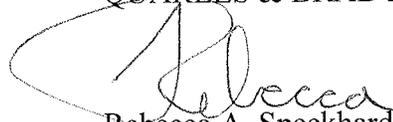
including all exhibits, on the day of sale (October 20, 2015) prior to the meeting for the County Board of Supervisors to review and approve.

Following the adoption of the Resolution, we request that you return two executed copies of the Resolution, as well as two executed copies of the Certificate and Excerpts, to us for our review. All of these originally signed documents will be included in the closing transcripts. A copy of the Resolution should be incorporated into the minutes of the October 20, 2015 meeting.

If you have any questions regarding the attached documents or any other matter, please do not hesitate to call us at any time.

Very truly yours,

QUARLES & BRADY LLP



Rebecca A. Speckhard

RAS:JPL:SMN:kmm

Enclosures

#960556.00025

cc: Ms. Susan T. Ertmer (w/enc. via email)
Mr. Doug Petraszak (w/enc. via email)
John Bodnar, Esq. (w/enc. via email)
Mr. Brad Viegut (w/enc. via email)
Ms. Katherine Voss (w/enc. via email)
Ms. Rebekah Freitag (w/enc. via email)

3. **Notification of Media.** On the _____ day of _____, 20__ at approximately _____ o'clock __.m., I communicated or caused to be communicated, the time, date, place and subject matter (including specific reference to the borrowing) of said meeting to those news media who have filed a written request for such notice, and to the official newspaper of the _____, or, if none exists, to a news medium (County, City, etc.)

likely to give notice in the area.

4. **Open Meeting Law Compliance.** Said meeting was a _____ meeting of the (regular, special, adjourned annual, etc.) _____ which was called, noticed, held and (County Board, Common Council, etc.) conducted in open session in compliance with Subchapter V of Chapter 19 of the Wisconsin Statutes and any other applicable local rules and State statutes.

Name:
Title:

Attest:

Name:
Title:

(SEAL)

(Note: Questions regarding this form or open meeting law compliance generally should be directed to local counsel or Quarles & Brady LLP.)