

Proceedings

of the County Board of Supervisors of Winnebago County Wisconsin

ORGANIZATIONAL MEETING

Tuesday, April 21, 1992

ADJOURNED SESSION

Tuesday, April 28, 1992

Tuesday, May 19, 1992

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, June 2, 1992

ADJOURNED SESSION

Tuesday, June 23, 1992

Tuesday, July 28, 1992

Tuesday, August 18, 1992

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, September 1, 1992

ADJOURNED SESSION

Tuesday, September 22, 1992

Tuesday, October 6, 1992

ANNUAL SESSION

Monday, October 19, 1992

ADJOURNED SESSION

Monday, October 26, 1992

Tuesday, November 17, 1992

Tuesday, December 15, 1992

Tuesday, January 19, 1993

Tuesday, February 9, 1993

Tuesday, March 2, 1993

Tuesday, March 16, 1993

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Joe Maehl, Chairman Linda Wolfe, County Clerk

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Proceedings
- of the
Board of Supervisors
of
Winnebago County

**ORGANIZATIONAL
COUNTY BOARD MEETING
TUESDAY, APRIL 21, 1992**

County Clerk Linda Wolfe called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

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

Roll call: All present except Laabs.

Linda Wolfe introduced the 12 new supervisors: Nancy Barker, Helen Savas, Alan Shute, Charles Duffy, James Bahr, Herbert Kramer, Jerold Finch, John Hue, Joanne Gorr Sievert, Lloyd Zellmer, Lynne Webster, and William Breister.

She explained Alan Shute could not be sworn in until Friday due to the recount and time for his opponent to file a challenge. She read a letter of resignation from Vern Wollerman, District 8. A replacement will be sought in the near future.

County Executive Paul Stevenson congratulated the supervisors on their election and introduced the department heads and elected officials. Circuit Court Judges Thomas Williams, William Carver, William Crane, Robert Haase and Bruce Schmidt administered the oath of office for the supervisors. The benediction was given by Supervisor Wagner, followed by a short recess.

ELECTION OF COUNTY BOARD CHAIRMAN

The meeting convened with the election of County Board Chairman. Supervisor Montgomery nominated Joe Maehl as Chairman of the County Board, seconded by Supervisor Sundquist. Supervisor Schaidler nominated David Albrecht as Chairman, seconded by Supervisor Wagner. There being no other nominations, Supervisor Pawlowski moved to close nominations. **CARRIED BY VOICE VOTE.** A vote by paper ballot resulted in Supervisor Albrecht receiving 14 votes and Supervisor Maehl receiving 21 votes. Supervisor Maehl was declared Chairman and took his seat. Supervisor Bahr moved and it was seconded to destroy the ballots. **CARRIED BY VOICE VOTE.**

ELECTION OF COUNTY BOARD VICE-CHAIRMAN

Chairman Maehl then asked for nominations for Vice-Chairman. Supervisor Bahr nominated David Albrecht. Supervisor Lawson nominated James Lauson. Nominations were closed and the vote was taken by paper ballot. Supervisor Lauson received 14 votes and Supervisor Albrecht received 21 votes. Supervisor Albrecht was declared the Vice-Chairman.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl announced the NACO convention will be July 8-12 in Minneapolis. Any supervisor wishing to attend should notify the County Clerk as reservations must be in by May 1st.

PUBLIC HEARING

Sheriff Lee Burton congratulated supervisors and invited them to view the Sheriff's Department's 30-minute videotape. District Attorney Joe Paulus spoke in favor of Motion 2-492 for a part-time position in the D.A.'s office needed to prepare juvenile dispositional orders.

Supervisor J. C. Pawlowski moved and it was seconded to approve the minutes of March 3 and 17, 1992. CARRIED BY VOICE VOTE.

APPOINTMENT TO COMMITTEE ON COMMITTEES

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

Kenneth Robl

Orrin King

Jim Lauson

David Albrecht

He announced they will meet on April 22, 1992 at 1 P.M. in the County Executive's Office.

REPORTS, RESOLUTIONS, ORDINANCES & MOTIONS

MOTION NO. 1-492

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

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

Submitted by,

JOHN PLANALP

JEANETTE DIAKOFF

RAYMOND GOSE

CAROL OWENS

FORMER MEMBERS OF THE JUDICIARY

AND PUBLIC SAFETY COMMITTEE

Supervisor Planalp moved and it was seconded to adopt but divide Motion 1-492 into: Division 1 (Option 2 - 10 standing committees); Division 2 — Option 1 — lines 713-1332,

pages 25-43 - 8 standing committees, and Division 3 — Option 1, lines 1-638, pages 44-61. He stated the rules may have to be amended, depending on which committee structure is chosen.

DIVISION 1

OPTION 2

OLD RULES (PARTIAL)

***NOTE: GOVERNMENTAL RELATIONS
COMMITTEE HAS BEEN ELIMINATED.**

3.12 STANDING COMMITTEES

3.121 Standing Committees of the County Board and their membership shall be:

A. Agricultural and Extension Education Committee

5 County Board Members

B. Aviation Committee

5 County Board Members

C. Buildings and Grounds Committee

5 County Board Members

D. Planning & Zoning Committee

5 County Board Members

E. Judiciary and Public Safety Committee

5 County Board Members

F. Parks and Recreation Committee

5 County Board Members

G. Park View Health Center Committee

5 County Board Members, who are serving on
Community Programs Board

H. Personnel & Finance Committee

5 County Board Members

I. Highway Committee

5 County Board Members

J. Health and Social Services Committee

5 County Board Members who also serve on
Social Services Board

-
- | | | |
|----|-------|--|
| 31 | 3.122 | Citizen Involved Commissions and Boards |
| 32 | 1. | Advocap Board |
| 33 | 2. | Affirmative Action Commission |
| 34 | 3. | Alcohol & Other Drug Abuse Committee |
| 35 | 4. | Board of Adjustment |
| 36 | 5. | Committee on Aging |
| 37 | 6. | Community Programs Board |
| 38 | 7. | Comprehensive Planning Citizens Advisory
Committee |
| 39 | | |
| 40 | 8. | Developmental Disabilities Services Board |
| 41 | 9. | E911 Advisory Committee |
| 42 | 10. | East Wisconsin Railroad Consortium |
| 43 | 11. | Elderly & Handicapped Transportation
Coordination Committee |
| 44 | | |
| 45 | 12. | Emergency Government Committee |
| 46 | 13. | G.I.S. Executive Committee |
| 47 | 14. | Grievance Review Board |
| 48 | 15. | Highway Safety Committee |
| 49 | 16. | Housing Authority |
| 50 | 17. | Industrial Development Board |
| 51 | 18. | Land Conservation Committee |
| 52 | 19. | Land Records Committee |
| 53 | 20. | Local Emergency Planning Committee |
| 54 | 21. | Long Term Support Planning/Advisory
Committee |
| 55 | | |
| 56 | 22. | Mental Health Planning & Advisory
Committee |
| 57 | | |
| 58 | 23. | Public Safety Building Board |
| 59 | 24. | Road Naming & Numbering Study Group |
| 60 | 25. | Social Services Board |
| 61 | 26. | Solid Waste Management Board |
| 62 | 27. | Solid Waste Management Board Recycling
Advisory Committee |
| 63 | | |
| 64 | 28. | Tri-County Recreation Association Board |
| 65 | 29. | Veterans Service Commission |
| 66 | 30. | Winne-Fox Federated Library System |

- 67 4.1 **DUTIES OF COUNTY EXECUTIVE**
68 4.10 **ADMINISTRATIVE AND**
69 **MANAGEMENT FUNCTIONS**
- 70 4.101 The County Executive shall coordinate
71 and direct all administrative and management
72 functions of the County Government not otherwise
73 vested by law in Boards or Commissions, or other
74 elected officers.
- 75 4.102 The County Executive shall appoint the
76 heads of all departments except those elected by the
77 people and except where the law provides that the
78 appointment shall be made by a board or commission
79 or by other elected officers, but he shall also appoint all
80 department heads where the law provides that the
81 appointment shall be made by the Board Chairman or
82 the County Board. Such appointments shall require
83 the confirmation of the County Board (Wis. Stats., Sec.
84 59.031).
- 85 4.1021 The County Executive may file charges for
86 the removal, discharge, or suspension of any persons so
87 appointed, said charges to be filed with the County
88 Board.
- 89 4.103 Appoint the members of all boards and
90 commissions where the law provides that such
91 appointment shall be made by the County Board or the
92 Chairman of the County Board. All appointments to
93 boards and commissions by the County Executive shall
94 be subject to the confirmation of the County Board.
- 95 4.104 The County Executive shall, annually and
96 otherwise as necessary, communicate to the County
97 Board of Supervisors the condition of the County, and
98 recommend such matters to them for their con-
99 sideration as he deems expedient. Notwithstanding
100 any other provisions of the law, he shall be responsible
101 for the submission of the annual budget to the County
102 Board and may exercise the power to veto any in-
103 creases or decreases in the budget as provided for in
104 Wis. Stats., Sec. 59.032(6).

105 4.105 The County Executive is charged with the
106 responsibility to examine, settle and allow all general
107 accounts against the county and to cause to have
108 issued County orders therefore, except any account
109 where payment is otherwise specifically provided for
110 by rule or statute.

111 5.1 **GENERAL DUTIES OF STANDING**
112 **COMMITTEES**

113 5.10 **AGRICULTURE AND UNIVERSITY**
114 **EXTENSION EDUCATION**
115 **COMMITTEE**

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

124 The members of the committee shall also be members
125 of the Winnebago County Land Conservation Commit-
126 tee. Two members of this committee shall function as
127 Winnebago County members of the Board of Trustees
128 of the University of Wisconsin-Fox Valley campus.

129 5.11 **AVIATION COMMITTEE**

130 This committee shall be composed of five County Board
131 Supervisors. The committee shall review policy issues
132 relating to Wittman Field Airport and other aviation
133 matters of concern to Winnebago County and advise
134 and recommend appropriate policy goals and legis-
135 lative action to be taken by the County Board.

136 5.12 **BUILDINGS AND GROUNDS**
137 **COMMITTEE**

138 This committee shall be composed of five County Board
139 supervisors. The committee shall review policy issues
140 relating to Winnebago County buildings, grounds and
141 office equipment, furniture and fixtures in all county
142 owned or leased facilities including long-range de-
143 velopment plans for buildings and office space and
144 advise and recommend appropriate policy goals and
145 legislative action to be taken by the County Board.

146 5.13 **COUNTY PLANNING AND ZONING**
147 **COMMITTEE**

148 5.131 This committee shall be composed of five
149 County Board Supervisors and shall be the "county
150 zoning agency" as referred to in Sec. 59.97 (2) (a) 1.
151 Wis. Stats. Committee members shall include at least
152 one, but not more than two, County Board Supervisors
153 from an incorporated area. No two members of the
154 committee may be from the same incorporated or
155 unincorporated area. All members shall be appointed
156 by the County Board.

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

164 In addition, the committee responsibilities shall be as
165 follows:

- 166 1. Responsibility for all matters of procedure
167 relating to the Winnebago County Zoning
168 Ordinance (this would include basic zon-
169 ing provisions, floodplain/shoreland

170 provisions and airport zoning provisions),
171 except those designated to Board of
172 Adjustment's jurisdiction.
173 2. Creation and maintenance of the County
174 development plan.
175 3. Committee of Jurisdiction for the County
176 Planning.

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

182 5.15 **HEALTH AND SOCIAL SERVICES**

183 The Winnebago County Social Services Board shall be
184 composed of five County Board Supervisors.

185 As provided in Sec. 46.22 (1m) (b)2, Wis. Stats., this
186 Board shall be a policy making body determining the
187 broad outlines and principles governing the ad-
188 ministration of social services programs under Sec.
189 46.22 Wis. Stats.

190 More particularly, as provided in Sec. 46.22 (2g) Wis.
191 Stats., the Board shall:

192 1. At the first meeting of the County Social Services
193 Board, elect from their number, a chairperson, a
194 secretary, and other officers as deemed ne-
195 cessary. Vacancies in these offices shall be filled
196 for the unexpired terms. The Chairperson
197 presides at all meetings when present, and
198 countersigns all action taken by the County
199 Social Services Board. In case of the absence of
200 the chairperson for any meeting the members
201 present shall choose a temporary chairperson.

- 202 2. Appoint committees consisting of residents of
203 the county to advise the County Social Services
204 Board as it deems necessary. Members of such
205 committees shall serve without compensation.
- 206 3. Recommend program priorities, identify unmet
207 service needs and prepare short-term and long-
208 term plans and budgets for meeting such
209 priorities and needs.
- 210 4. Prepare, with the assistance of the County
211 Social Service Director . . . a proposed budget for
212 submission to the County Executive . . . and to
213 the Department of Health and Social Services in
214 accordance with Sec. 46.031 (1) for authorized
215 services.
- 216 5. Advise the County Social Services Director . . .
217 regarding purchasing and providing services
218 and the selection of purchase of service vendors,
219 and make recommendations to the County
220 Executive . . . regarding modifications in such
221 purchasing, providing, and selection.
- 222 6. Develop County Social Service Board operating
223 procedures.
- 224 7. Comply with state requirements.
- 225 8. Assist in arranging cooperative working
226 agreements with persons providing health,
227 education, vocational or welfare services related
228 to services provided under this section.

229 The board shall review policy issues relating to the
230 Social Services programs under Sec. 46.22 Wis. Stats.
231 and advise and recommend appropriate policy goals
232 and legislative action to be taken by the County Board.

233 The members of this Board shall also be the members of
234 the "County Health Committee" referred to in Sec.
235 141.01 (10) Wis. Stats. This committee shall be a policy-
236 making body determining the broad outlines and
237 principles governing the administration of county

238 health programs as provided in Sec. 141.01 (3)(a) 2
239 Wis. Stats. This committee shall review policy issues
240 relating to the county health programs and advise and
241 recommend appropriate policy goals and legislative
242 action to be taken by the County Board.

243 5.16 **JUDICIARY & PUBLIC SAFETY**
244 **COMMITTEE**

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

250 Clerk of Courts, Sheriff, District Attorney,
251 Coroner, Corporation Counsel, Family Court
252 Commissioner, Veterans Services, Register of
253 Deeds, County Clerk, Court Commissioner and
254 Law Library, Emergency Government.

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

- 257 1. Submit recommendations for County Board
258 rules to be considered at the County Board
259 organization meeting or at other County Board
260 meetings.
- 261 2. Submit recommendations for apportionment of
262 supervisory districts in Winnebago County.

263 This committee shall be the County Emergency
264 government Committee as referred to in Sec. 166.03 (4)
265 (c) Wis. Stats.

266 5.17 **PARKS AND RECREATION**
267 **COMMITTEE**

268 The Parks Committee shall consist of five members.
269 The County Board, through its Committee on

270 Committees in accordance with Rule 1.114, shall
271 appoint the standing committee.

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

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

280 **5.18 LAND CONSERVATION COMMITTEE**

281 This committee shall be composed of seven members
282 appointed by the County Board pursuant to Sec.
283 92.06(1) (b) Wis. Stats., as follows:

284 Five persons who are members of the Committee on
285 Agriculture and Extension Education; one person who
286 is chairperson of the Winnebago County USDA Agri-
287 cultural Stabilization and Conservation Committee or
288 other such committee members designated by such
289 chairperson, and one person who is a citizen member.

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

- 292 1. It shall be the committee of jurisdiction for the
293 Land and Water Conservation Department.
- 294 2. It shall develop and adopt standards and
295 specifications for management practices to
296 control erosion, sedimentation and nonpoint
297 source water pollution throughout the county.
- 298 3. It shall distribute and allocate federal, state and
299 county funds made available to the committee
300 for cost sharing programs or other incentive
301 programs for improvements and practices

- 302 relating to soil and water conservation on
303 private or public lands.
- 304 4. It shall carry out preventive and control
305 measures and works of improvement for flood
306 prevention and for conservation, development,
307 utilization and control of water within the
308 county. These preventive and control measur-
309 ers and works of improvement may be carried
310 out on lands owned or controlled by this state or
311 any of its agencies, with the cooperation of the
312 agency administering and having jurisdiction of
313 the land, and on any other lands within the
314 county upon obtaining the consent of the
315 landowner or the necessary rights or interests in
316 the land.
- 317 5. It shall prepare long-range plans which include
318 inventories of natural resources in the county, a
319 description of present natural resource uses
320 and a projection of future trends, an assessment
321 of resource conservation problems in relation to
322 use practices and actions necessary to correct
323 those problems including specific goals and
324 provisions for the development, management
325 and conservation of soil, water and related
326 natural resources.
- 327 This committee shall be a policy-making body
328 determining the broad outlines and principles
329 governing administration of Winnebago County soil
330 and water conservation.
- 331 The committee shall review policy issues relating to the
332 Winnebago County soil and water conservation
333 programs and advise and recommend appropriate
334 policy goals and legislative action to be taken by the
335 County Board pursuant to Secs. 92.06 and 92.07 Wis.
336 Stats.

337 5.19 **COMMUNITY PROGRAMS BOARD AND**
338 **DEVELOPMENTAL DISABILITIES**
339 **SERVICES BOARD (UNIFIED BOARD)**

340 The Winnebago County Unified Board consisting of
341 Community Programs Board (Sec. 51.42(4), Wis.
342 Stats.) and Developmental Disabilities Services Board
343 (Sec. 51.437(7), Wis. Stats.) shall be composed of nine
344 members, not more than five of whom shall be County
345 Board Supervisors. All members are appointed by the
346 County Executive. All such appointments are subject
347 to County Board confirmation.

348 As provided in Secs. 51.42(4) (a)2. and 51.437(7) (a)2.
349 Wis. Stats., this board shall be a policy-making body
350 determining the broad outlines and principles govern-
351 ing the administration of programs under Secs. 51.42
352 and 51.437, Wis. Stats., relating to community
353 programs, the board shall:

- 354 1. Appoint committees consisting of residents of
355 the county to advise the County Community
356 Programs Board as it deems necessary.
- 357 2. Recommend program priorities, identify unmet
358 service needs and prepare short-term and long-
359 term plans and budgets for meeting such
360 priorities and needs.
- 361 3. Prepare, with the assistance of the County
362 Community Programs Director, a proposed
363 budget for submission to the County Executive
364 and the Department of Health and Social Ser-
365 vices in accordance with Sec. 46.031(1) for
366 authorized services.
- 367 4. Advise the County Community Programs
368 Director regarding purchasing and providing
369 services and the selection of purchase of service
370 vendors, and make recommendations to the
371 County Executive regarding modifications in

- 372 such purchasing, providing and selection.
373 5. Develop County Community Programs Board
374 operation procedures.
375 6. Comply with state requirements.
376 7. Assist in arranging cooperative working
377 agreements with persons providing health,
378 education, vocational, or welfare services re-
379 lated to services provided under this section.
380 8. Advise the County Community Programs
381 Director regarding coordination of local services
382 and continuity of care.
- 383 As provided in Sec. 51.437(9b), Wis. Stats., relating to
384 developmental disabilities services, the board shall:
- 385 1. Appoint committees consisting of residents of
386 the county to advise the board as it deems
387 necessary.
388 2. Prepare a local plan which includes an in-
389 ventory of all existing resources and services
390 and contains a plan for meeting the needs of
391 developmentally disabled individuals based
392 upon the services designated under Sec.
393 51.437(1) Wis. Stats.
394 3. Recommend program priorities, identify unmet
395 service needs and prepare short-term and long-
396 term plans and budgets for meeting such
397 priorities and needs.
398 4. Prepare with the assistance of the County
399 Developmental Disabilities Director a proposed
400 budget for submission to the County Executive
401 and the Department of Health and Social Ser-
402 vices under Sec. 46.031(1) for authorized
403 services.
404 5. Advise the County Developmental Disabilities
405 Service Director regarding purchasing and
406 providing services and the selection of purchase
407 of service vendors, and make recommendations

- 408 to the County Executive or County Adminis-
409 trator regarding modifications in such pur-
410 chasing, providing, and selection.
- 411 6. Develop County Developmental Disabilities
412 Services Board operating procedures.
- 413 7. Comply with state requirements.
- 414 8. Assist in arranging cooperative working
415 agreements with persons providing health,
416 education, vocational or welfare services related
417 to services provided under this section.
- 418 9. Advise the County Developmental Disabilities
419 Services Director regarding coordination of
420 local services and continuity of care.

421 This board shall review issues relating to the
422 community programs under Sec. 51.42 Wis. Stats., and
423 the developmental disabilities services programs
424 under Sec. 51.437 Wis. Stats. and advise and recom-
425 mend appropriate policy goals and legislative action to
426 be taken by the County Board.

427 5.195 **PARK VIEW HEALTH CENTER**
428 **COMMITTEE**

429 The Park View Health Center Committee shall be
430 composed of five (5) members of the Winnebago
431 County Board appointed by the Chairperson of the
432 County Board. This committee shall be a policy-
433 making body determining the broad outlines and
434 principles governing the administration of nursing
435 home services provided at the Park View Health Center
436 consisting of the Park View Rehabilitation Pavilion and
437 the Pleasant Acres Nursing Home. This committee
438 shall review policy issues relating to the Park View
439 Health Center and advise and recommend appropriate
440 policy goals and legislative action to be taken by the
441 County Board.

442 5.20 **PERSONNEL & FINANCE COMMITTEE**
443 This committee shall be composed of five County Board
444 supervisors. The committee shall review policy issues
445 and advise and recommend appropriate policy goals
446 and legislative action to be taken by the County Board
447 relating to the following departments: County
448 Treasurer, Finance Department, Data Processing
449 Department, Personnel Department and Lobbyist.

450 The duties and responsibilities of this committee shall
451 be:

- 452 1. Establish the procedure for the preparation and
453 submission of personnel requests for con-
454 sideration by the committee and the County
455 Board.
- 456 2. Receive all personnel request from Committee
457 and Boards or Jurisdiction for study and
458 recommendation.
- 459 3. Review proposed personnel policies and
460 amendments as submitted by the Personnel
461 Director and County Executive and submit
462 recommendations to the County Board for
463 consideration and legislative action.
- 464 4. Review personnel actions in all county
465 departments as reported by the Personnel
466 Director.
- 467 5. Recommend to the County Board, prior to the
468 earliest time for filing nomination papers, a
469 salary schedule for elected officials, appointed
470 officials and other employees of Winnebago
471 County unless otherwise determined by
472 agreement or law.
- 473 6. Receive the county annual budget prepared by
474 the County Executive for such review as deems
475 necessary and for presentation to the County
476 Board at the annual meeting for its considera-
477 tion, review and adoption.

- 478 7. Authorize budgetary alteration as permitted in
479 Sec. 65.90(5) Wis. Stats. in either of the following:
480 A. A transfer of funds between budgeted items
481 of an individual County Department if such
482 budgeted items have been separately appro-
483 priated, and
484 B. Supplementation of appropriations for a
485 particular office or department by transfer from
486 the Contingency Fund. The limitation on the
487 dollar amount set aside in the budgetary al-
488 teration shall be the amount set aside in the
489 Contingency Fund or the sum of \$3,000.00,
490 whichever is the lesser sum.
491
492 This committee may refuse to authorize a
493 budgetary alteration in whole or in part or may
494 grant any such alteration conditionally as it
495 deems appropriate.
- 496 8. Review all financial reports submitted to the
497 County Board by the County Executive and by
498 County officials and by auditors retained by the
499 County. (The County Executive is charged with
500 the responsibility to examine, settle and allow
501 all general accounts against the County and to
502 have issued County orders therefore.)
- 503 9. Advise with the County Treasurer and County
504 Executive in the matter of investment of County
505 funds and report to the County Board from time
506 to time regarding County finances.
- 507 10. Examine all claims filed against the County for
508 illegal taxes of any kind and shall make a report
509 and recommend to the County Board on all
510 matters pertaining to illegal taxes.
- 511 11. Perform such responsibilities as are indicated in
512 Sec. 3.03 of the General Code of County Or-
513 dinances concerning properties taken by the
514 County on tax deeds.

- 515 12. Advise with the County Insurance Administra-
516 tor and County Executive in the matter of
517 establishing appropriate insurance coverages
518 for Winnebago County.
- 519 13. Review all claims filed against Winnebago
520 County pursuant to Secs. 59.76 and Sec. 893.80
521 Wis. Stats. and submit its recommendation to
522 the County Board for consideration and legisla-
523 tive action.
- 524 14. Review and adopt affirmative action plans
525 submitted by the Affirmative Action Committee.

526 5.21 **BOARD OF ADJUSTMENT**

527 The Board of Adjustment shall consist of five citizen
528 members. All members of the Board of Adjustment
529 must be from the unincorporated areas of Winnebago
530 County. No two members of the Board of Adjustment
531 may be from the same Township. All members shall
532 have a term of three years except initially the term of
533 one citizen member shall commence with the date of
534 appointment and confirmation by the County Board
535 and end the third Tuesday in April, 1981; the term of
536 the two citizen members shall commence with
537 appointment and confirmation by the County Board
538 and end the third Tuesday in April, 1982; and the term
539 of two citizen members shall commence with ap-
540 pointment and confirmation by the County Board and
541 end third Tuesday in April 1983. Thereafter, all terms
542 shall be three (3) years. All members of the Board of
543 Adjustment shall be appointed by the County Execu-
544 tive subject to confirmation by the County Board.

545 The Board shall function as the Board of Adjustment
546 with such duties as are outlined in Wis. Stats., Sec.
547 59.99.

- 548 5.22 **HIGHWAY COMMITTEE**
549 This committee shall be composed of five County Board
550 supervisors.
- 551 As provided in Sec. 83.015(2) (b) Wis. Stats., this
552 committee shall be a policy-making body determining
553 the broad outlines and principles governing ad-
554 ministration of County Highway programs.
- 555 The committee shall review policy issues relating to the
556 Winnebago County Highway Department and other
557 highway matters of concern to Winnebago County and
558 advise and recommend appropriate policy goals and
559 legislative action to be taken by the County Board.
- 560 5.23 **SOLID WASTE MANAGEMENT BOARD**
561 The Winnebago County Solid Waste Management
562 Board shall be composed of nine members, five of
563 whom shall be County Board supervisors. All members
564 of the board shall be selected on a geographical basis as
565 indicated in the Ordinance establishing the board.
- 566 As provided in Sec. 59.031(2) (br), Wis. Stats., this
567 board shall perform advisory or policy-making func-
568 tions authorized by Sec. 59.07(135), Wis. Stats. or any
569 County ordinance adopted pursuant hereto.
- 570 The board shall review policy issues relating to the
571 Winnebago County Solid Waste Management Program
572 and advise and recommend appropriate policy goals
573 and legislative action to be taken by the County Board.
- 574 5.24 **AFFIRMATIVE ACTION COMMISSION**
575 5.241 This Commission shall have five members.
576 5.2411 Not less than two members shall be
577 women; one member shall be an employee of Winne-
578 bago County; and not more than three County Board

579 Supervisors shall be members, one of whom shall be a
580 member of the Personnel and Finance Committee.

581 5.242 The underlying principle of the Affirmative
582 Action Program is to improve the equitable treatment
583 and redress of any inequalities that may exist in
584 recruiting, hiring, classifying, referring, assigning,
585 training and retraining, fringe benefits, promotion,
586 transfer, compensation, extending or assigning use of
587 facilities, firing, lay-off, recall, and disciplinary action
588 and any other terms, conditions or privileges of
589 employment for all persons in the employ of Winne-
590 bago County.

591 5.2421 Futhermore, the Affirmative Action
592 Program is designed to assure that there will be no
593 discrimination in Winnebago County employment on
594 the basis of race, color, religion, national origin, or sex.

595 5.25 **WINNEBAGO COUNTY HOUSING**
596 **AUTHORITY**

597 5.251 This Commission shall have five citizen
598 members.

599 5.2511 Wis. Stats., Sec. 59.07(5), permits the
600 creation of County Housing Authorities.

601 5.2512 Pursuant to such authority, Winnebago
602 County did on April 23, 1974, by Resolution #2,
603 recognize the need for a Housing Authority to function
604 in Winnebago County. The powers and duties of the
605 Winnebago County Housing Authority can be found in
606 Wis. Stats., Sec. 66.40 to Sec. 66.404.

607 5.252 The purpose of the County Housing
608 Authority is to make certain determinations con-
609 cerning the housing conditions for low income persons
610 within the County.

611 5.2521 If such determinations indicate a need for
612 improved dwelling accommodations for persons of low
613 income, then, the Housing Authority may authorize the
614 expenditure of public funds made available by the U.S.

615 Department of Housing and Urban Development to
616 improve the dwelling accommodations for low income
617 persons in Winnebago County.

618 5.26 **ADVOCAP BOARD**

619 5.261 Six Winnebago County Board Supervisors
620 serve on the Board of Directors of ADVOCAP.

621 5.262 On May 17, 1972, by Resolution #2, the
622 Winnebago County Board of Supervisors did designate
623 ADVOCAP, Inc., as the community action program to
624 serve Winnebago County.

625 5.263 The U.S. Economic Opportunity Action of
626 1964 authorizes the establishment and funding of
627 community action agencies and programs to stimulate
628 a better focusing of all available local, State, private
629 and Federal resources upon the goal of enabling low-
630 income families, and low-income individuals of all ages,
631 in rural and urban areas, to attain skills, knowledge
632 and motivations and secure the opportunities needed
633 for them to become self-sufficient.

634 5.28 **COMMITTEE ON AGING**

635 5.281 The Winnebago County Committee on
636 Aging shall consist of nine members who are appointed
637 by the County Board Chairman and confirmed by the
638 County Board.

639 5.2811 At least six of its members shall be aged
640 sixty or over.

641 5.2812 No more than two members shall be
642 County Board Supervisors.

643 5.2820 The Federal Older Americans Act of 1965
644 authorizes the establishment and funding for County
645 based Aging Units.

646 5.2821 The State of Wisconsin Department of
647 Health and Social Services Administrative Rules of
648 1979 mandate on Aging Unit in each County and Tribe
649 in Wisconsin.

650 5.2830 The Winnebago County Board of Super-
651 visors did on May 21, 1974, by Resolution #4, create the
652 Winnebago County Committee on Aging.

653 5.2831 The purpose of the Committee is to
654 represent the views, interests, and concerns of older
655 adults in county decisions, especially those which
666 affect services and program needs. A further part of its
667 purpose is to develop plans and coordinate services
668 which allow older people to realize their full potential
669 in participation and access for all facets of community
670 life. Also, to coordinate the flow of funding available for
671 such services and programs.

672 The main goal of the committee is to enable older
673 adults to live a meaningful, dignified, independent life,
674 by developing options and alternatives for them to
675 continue to be active, vital parts of the communities in
676 which they reside.

677 5.29 **TRI-COUNTY RECREATION**
678 **ASSOCIATION BOARD OF DIRECTORS**

679 5.2911 Three members of the Winnebago County
680 Board of Supervisors shall represent Winnebago
681 County on the Tri-County Recreation Association
682 Board of Directors.

683 5.2912 The board of Directors shall be responsible
684 for the supervision, maintenance, operation and
685 development of the Ice Arena.

686 6.1 **DEFINITIONS**

687 6.10 Policy — The general principles estab-
688 lished by the Winnebago County Board of Supervisors
689 to guide the management of Winnebago County
690 government.

691 SPECIAL MEETING OF ANY BOARD

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

694 (a) Upon a written request of a majority of the
695 supervisors delivered to the clerk, specifying the time
696 and place of meeting. The time shall be not less than 48
697 hours from the delivery of the request. Upon receiving
698 the request the clerk shall forthwith mail to each
699 supervisor notice of the time and place of the meeting.
700 Any special meeting may be adjourned by a vote of a
701 majority of all the supervisors. The County Board by
702 ordinance may establish a separate procedure for
703 convening the County Board in a "declared emergency"
704 as defined by County ordinance.

705 (b) For the purpose and in the manner described in
706 Sec. 31.06, with the right to adjourn the special meeting
707 from time to time by a vote of a majority of all the
708 supervisors entitled to a seat. The clerk shall mail
709 written notice of the special meeting, specifying the
710 time, place, and purpose thereof, to each supervisor
711 not less than 2 weeks before the day set for such
712 a meeting.

713

DIVISION 2

714 4.10

STANDING COMMITTEES

715 4.101

Standing Committees of the County Board
and their membership shall be:

716

A. Administration and Finance
Committee

718

B. Community Services Committee

719

C. Education, Parks & Recreation

720

Committee

721

D. Health & Social Services Committee

722

E. Judiciary & Public Safety

723

Committee

724

F. Personnel & Property Committee

725

G. Planning, Zoning and Development

726

Committee

727

H. Transportation and Public Works

728

Committee

729

4.102

Other Committees, Commission
and Boards

730

(1) Advocap Board

731

(2) Affirmative Action Commission

732

(3) Alcohol & Other Drug Abuse

733

Committee

734

(4) Board of Adjustment

735

(5) Committee on Aging

736

(6) Community Programs Board

737

(7) Comprehensive Planning Citizens

738

Advisory Committee

739

(8) Developmental Disabilities

740

Services Board

741

(9) E911 Advisory Committee

742

(10) East Wisconsin Railroad

743

Consortium Board

744

(11) Elderly & Handicapped

745

Transportation Coordination

746

Committee

747

(12) Emergency Government

748

749

-
- 750 (13) G.I.S. Executive Committee
 751 (14) Grievance Review Board
 752 (15) Highway Safety Commission
 753 (16) Housing Authority
 754 (17) Industrial Development Board
 755 (18) Land Conservation Committee
 756 (19) Land Records Committee
 757 (20) Local Emergency Planning
 758 Committee
 759 (21) Long Term Support Planning/
 760 Advisory Committee
 761 (22) Mental Health Planning &
 762 Advisory Committee
 763 (23) Public Safety Building Board
 764 (24) Road Naming & Numbering
 765 Study Group
 766 (25) Social Services Board
 767 (26) Solid Waste Management Board
 768 (27) Solid Waste Management Board
 769 Recycling Advisory Committee
 770 (28) Tri-County Recreation
 771 Association Board
 772 (29) Veterans Service Commission
 773 (30) Winne-Fox Federated Library
 774 System
- 775 5.1 **GENERAL DUTIES OF STANDING**
 776 **COMMITTEES**
- 777 5.10 **ADMINISTRATION & FINANCE**
 778 This Committee shall be comprised of five County
 779 Board Members: Chair of the County Board, Vice Chair,
 780 and one member of Planning, Zoning and Development,
 781 one member from Personnel & Property and one
 782 County Board member at large.
- 783 The Committee shall review policy issues and advise
 784 and recommend appropriate goals and legislative
 785 action to be taken by the County Board relating to the

786 following departments or activities: County Treasurer,
787 Finance Department, County Clerk, Corporation
788 Counsel, Lobbyist, Auditor, and Information Systems.

789 This Committee shall receive the County Annual
790 Budget prepared by the County Board and present it to
791 the Board for presentation to the County Board at the
792 annual meeting for its consideration, review and
793 adoption.

794 This Committee shall authorize budgetary alterations
795 as permitted in Sec. 65.90(5) Wis. Stats. It shall also
796 review all financial reports submitted, advise with the
797 County Treasurer and County Executive in the matter
798 of investment of County Funds, examine all claims
799 against the County and report to the County Board
800 from time to time regarding County finances.

801 5.20 **COMMUNITY SERVICES**

802 This Committee shall be comprised of five County
803 Board members. It shall review policy issues relating to
804 Human Services and advise and recommend appro-
805 priate policy goals and legislative action to be taken by
806 the County Board.

807 The Committee shall appoint committees consisting of
808 residents of the County to advise the Community
809 Programs Board as it deems necessary. Also re-
810 commend programs priorities, identify unmet service
811 needs. Prepare plans and budgets for meeting such
812 needs.

813 This committee shall review policy issues relating to
814 the Park View Health Center and advise and recom-
815 mend appropriate policy goals and legislative action to
816 be taken by the County Board.

817 The committee shall act as the policy oversight
818 committee, reviewing policy issues and recommending
819 policy legislation to the County Board for the following
820 departments and activities: Community Programs,
821 Family Court Counseling, and Veterans Services. It
822 shall also act as the policy oversight committee for the
823 Board of Directors of ADVOCAP, the Veterans Service
824 Commission, the Winne-Fond Lake Policy Board, the
825 Developmental Disabilities Services Board, the Alcohol
826 and Drug Abuse Sub-committee and the Mental Health
827 Sub-committee.

828 **5.30 EDUCATION, PARKS & RECREATION**

829 This Committee shall be comprised of five County
830 Board members and shall be the "Committee on
831 Agriculture and Extension Education" as referred to in
832 Sec. 59.87 Wis. Stats. The Committee shall review
833 policy issues relating to the County University Ex-
834 tension Program, County Library Services and
835 Winnebago County Fairgrounds and Exposition
836 Center, and advise and recommend appropriate policy
837 goals and legislative action to be taken by the County
838 Board.

839 The members of this committee shall also be members
840 of the Winnebago County Land Conservation Com-
841 mittee. Two members of this committee shall function
842 as Winnebago County members of the Board of
843 Trustees of the University of Wisconsin-Fox Valley
844 Campus.

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

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

853 5.40 **HEALTH AND SOCIAL SERVICES**

854 This Committee shall be comprised of five County
855 Board supervisors and be a policy-making body
856 determining the broad outlines and principles
857 governing the administration of health and social
858 programs for Winnebago County. It shall review policy
859 issues and recommend appropriate policy goals and
860 legislative action to be taken by the County Board
861 relating to the County Social Services Board, Health
862 Department, Child Support Agency and Committee on
863 Aging.

864 The members of this Committee shall also be the
865 members of the "County Health Committee" referred to
866 in sec. 141.01(10) Wis. Stats. This committee shall be a
867 policy-making body determining the broad outlines
868 and principles governing the administration of County
869 health programs as provided in Sec. 141.01(3)(a)2 Wis.
870 Stats. This committee shall review policy issues
871 relating to the County health programs and advise and
872 recommend appropriate policy goals and legislative
873 action to be taken by the County Board.

874 5.50 **JUDICIARY & PUBLIC SAFETY**

875 This Committee shall be comprised of five County
876 Board Supervisors. The Committee shall review policy
877 issues, advise and recommend appropriate policy goals
878 and legislative action to be taken by the County Board
879 relating to the following departments or activities:
880 Clerk of Courts, Sheriff, District Attorney, Family Court
881 Commissioner, Coroner, Emergency Government,
882 Court Commissioner, Law Library and County-wide
883 Ambulance.

884 This Committee shall be the County Emergency
885 Government Committee as referred to in Sec.
886 166.03(4)(c), Wis. Stats.

887 5.60 **PERSONNEL & PROPERTY**

888 This Committee shall be composed of five County
889 Board supervisors. It shall review policy issues and
890 advise policy goals and legislative action relating to the
891 Personnel Department, Personnel & Payroll, Purchas-
892 ing and Insurance, and General Services.

893 It shall recommend procedures for preparation and
894 submission of personnel requests for consideration by
895 the Committee and the County Board, receive all
896 personnel requests, prepare and review personnel
897 policies and review personnel actions in all County
898 departments.

899 It also shall recommend to the County Board a salary
900 schedule for elected officials, appointed officials and
901 other employees, unless otherwise determined by
902 agreement or law.

903 Also, it shall examine claims regarding illegal taxes and
904 perform such responsibilities concerning properties
905 taken by the County on tax deeds, review all claims
906 filed against Winnebago County and present to the
907 County Board for action.

908 Establish appropriate insurance coverages and
909 purchasing procedures for Winnebago County.

910 Review and adopt Affirmative Action plans submitted
911 by the Affirmative Action Committee.

912 This Committee shall also review policy issues relating
913 to the construction, purchase, equip, remodel, operate

914 and maintain all County buildings, structures and
915 facilities, and advise and recommend appropriate
916 policy goals and legislative action to be taken by the
917 County Board. Wis. Stats. 59.07(1)(d).

918 5.70 **PLANNING, ZONING AND**
919 **DEVELOPMENT**

920 This committee shall be comprised of five County
921 Board members and shall be the "County Zoning
922 Agency" as referred to in Sec. 59.97(2)(a)1., Wis. Stats.
923 It shall include at least one, but not more than two,
924 County Board Supervisors from an incorporated area.
925 No two members may be from the same incorporated
926 or unincorporated area.

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

934 The Committee shall review policy issues relating to the
935 County Zoning Department, Register of Deeds, G.I.S.,
936 Land Office and Tax Lister, and advise and recom-
937 mend appropriate policy and goals and legislative
938 action to be taken by the County Board.

939 In addition, the committee responsibilities shall be as
940 follows:

- 941 1. Responsibility for all matters of procedure
942 relating to the Winnebago County Zoning Ordina-
943 nance (this would include basic zoning provi-
944 sions, floodplain/shoreland provisions and air-
945 port zoning provisions), except those designated
946 to Board of Adjustment's jurisdiction.

- 947 2. Creation and maintenance of the County
948 development plan.
- 949 3. Committee of Jurisdiction for the County
950 Planning Department.
- 951 4. Review capital improvements programs and
952 assist County Executive in priority needs and
953 assessment.
- 954 5. Submit recommendations for County Board rules
955 to be considered at the County Board organiza-
956 tion meeting or at other County Board meetings.
- 957 6. Submit recommendations for apportionment of
958 supervisory districts in Winnebago County.

959 5.80 **TRANSPORTATION AND**
960 **PUBLIC WORKS**

961 This Committee shall be comprised of five County
962 Board members. It shall review policy issues and
963 advise or recommend appropriate goals and legislative
964 action to be taken by the County Board relating to
965 highway, aviation and waste disposal matters and
966 other transportation needs.

967 As provided in Sec. 83.015(2)(b), Wis. Stats., it shall be
968 the policy making body concerning principles govern-
969 ing administration of County highway programs.

970 It shall also review policy issues relating to Wittman
971 Field Airport and other aviation matters of concern to
972 Winnebago County.

973 It shall be the oversight committee for the Highway
974 Safety commission.

975
976

**OTHER COMMITTEES, COMMISSIONS
OR BOARDS**

977 6.01 **LAND CONSERVATION COMMITTEE**
978 This committee shall be composed of seven members
979 appointed by the County Board pursuant to Sec.
980 92.06(1)(b) Wis. Stats., as follows:

981 Five persons who are members of the Committee on
982 Agriculture and Extension Education; one person who
983 is chairperson of the Winnebago County USDA Agri-
984 cultural Stabilization and Conservation Committee or
985 other such committee member designated by such
986 chairperson, and one person who is a citizen member.

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

- 989 1. It shall be the committee of jurisdiction for the
990 Land and Water Conservation Department.
991 2. It shall develop and adopt standards and
992 specifications for management practices to
993 control erosion, sedimentation and nonpoint
994 source water pollution throughout the County.
995 3. It shall distribute and allocate federal, state and
996 County funds made available to the committee
997 for cost sharing programs or other incentive pro-
998 grams for improvements and practices relating to
999 soil and water conservation on private or public
1000 lands.
1001 4. It shall carry out preventive and control mea-
1002 sures and works of improvement for flood
1003 prevention and for conservation, development,
1004 utilization and control of water within the
1005 County. These preventive and control measures
1006 and works of improvement may be carried out on
1007 lands owned or controlled by this state or any of

1008 its agencies, with the cooperation of the agency
1009 administering and having jurisdiction of the land,
1010 and on any other lands within the County upon
1011 obtaining the consent of the landowner or the
1012 necessary rights or interests in the land.

1013 5. It shall prepare long-range plans which include
1014 inventories of natural resources in the County, a
1015 description of present natural resource uses and
1016 a projection of future trends, an assessment of
1017 resource conservation problems in relation to use
1018 practices and actions necessary to correct those
1019 problems including specific goals and provisions
1020 for the development, management and con-
1021 servation of soil, water and related natural
1022 resources.

1023 This committee shall be a policy-making body
1024 determining the broad outlines and principles
1025 governing administration of Winnebago County soil
1026 and water conservation.

1027 The committee shall review policy issues relating to the
1028 Winnebago County soil and water conservation
1029 programs and advise and recommend appropriate
1030 policy goals and legislative action to be taken by the
1031 County Board pursuant to Secs. 92.06 and 92.07 Wis.
1032 Stats.

1033 6.02 **COMMUNITY PROGRAMS BOARD**
1034 **AND DEVELOPMENTAL DISABILITIES**
1035 **SERVICES BOARD (UNIFIED BOARD)**

1036 The Winnebago County Unified Board consisting of
1037 Community Programs Board (Sec. 51.42(4), Wis.
1038 Stats.) and Developmental Disabilities Services Board
1039 (Sec. 51.437(7), Wis. Stats.) shall be composed of nine
1040 members, not more than five of whom shall be County
1041 Board Supervisors. All members are appointed by the

1042 County Executive. All such appointments are subject
1043 to County Board confirmation.

1044 As provided in Secs. 51.42(4)(a)2. and 51.437(7)(a)2.,
1045 Wis. Stats., this board shall be a policy-making body
1046 determining the broad outlines and principles
1047 governing the administration of programs under Secs.
1048 51.42 and 51.437, Wis. Stats., relating to community
1049 programs, the board shall:

- 1050 1. Appoint committees consisting of residents of the
1051 County to advise the County Community Pro-
1052 grams Board as it deems necessary.
- 1053 2. Recommend program priorities, identify unmet
1054 service needs and prepare short-term and long-
1055 term plans and budgets for meeting such priori-
1056 ties and needs.
- 1057 3. Prepare, with the assistance of the County
1058 Community Programs Director, a proposed
1059 budget for submission to the County Executive
1060 and the Department of Health and Social Services
1061 in accordance with Sec. 46.031(1) for authorized
1062 services.
- 1063 4. Advise the County Community Programs Direc-
1064 tor regarding purchasing and providing services
1065 and the selection of purchase of service vendors,
1066 and make recommendations to the County Exe-
1067 cutive regarding modifications in such purchas-
1068 ing, providing and selection.
- 1069 5. Develop County Community Programs Board
1070 operation procedures.
- 1071 6. Comply with state requirements.
- 1072 7. Assist in arranging cooperative working
1073 agreements with persons providing health, edu-
1074 cation, vocational, or welfare services related to
1075 services provided under this section.

- 1076 8. Advise the County Community Programs Direc-
1077 tor regarding coordination of local services and
1078 continuity of care.
- 1079 As provided in Sec. 51.437(9b) Wis. Stats., relating to
1080 developmental disabilities services, the board shall:
- 1081 1. Appoint committees consisting of residents of the
1082 County to advise the board as it deems necessary.
- 1083 2. Prepare a local plan which includes an inventory
1084 of all existing resources and services and contains
1085 a plan for meeting the needs of developmentally
1086 disabled individuals based upon the services
1087 designated under Sec. 51.437(1) Wis. Stats.
- 1088 3. Recommend program priorities, identify unmet
1089 service needs and prepare short-term and long-
1090 term plans and budgets for meeting such priori-
1091 ties and needs.
- 1092 4. Prepare, with the assistance of the County
1093 Developmental Disabilities Director, a proposed
1094 budget for submission to the County Executive
1095 and the Department of Health and Social Services
1096 under Sec. 46.031(1) for authorized services.
- 1097 5. Advise the County Developmental Disabilities
1098 Service Director regarding purchasing and pro-
1099 viding services and the selection of purchase of
1100 service vendors, and make recommendations to
1101 the County Executive regarding modifications in
1102 such purchasing, providing, and selection.
- 1103 6. Develop County Developmental Disabilities
1104 Services Board operating procedures.
- 1105 7. Comply with state requirements.
- 1106 8. Assist in arranging cooperative working
1107 agreements with persons providing health,
1108 education, vocational or welfare services related
1109 to services provided under this section.

1110 9. Advise the County Developmental Disabilities
1111 Services Director regarding coordination of local
1112 services and continuity of care.

1113 This board shall review issues relating to the
1114 community programs under Sec. 51.42, Wis. Stats., and
1115 the developmental disabilities services programs
1116 under Sec. 51.437, Wis. Stats. and advise and
1117 recommend appropriate policy goals and legislative
1118 action to be taken by the County Board.

1119 **6.03 BOARD OF ADJUSTMENT**

1120 The Board of Adjustment shall consist of five citizen
1121 members. All members of the Board of Adjustment
1122 must be from the unincorporated areas of Winnebago
1123 County. No two members of the Board of Adjustment
1124 may be from the same Township. All members shall
1125 have a term of three years except initially the term of
1126 one citizen member shall commence with the date of
1127 appointment and confirmation by the County Board
1128 and end the third Tuesday in April, 1981; the term of
1129 the two citizen members shall commence with ap-
1130 pointment and confirmation by the County Board and
1131 end the third Tuesday in April, 1982; and the term of
1132 two citizen members shall commence with appoint-
1133 ment and confirmation by the County Board and end
1134 the third Tuesday in April 1983. Thereafter, all terms
1135 shall be three (3) years. All members of the Board of
1136 Adjustment shall be appointed by the County Exe-
1137 cutive subject to confirmation by the County Board.

1138 The Board shall function as the Board of Adjustment
1139 with such duties as are outlined in Wis. Stats., Sec.
1140 59.99.

1141 6.04 **INDUSTRIAL DEVELOPMENT BOARD**
1142 The Industrial Development Board shall have
1143 authority and restrictions under Wis. Stats. 59.071(5).
1144 The members shall consist of: Eight County Directors:
1145 the Chairperson of the County Board, the Chairperson
1146 of the Finance Committee, the Corporation Counsel of
1147 the County and the County Auditor and four members
1148 of the County Board appointed by the County
1149 Executive. It shall also have three Public Directors who
1150 are residents of the County and appointed by the
1151 County Executive.

1152 6.05 **SOLID WASTE MANAGEMENT BOARD**
1153 The Winnebago County Solid Waste Management
1154 Board shall be composed of nine members, five of
1155 whom shall be County Board Supervisors. All members
1156 of the board shall be selected on a geographical basis as
1157 indicated in the Ordinance establishing the board.

1158 As provided in Sec. 59.031(2)(br), Wis. Stats., this
1159 board shall perform advisory or policy-making
1160 functions authorized by Sec. 59.07(135), Wis. Stats. or
1161 any County ordinance adopted pursuant hereto.

1162 The board shall review policy issues relating to the
1163 Winnebago County Solid Waste Management Program
1164 and advise and recommend appropriate policy goals
1165 and legislative action to be taken by the County Board.

1166 6.06 **AFFIRMATIVE ACTION COMMISSION**
1167 6.061 This Commission shall have five members.
1168 6.062 Not less than two members shall be
1169 women; one member shall be an employee of
1170 Winnebago County; and not more than three County
1171 Board Supervisors shall be members, one of whom
1172 shall be a member of the Personnel and Property
1173 Committee.

1174 6.063 The underlying principle of the Affirmative
1175 Action Program is to improve the equitable treatment
1176 and redress of any inequalities that may exist in
1177 recruiting, hiring, classifying, referring, assigning,
1178 training and retraining, fringe benefits, promotion,
1179 transfer, compensation, extending or assigning use of
1180 facilities, firing, lay-off, recall, and disciplinary action
1181 and any other terms, conditions or privileges of
1182 employment for all persons in the employ of Winne-
1183 bago County.

1184 6.064 Furthermore, the Affirmative Action
1185 Program is designed to assure that there will be no
1186 discrimination in Winnebago County employment on
1187 the basis of race, color, religion, national origin, or sex.

1188 6.07 **WINNEBAGO COUNTY HOUSING**
1189 **AUTHORITY**

1190 6.071 This Commission shall have five citizen
1191 members.

1192 6.072 Wis. Stats., Sec. 59.07(5), permits the
1193 creation of County Housing Authorities.

1194 6.073 Pursuant to such authority, Winnebago
1195 County did on April 23, 1974, by Resolution #2,
1196 recognize the need for a Housing Authority to function
1197 in Winnebago County. The powers and duties of the
1198 Winnebago County Housing Authority can be found in
1199 Wis. Stats., Sec. 66.40 to Sec. 66.404.

1200 6.074 The purpose of the County Housing
1201 Authority is to make certain determinations concern-
1202 ing the housing conditions for low income persons
1203 within the County.

1204 6.075 If such determinations indicate a need for
1205 improved dwelling accommodations for persons of low
1206 income, then, the Housing Authority may authorize the
1207 expenditure of public funds made available by the U.S.
1208 Department of Housing and Urban Development to
1209 improve the dwelling accommodations for low income
1210 persons in Winnebago County.

- 1211 6.08 **ADVOCAP BOARD**
1212 6.081 Six Winnebago County Board Supervisors
1213 serve on the Board of Directors of ADVOCAP.
1214 6.082 On May 17, 1972, by Resolution #2, the
1215 Winnebago County Board of Supervisors did designate
1216 ADVOCAP, Inc., as the Community Action Program to
1217 serve Winnebago County.
1218 6.083 The U.S. Economic Opportunity Action of
1219 1964 authorizes the establishment and funding of
1220 community action agencies and programs to stimulate
1221 a better focusing of all available local, State, private
1222 and Federal resources upon the goal of enabling low-
1223 income families, and low-income individuals of all ages,
1224 in rural and urban areas, to attain skills, knowledge
1225 and motivations and secure the opportunities needed
1226 for them to become self-sufficient.
- 1227 6.09 **COMMITTEE ON AGING**
1228 6.091 The Winnebago County Committee on
1229 Aging shall consist of nine members who are appointed
1230 by the County Board Chairman and confirmed by the
1231 County Board.
1232 6.092 At least six of its members shall be aged
1233 sixty or over.
1234 6.093 No more than two members shall be
1235 County Board Supervisors.
1236 6.094 The Federal Older Americans Act of 1965
1237 authorizes the establishment and funding for County
1238 based Aging Units.
1239 6.095 The State of Wisconsin Department of
1240 Health and Social Services Administrative Rules of
1241 1979 mandate on Aging Unit in each County and Tribe
1242 in Wisconsin.
1243 6.096 The Winnebago County Board of Super-
1244 visors did on May 21, 1974, by Resolution #4, create the
1245 Winnebago County Committee on Aging.

1246 6.097 The purpose of the Committee is to
1247 represent the views, interests, and concerns of older
1248 adults in County decisions, especially those which
1249 affect services and program needs. A further part of its
1250 purpose is to develop plans and coordinate services
1251 which allow older people to realize their full potential
1252 in participation and access for all facets of community
1253 life. Also, to coordinate the flow of funding available for
1254 such services and programs.

1255 The main goal of the committee is to enable older
1256 adults to live a meaningful, dignified, independent life,
1257 by developing options and alternatives for them to
1258 continue to be active, vital parts of the communities in
1259 which they reside.

1260 6.10 **TRI-COUNTY RECREATION**
1261 **ASSOCIATION BOARD OF DIRECTORS**

1262 6.101 Three members of the Winnebago County
1263 Board of Supervisors shall represent Winnebago
1264 County on the Tri-County Recreation Association
1265 Board of Directors.

1266 6.102 The Board of Directors shall be responsible
1267 for the supervision, maintenance, operation and
1268 development of the Ice Arena.

1269 **SPECIAL MEETING OF ANY BOARD**

1270 Wisconsin Statute 59.04(2) A special meeting of any
1271 board shall be held:

1272 (a) Upon a written request of a majority of the
1273 supervisors delivered to the clerk, specifying the time
1274 and place of meeting. The time shall be not less than 48
1275 hours from the delivery of the request. Upon receiving
1276 the request the clerk shall forthwith mail to each
1277 supervisor notice of the time and place of the meeting.

1278 Any special meeting may be adjourned by a vote of a
1279 majority of all the supervisors. The County Board by
1280 ordinance may establish a separate procedure for
1281 convening the County Board in a "declared emergency"
1282 as defined by County ordinance.

1283 (b) For the purpose and in the manner described in
1284 Sec. 31.06, with the right to adjourn the special meeting
1285 from time to time by a vote of a majority of all the
1286 supervisors entitled to a seat. The clerk shall mail
1287 written notice of the special meeting, specifying the
1288 time, place, and purpose thereof, to each supervisor
1289 not less than 2 weeks before the day set for such a
1290 meeting.

1291 **DUTIES OF COUNTY EXECUTIVE**

1292 **ADMINISTRATIVE AND MANAGEMENT**
1293 **FUNCTIONS**

1294 The County Executive shall coordinate and direct all
1295 administrative and management functions of the
1296 County Government not otherwise vested by law in
1297 Boards or Commissions, or other elected officers.

1298

1299 The County Executive shall appoint the heads of all
1300 departments except those elected by the people and
1301 except where the law provides that the appointment
1302 shall be made by a board or commission or by other
1303 elected officers, but he shall also appoint all de-
1304 partment heads where the law provides that the
1305 appointment shall be made by the Board Chairman or
1306 the County Board. Such appointments shall require
1307 the confirmation of the County Board (Wis. Stats., Sec.
1308 59.031).

1309 The County Executive may file charges for the removal,
1310 discharge, or suspension of any persons so appointed,
1311 said charges to be filed with the County Board.

1312 Appoint the members of all boards and commissions
1313 where the law provides that such appointment shall be
1314 made by the County Board or the Chairman of the
1315 County Board. All appointments to boards and
1316 commissions by the County Executive shall be subject
1317 to the confirmation of the County Board.

1318 The County Executive shall, annually and otherwise as
1319 necessary, communicate to the County Board of
1320 Supervisors the condition of the County, and
1321 recommend such matters to them for their con-
1322 sideration as he deems expedient. Notwithstanding
1323 any other provisions of the law, he shall be responsible
1324 for the submission of the annual budget to the County
1325 Board and may exercise the power to veto any
1326 increases or decreases in the budget as provided for in
1327 Wis. Stats., Sec. 59.032(6).

1328 The County Executive is charged with the responsi-
1329 bility to examine, settle and allow all general accounts
1330 against the County and to cause to have issued County
1331 orders therefore, except any account where payment
1332 is otherwise specifically provided for by rule or statute.

1

DIVISION 3

2

OPTION 1

3

RULES OF THE WINNEBAGO COUNTY

4

BOARD OF SUPERVISORS

5

1.01 TIME AND MEETING PLACE

6

1.101 The meetings of the County Board shall be held in the Board of Supervisors' Room at 6:00 p.m. on the second and third Tuesdays of the month. When an election falls on the second or third Tuesday of the month, the County Board meeting may be held on the Wednesday of that week. The first meeting shall be called the Informational Meeting. No action shall be taken on any resolution or ordinance at the Informational Meeting. The meeting on the third Tuesday shall be the Business Meeting.

16

1.102 The Board shall be in continuous session from day to day until adjournment to a day certain or sine die.

19

1.103 The October County Board Informational Meeting shall be on the first Tuesday of the month for distribution of the budget books and other informational activities and the Budget Session shall begin on the third Monday of October, which shall also serve as the Annual Meeting of the County Board as required by Wis. Stats. 59.04 (1)(a).

26

1.11 ORGANIZATION MEETING

27

1.111 At the statutory Organizational Meeting to be held in April, of even numbered years, it shall be the duty of the County Clerk to call the County Board to order. The Clerk shall call the roll and establish presence of a quorum and proceed with the preliminary ceremonies.

32

- 33 1.112 A quorum being present, the Board shall
34 proceed to the election of a Chairman and Vice
35 Chairman.
- 36 1.113 The Chairman shall then present an
37 orientation program with an explanation of the work
38 of the Board and the manner in which it functions, the
39 appointment of committee membership, the projects
40 of various departments, long-range planning, and the
41 status of various projects of the Board. He may ask for
42 the help of the previous committee chairmen or
43 department heads in making such explanation.
- 44 1.1131 The County Clerk shall make an ex-
45 planation of procedure and the manner in which votes
46 are taken and in particular the method of use of the
47 electronic voting machine.
- 48 1.1132 The Corporation Counsel shall also
49 address the Board on the functions of his office.
- 50 1.1140 The chair shall appoint a Committee on
51 Committees to advise the Chair in the selection of
52 committee members. The Committee on Committees
53 shall consist of five Board members.
- 54 1.11411 The County Board Chair shall advise, by
55 mail, all members of the Board of the Chair's
56 recommendations for Committee membership.
- 57 1.11412 The Board, as the first order of business at
58 the recessed meeting of the Organizational Meeting
59 shall officially approve all committee members by a
60 majority vote of those present.
- 61 1.1142 All members of each committee shall then
62 meet for one-half hour to select committee officials and
63 then report the results of such elections to the Board as
64 a whole.
- 65 1.1143 Any committee may, if the Committee
66 membership so decides, postpone election of com-
67 mittee officers for not more than one month.
- 68 1.11431 Between Organization meetings, should a
69 vacancy occur, or the need arise to adjust a standing
70 committee, then the County Board Chairman shall fill
71 the vacancy.

72 1.115 The proposed rules of the Board shall be
73 made available to the Board membership at the
74 meeting of the Board immediately **prior** to the
75 Organization Meeting, and also to the newly elected
76 members as soon as possible after the Spring Election.

77 1.1151 There shall be an explanation of the
78 present and proposed rules of the County Board.

79 1.1152 The proposed rules of the Board shall be
80 presented and rules adopted at the Organization
81 Meeting of even-numbered years by a majority vote.

82 1.1153 The Rules of the Board shall be amended
83 during the two-year period only by a two-thirds vote of
84 those present at a meeting, except at the Annual
85 Organization Meeting, at which time a majority of those
86 present shall rule.

87 1.1154 All prior rules are hereby repealed.

88 1.116 After the adoption of the Rules of the
89 Board and other activities as noted in 1.11 through
90 1.1153, the Board shall recess that Organization
91 Meeting to the following Tuesday.

92 1.1170 **BUDGET SESSION**

93 1.117 The procedures to be followed during the
94 budget session (except as stated in 1.1171, 1.11711,
95 1.1172 and 1.1173) shall be:

96 1. Open each meeting during the budget session
97 with time allowed for a public hearing.

98 2. No vote will be taken on any resolution or
99 amendment until it has had a public hearing.

100 1.1171 The public hearing, as required by law, on
101 the proposed annual budget shall be held at 7:00 p.m.
102 on the date selected.

103 1.11711 The Finance Director shall report to the
104 Board any errors in the budget. The corrections shall
105 be made prior to the presentation of any amendments.
106 The Board shall by a majority vote accept the report of
107 the Finance Director to correct the errors in the
108 Budget.

109 1.1172 For the purpose of budget deliberations
110 the following resolution shall be presented:

111 BE IT RESOLVED, by the Winnebago County Board of
112 Supervisors, that the Annual County Budget, a copy of
113 which is incorporated herein by reference, be and the
114 same is hereby adopted.

115 1.1173 Proposed changes in the Annual Budget
116 shall be submitted in the form of amendments to the
117 resolution as stated in 1.1172.

118 1.12 **POWERS OF CHAIRMAN AND**
119 **VICE-CHAIRMAN**

120 1.121 The Chairman of the County Board, or in
121 his absence the Vice-Chairman, shall take the Chair at
122 the hour to which the Board may from time to time
123 stand adjourned, or recessed, or continued, call the
124 Board to order and direct the calling of the roll by the
125 Clerk.

126 1.1211 In absence of both the Chairman and Vice-
127 Chairman, the County Clerk shall preside until a
128 Chairman Pro-Tem is elected.

129 1.122 The Chairman shall be responsible for the
130 preparation of the written agenda of the County
131 Board.

132 1.123 The Chairman shall act as ex officio
133 member of all committees of the County Board and, as
134 ex officio committee member, shall have power to vote
135 in such committee only in the absence of one or more
136 committee members.

137 1.124 The Chairman shall receive all requests
138 and communications not specifically addressed to any
139 committee or official of the County and refer such
140 matter to the appropriate committee or official.

141 1.125 The Chairman shall be entitled to vote on
142 all questions before the Board.

143 1.1251 When the Chair wishes to participate in the
144 debate on a matter before the Board, the Chair shall
145 relinquish the Chair to the Vice Chair (if the Vice Chair
146 has or wishes to participate in the debate, then any
147 Supervisor not participating in the debate shall be
148 selected, by the Chair, to act as Chair until the matter is
149 resolved, by the Board) prior to participating in the
150 debate.

151 1.126 The Chairman's appointment to fill a
152 County Board vacancy shall be listed in the written
153 agenda.

154 1.127 The Chairman's appointment to fill a
155 County Board vacancy shall be made not later than 35
156 to 60 days after the vacancy occurs.

157 1.13 **ORDER OF BUSINESS**

158 1.131 The Order of Business shall be as follows:

- 159 A. Call to Order
160 B. Roll Call
161 C. Pledge of Allegiance to the Flag
162 D. Prayer
163 E. Reading and correcting of the
164 minutes of the previous meeting.
165 F. Communications, Petitions,
166 Memorials, Accounts, Etc.
167 G. Report of the County Executive (at
168 his option).
169 H. Confirmation of County Executive
170 and County Board Chairman
171 appointments.
172 I. Reports of Committee, Commissions
173 and Boards.
174 J. Adopt Written Agenda.
175 K. Public Comments.
176 L. Presentation of Resolutions and
177 Ordinances previously tabled or laid
178 over to a day certain, and disposition
179 of same.

- 180 M. Presentation of new Resolutions and
181 Ordinances and disposition of same.
182 N. Consideration of miscellaneous
183 business.
184 O. Adjournment.
185 1.1311 The Roll Call shall be made by use of the
186 voting machine, or in the event of malfunction, by voice
187 call of the County Clerk.
188 1.1312 Monthly Reports of Committees, Com-
189 missions and Boards of the County Board shall be
190 made in writing, said reports to be included in the
191 Informational Meeting agenda packet mailed, or
192 otherwise delivered, to each Board Member.
193 1.13121 At the appropriate time in the Order of
194 Business, the Chairman shall ask for questions by
195 Board Members on each written report in the order in
196 which the Committees, Commissions and Boards
197 appear in the Official County Directory.
198 1.132 Public comments will be heard by the
199 Board at the appropriate time in the Order of Business,
200 but in any case shall begin no earlier than 15 minutes
201 after the Call to Order and no later than 60 minutes
202 after the Call to Order.
203 1.1321 Public comments will be heard by the
204 Board only on those Resolutions and Ordinances on
205 the adopted agenda for that meeting.
- 206 1.14 **HANDLING OF RESOLUTIONS**
207 **AND ORDINANCES**
208 1.141 Every written resolution shall be prepared
209 in block form and be as concise as possible and shall
210 have attached to it the name of the Committee,
211 Commission or Board and/or the names of the
212 Supervisors introducing it.
213 1.1411 All resolutions that come from Commit-
214 tees, Commissions or Boards shall show the vote of that
215 Committee, Commission or Board.

- 216 1.142 All items to be acted upon by the Board
217 which are included on the adopted agenda may be
218 referred to by the title and number and need not be
219 read by the Clerk unless requested by a Supervisor.
220 1.143 Every motion or amendment shall be
221 reduced to writing if requested by a Supervisor.
222 1.144 Every resolution having monetary impli-
223 cations must have a fiscal note attached or included.
224 1.145 Any resolution referred by the County
225 Board to a Committee, Commission or Board shall
226 include date for return to the County Board.
227 1.146 Any Committee of Jurisdiction may submit
228 to the County Board a personnel request which has
229 been rejected by Personnel and Property Committee.
230 However, this personnel request resolution must have
231 a two-thirds affirmative vote of the County Board
232 members present for adoption except at the County
233 Board Annual Budget Session.
234 1.147 All resolutions and ordinances, except
235 Zoning Ordinances, shall be presented for infor-
236 mational purposes and discussion at the Infor-
237 mational Meeting and acted upon at the next Business
238 Meeting.

- 239 1.15 **WRITTEN AGENDA**
240 1.151 Under the direction of the County Board
241 Chair, the County Clerk with the help of the Corpora-
242 tion Counsel is hereby authorized and instructed to
243 prepare a written Agenda prior to the Informational
244 Meeting for the monthly meetings of the County Board.
245 1.1511 For an item to be included on the agenda
246 it must be presented to the County Clerk's office no
247 later than noon on Wednesday prior to the Informa-
248 tional Meeting of the County Board.
249 1.152 This Agenda, along with appropriate at-
250 tachments, shall be mailed or otherwise delivered to
251 each Supervisor at least five days before the meeting.

- 252 1.1521 This Agenda and attachments shall be
253 furnished to any person so requesting it from the
254 County Clerk.
- 255 1.1522 A copy of the Agenda shall also be mailed
256 to all Town Clerks, Village Clerks and City Clerks, and
257 Mayors within Winnebago County.
- 258 1.153 All matters not appearing on the written
259 Agenda or not delivered with the Agenda shall be out of
260 order and shall not be considered by the Board at the
261 particular meeting.
- 262 1.154 Any item on the Agenda for consideration
263 by the Board may be withdrawn at any time before
264 action is taken on it, but only by its sponsor.
- 265 1.1541 In the event of withdrawal of any item as
266 per 1.154, the Chairman will announce the withdrawal
267 and the name of the sponsor withdrawing it. Co-
268 sponsored resolutions may only be withdrawn upon
269 the concurrence of all sponsors.
- 270 1.155 Special orders of business may be sche-
271 duled by the County Board Chairman for presentation
272 to the County Board at any Informational Meeting of
273 the Board.
- 274 1.156 Special orders of business appearing on
275 the Agenda as authorized by the County Board
276 Chairman shall include the name of the Committee,
277 Commission, Board or Supervisor requesting same.
- 278 1.157 Any capital expenditure (improvement
279 project) to be considered by the County Board at any
280 meeting other than at the budget session, the esti-
281 mated cost of which is in excess of \$100,000.00, shall
282 require a special orders of business of the County
283 Board prior to consideration of any appropriation
284 resolution by the Board relating to such capital
285 expenditure.
- 286
- 287 1.6 **DEFINITIONS**
- 288 1.160 **Agenda:** The formal listing of Resolutions
289 and Ordinances to be considered at a meeting of the
290 County Board.

- 291 1.161 **Memorials:** Something in a speech,
292 ceremony or written document that commemorates
293 through recognition of a person, a place or occurrence.
- 294 1.162 **Motion:** The formal mode in which a
295 member submits a proposed measure or resolve for the
296 consideration and action of the Committee, Commis-
297 sion or Board.
- 298 1.1621 **Resolution:** A written proposed matter
299 for the consideration and action of the County Board.
300 Upon approval a resolution is a decision made by the
301 County Board for a definite purpose.
- 302 1.163 **Ordinance:** A law set forth by a gov-
303 ernmental authority, a municipal regulation.
- 304 1.164 **Petition:** A formal written document
305 embodying a request of action to be taken by Winne-
306 bago County or one of its agencies or departments.
- 307 1.165 **Policy:** As used in these Rules, a policy is a
308 general principle established by the Winnebago County
309 Board of Supervisors to guide the management of
310 Winnebago County government.
- 311 1.166 **Meeting:** A meeting is a single official
312 gathering of the members of the Winnebago County
313 Board of Supervisors to transact business for a length
314 of time during which there is no cessation of pro-
315 ceedings and the members do not separate, unless for a
316 recess, and may last from a few minutes to several
317 hours.
- 318 1.167 **Session:** A session of the Winnebago
319 County Board of Supervisors is a meeting or series of
320 connected meetings devoted to a single order of
321 business, program, agenda or announced purpose, in
322 which, when there is more than one meeting each
323 succeeding meeting is scheduled with a view towards
324 continuing business at the point where it was left off at
325 the previous meeting.
- 326 1.168 **Recess:** A recess is a short intermission
327 within a meeting which does not end the meeting or
328 destroy its continuity as a single gathering of the

329 Winnebago County Board of Supervisors and after
330 which proceedings are immediately resumed at the
331 point where they were interrupted.

332 1.169 **Veto:** The refusal of assent by the County
333 Executive to a resolution or ordinance passed by the
334 County Board.

335 1.170 **Partial Veto:** The refusal of assent by the
336 County Executive to any portion of a resolution or
337 ordinance passed by the County Board which contains
338 an appropriation.

339 1.1701 **Veto Over-Ride:** A vote by two-thirds of
340 the members elect (38) to pass a resolution or
341 ordinance, or part thereof, which has been vetoed or
342 partially vetoed by the County Executive and has been
343 reconsidered by the County Board.

344 1.17 **PRIVILEGE OF SPEAKING**

345 1.171 Every member previous to speaking shall
346 be recognized by the Chair. When two or more
347 members desire to speak, the Chair shall designate the
348 order of speaking.

349 1.172 No member shall speak more than twice on
350 the same question without leave of the Board, except
351 to answer questions from the Chair or the Floor. The
352 Chair must enforce this rule when a violation is called
353 to the attention of the Chair.

354 1.18 **VOTING AND ROLL CALL**

355 1.181 A vote on every question shall be taken by
356 ayes, nays, or abstention, and shall be recorded in the
357 records of the proceedings (on roll call votes you are
358 recorded absent unless excused).

359 1.182 A unanimous oral vote shall be considered
360 and recorded as a unanimous roll call vote.

361 1.183 A tie vote on any question shall indicate
362 that question is lost.

363 1.1831 The Chair shall direct the County Clerk as
364 to when a roll call vote is to be taken. After

365 the Chair so directs the Clerk and the Clerk begins the
366 roll call, no more debate shall be allowed on the
367 question.

368 1.184 A voting error shall be brought to the
369 attention of the Chair before a vote is called on the next
370 item before the Board or no corrective action will be
371 taken.

372

373 1.19 **MOTIONS**

374 1.191 When a motion is under consideration, no
375 other motion shall be entertained except:

376 A. To adjourn.

377 B. To lay on the table.

378 C. For the previous question.

379 D. To postpone to a day certain.

380 E. To commit to a committee.

381 F. To amend or to substitute.

382 G. To postpone indefinitely.

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

385 1.192 A motion to adjourn, to lay on the table,
386 and for the previous question shall be decided without
387 debate.

388 1.193 A motion to postpone indefinitely or to a
389 day certain or commit shall not again be entertained
390 on the same day or in the same stage of the proposition.

391 1.194 A substitute motion, resolution or or-
392 dinance shall be open to amendment the same as the
393 original proposition.

394 1.1941 If an amendment or substitute is lost,
395 another substantially the same shall not be
396 entertained.

397 1.195 The previous question (a motion to end
398 debate) may be moved by any member and shall
399 require two-thirds affirmative vote of the members
400 present for passage.

401 1.196 When a motion or question has once been
402 determined, any member with the prevailing side may
403 move to reconsideration of the vote, but such motion
404 shall be made and acted upon at the same or next
405 succeeding business meeting and shall not thereafter
406 be made except by unanimous consent.

407 1.1961 A motion to reconsider a resolution which
408 has been partially vetoed by the County Executive will
409 be in order at the same meeting during which the
410 County Board acts on the County Executive's partial
411 veto.

412 1.20 **SUSPENSION OF RULES**

413 1.201 Any of the Rules may be suspended by two-
414 thirds vote of the members present, except Rules
415 Number 1.201, 1.144, 1.18-1.184, 1.196 and 1.1153
416 which are not suspendable.

417 1.21 **ROBERT'S RULES**

418 1.211 The rules of parliamentary practice in-
419 cluded in the latest edition of "Robert's Rules of Order"
420 so far as they remain in common use and are practi-
421 cable and applicable and consistent herewith, shall
422 govern the Board.

423 1.22 **PUBLICATION OF REPORTS**

424 1.221 Reports presented to the Board shall be
425 mentioned in the Board proceedings for reference
426 purposes but not published in their entirety in the
427 official proceedings unless so ordered by the Board by a
428 majority vote.

429 1.222 **CONTRACTS AND AGREEMENTS**

430 1.2221 The County Clerk shall be notified in
431 writing by each County Department of any written
432 contracts or agreements to which Winnebago County is
433 a party.

- 434 1.23 **QUORUM AND VOTE REQUIRED ON**
435 **BUDGET TRANSFERS**
- 436 1.231 Wisconsin Statutes, Sec. 59.02(3), gives the
437 general rule requiring a majority of supervisors to be
438 present in order to have a quorum for the transaction
439 of business.
- 440 1.2311 Under Wisconsin Statutes, Sec. 59.02(3),
441 all questions before the Board are determined by a
442 majority of the supervisors present unless otherwise
443 provided.
- 444 1.232 Wisconsin Statutes, Sec. 65.90(5), has
445 some additional requirements for changes in the
446 budget after it has once been adopted. Changes in the
447 amounts appropriated and changes in the purposes
448 for which amounts are appropriated may not be made
449 after adoption of the budget except by a two-thirds
450 vote of the membership of the Board.
- 451 1.2321 There is an exception, however, within this
452 Statute, to-wit: The County Board hereby authorize its
453 standing Personnel & Property Committee to transfer
454 funds between items within a department or office if
455 these items are separately appropriated, and further
456 authorizes the Personnel & Property Committee to
457 supplement appropriations for a particular office,
458 department or activity by a transfer from the
459 Contingency Fund.
-
- 460 Such committee transfers shall not exceed the amount
461 set up in the Contingency Fund as adopted in the
462 annual budget, nor aggregate in the case of an indi-
463 vidual office, department or activity in excess of 10 per
464 cent of the funds originally provided for such office,
465 department or activity in such annual budget. The
466 provisions of Sec. 65.90 (5)(a) and (b), Wis. Stats., shall
467 apply to all committee transfers from the Contingency
468 Fund.

469 1.24 **TENTATIVE MEETING DATES**
 470 The tentative daily time schedule and calendar are as
 471 follows:

472 **TENTATIVE MEETING DATES FOR 1992**

473	January 7	County Board	6:00 p.m.
474		(Special Orders)	
475	January 21	County Board	6:00 p.m.
476	March 3	County Board	6:00 p.m.
477		(Special Orders)	
478	March 17	County Board	6:00 p.m.
479	April 21	Organizational	6:00 p.m.
480	April 28	County Board	6:00 p.m.
481	May 12	Informational	6:00 p.m.
482	May 18	County Board (Tour)	9:00 a.m.
483			4:00 p.m.
484	May 19	Business	6:00 p.m.
485	June 9	Informational	6:00 p.m.
486	June 16	Business	6:00 p.m.
487	July 14	Informational	6:00 p.m.
488	July 21	Business	6:00 p.m.
489	August 11	Informational	6:00 p.m.
490	August 18	Business	6:00 p.m.
491	September 8	Informational	6:00 p.m.
492	September 13-16	WCA Convention	LaCrosse
493	September 22	Business	6:00 p.m.
494	October 6	Informational	6:00 p.m.
495		(Budget Book)	
496	October 19	Budget Session	6:00 p.m.
497	October 20	Budget Session	8:30 a.m.
498	October 26	Adopt Budget	6:00 p.m.
499	November 10	Informational	6:00 p.m.
500	November 17	Business	6:00 p.m.
501	December 8	Informational	6:00 p.m.
502	December 14	Christmas Party	6:00 p.m.
503	December 15	Business	6:00 p.m.

504 **TENTATIVE MEETING DATES FOR 1993**

505	January 12	Informational	6:00 p.m.
506	January 19	Business	6:00 p.m.
507	February 9	Informational	6:00 p.m.
508	February 16	Business	6:00 p.m.
509	March 9	Informational	6:00 p.m.
510	March 16	Business	6:00 p.m.
511	April 13	Informational	6:00 p.m.
512	April 20	Business	6:00 p.m.
513	May 11	Informational	6:00 p.m.
514	May 17	County Board Tour	9:00 a.m.
515		4:00 p.m.
516	May 18	Business	6:00 p.m.
517	June 8	Informational	6:00 p.m.
518	June 15	Business	6:00 p.m.
519	July 13	Informational	6:00 p.m.
520	July 20	Business	6:00 p.m.
521	August 10	Informational	6:00 p.m.
522	August 17	Business	6:00 p.m.
523	September 14	Informational	6:00 p.m.
524	September 19-22	WCA Convention	Waukesha
525	September 21	Business	6:00 p.m.
526	October 5	Informational	6:00 p.m.
527		(Budget Book)	
528	October 18	Budget	6:00 p.m.
529	October 19	Budget	6:00 p.m.
530	October 26	Adopt Budget	6:00 p.m.
531	November 9	Informational	6:00 p.m.
532	November 16	Business	6:00 p.m.
533	December 14	Informational	6:00 p.m.
534	December 21	Business	6:00 p.m.

- 535 2.1 **GENERAL DUTIES OF THE**
536 **COUNTY BOARD**
- 537 2.10 **COMMITTEES, COMMISSIONS,**
538 **BOARDS**
- 539 2.101 The County Board shall be the Board of
540 Jurisdiction for all County Board standing committees.
- 541 2.102 Any decision of any Standing Committee
542 may be appealed to the Board by any Supervisor at any
543 regular or special Board meeting.
- 544 2.103 Any County Board Member may attend,
545 without voting privileges, any open or closed meeting of
546 any County Board Committee, Commission or Board.
- 547 2.104 The public may attend any open meetings
548 of the County Board, and/or its Committees,
549 Commissions, or Boards.
- 550 2.11 **ANNUAL TOUR**
- 551 2.111 The County Board shall make an annual
552 inspection of County owned properties and facilities
553 during the month of May.
- 554 2.112 The agenda for this tour shall be compiled
555 by the County Board Chairman.
- 556 2.12 **PER DIEM, MILEAGE, EXPENSES**
- 557 2.121 Each Board Member shall be responsible
558 for compiling his own expense sheet for payment by
559 the County of per diem, mileage and other expenses.
- 560 2.1211 Such expense sheets must be submitted to
561 the Personnel Office no later than the 7th of each
562 month.
- 563 2.122 Any and all expenses and other items
564 listed on a Supervisor's expense sheet shall be paid by
565 the County except those which are in excess of sums
566 permitted by County Resolution or Ordinance, or State
567 Statute, in which case the legal limit shall be paid.
- 568 2.1221 Pursuant to the County Ordinance, attend-
569 ance at meetings, conferences or educational seminars

570 that were not identified specifically at the time the
 571 budget was adopted must first be approved by the
 572 County Board Chairman as a condition precedent to
 573 expense reimbursement.

574 2.123 No Supervisor shall submit for payment
 575 any item of expense or per diem which said Supervisor
 576 has not actually made or earned.

577 2.124 Per diem and expenses shall be reim-
 578 bursed while attending meetings for the Winnebago
 579 County Board as follows:

580	Per Diem:	
581	1/2 day meeting	\$30.00
582	Full day meeting	\$50.00
583	Monthly County Board	
584	meeting	\$50.00
585	Maximum allowable	
586	per diem	
587	per day	\$50.00
588	Mileage:	
589	25 cents per mile	
590	Lodging and meals:	
591	Overnight Lodging	Single room cost
592	Supper	\$13.00
593	Lunch	\$ 6.50
594	Breakfast	\$ 4.50
595	Supper, Breakfast,	
596	Lunch	\$24.00

597 All claims for reimbursement of expenses incurred for
 598 lodging per the foregoing schedule shall be ac-
 599 companied by a receipt, and no claim for re-
 600 imbursement shall be paid unless accompanied by
 601 such receipt.

- 602 2.14 **ACCESS**
603 All County Board Members shall have reasonable
604 access during normal business hours to departments
605 or offices of Winnebago County not prohibited by State
606 Statutes or Federal Regulations.
- 607 3.11 **COMMITTEE MEETINGS**
608 3.111 All Committee, Board and Commission
609 meetings shall be held in the County Courthouse or on
610 public property.
611 3.112 Public notice of all meetings shall be given
612 as soon as the members of the Committee, Board or
613 Commission are notified of such meeting and not less
614 than 24 hours before the meeting except as hereinafter
615 provided.
616 3.1121 In emergencies, when a meeting must be
617 held with less than 24 hours notice, the County Clerk
618 shall notify the press as soon as possible.
619 3.113 The County Clerk is to be notified of all
620 meetings prior to the time of the meeting.
621 3.114 Minutes of each meeting, as required by
622 State Statutes, shall be filed with the County Clerk
623 within ten days of the meeting except for closed
624 meetings.
625 3.1141 Minutes of closed meetings shall be kept
626 and shall be filed with the County Clerk when no
627 reason exists for such minutes to be kept private.
628 3.115 Minutes of each meeting shall be kept by
629 the secretary of the Committee, Commission or Board,
630 or other person so designated by the Committee,
631 Commission or Board chairman.
632 3.116 Meetings shall be held at the call of the
633 Committee, Commission or Board Chairman, or at the
634 call of a majority of its members.
635 3.117 Officers shall be elected during the
636 Organization meeting and shall serve a term cor-
637 responding to the Supervisor's term except as
638 otherwise provided in these rules.

- 639 3.118 Any Committee, by majority vote, may elect
640 new officers after one year or when a vacancy exists for
641 any officer's position in that Committee.

Supervisor Gose moved and it was seconded to choose between Division 1 and Division 2 (committee structures). CARRIED BY VOICE VOTE. Supervisor Montgomery moved to amend Division 1 (Option 2) to reinstate Governmental Relations Committee. Supervisor Duffy moved and it was seconded to close debate. Two-thirds vote required. Ayes: 28. Nays: 7 - Schaidler, Schwartz, Putzer, Finch, Owens, Bahr, King. Excused: 1 - Laabs. MOTION TO CLOSE DEBATE CARRIED.

Vote on Division 1 (Option 2): Ayes: 24. Nays: 11 - Duffy, Schaidler, Webster, Schwartz, Sundquist, Crowley, Steber, Planalp, Kramer, Hue, Albrecht. Excused: 1 - Laabs. CARRIED.

Supervisor Montgomery moved and it was seconded to amend Division 1 (Option 2) to reinstate Governmental Relations Committee and add on line 30 "K. Governmental Relations Committee". Ayes: 14 - Kollath, O'Brien, Koziczkowski, Lauson, Webster, Barker, Savas, Schwartz, Sundquist, Robl, Finch, Maehl, Montgomery, and King. Nays: 21 - Duffy, Wagner, Troxell, Lawson, Schaidler, Sievert, Breister, Putzer, Crowley, Zellmer, Owens, Pawlowski, Steber, Gose, Planalp, Bahr, Kramer, Hue, Diakoff, Rankin, Albrecht. Excused: 1 - Laabs. LOST.

Division 3 — Rules — Supervisor Bahr moved and it was seconded to remove Section 2.14 in Division 3, lines 476-479 and reinstate the old rule 2.14 on Free Access. Ayes: 16 - Duffy, Wagner, Troxell, Lawson, Breister, Savas, Putzer, Robl, Zellmer, Owens, Pawlowski, Gose, Bahr, Hue, Rankin, Albrecht. Nays: 18 — Kollath, O'Brien, Koziczkowski, Lauson, Schaidler, Sievert, Webster, Barker, Schwartz, Sundquist, Crowley, Finch, Maehl, Steber, Montgomery, Planalp, King, Diakoff. Abstention: 1 - Kramer. Excused: 1 - Laabs. LOST.

Supervisor Schaidler moved to delete the Informational Meeting each month referred to on lines 2-8, page 1, and lines

368-425, pages 11 and 12 and strike "second and" on line 3. Ayes: 19 - O'Brien, Koziczkowski, Troxell, Schaidler, Barker, Savas, Schwartz, Sundquist, Putzer, Robl, Finch, Zellmer, Owens, Pawlowski, Maehl, Steber, Planalp, Diakoff, Albrecht. Nays: 16 - Kollath, Lauson, Duffy, Wagner, Lawson, Sievert, Webster, Breister, Crowley, Gose, Montgomery, Bahr, King, Kramer, Hue, Rankin. Excused: 1 - Laabs. CARRIED.

Supervisor Diakoff moved and it was seconded that any wording within these rules that refer to two meetings a month be changed back to one. CARRIED BY VOICE VOTE.

Vote on Division 3, Option 1 - Rules, as amended: Ayes: 31. Nays: 3 - Montgomery, Bahr, Albrecht. Excused: 2 - Laabs, King. CARRIED.

MOTION 2-492
RECOMMENDATION FOR RECONSIDERATION OF
RESOLUTION #414-392 — CREATE NEW PART-TIME
POSITION OF SECRETARY I IN THE
DISTRICT ATTORNEY'S OFFICE

The undersigned Supervisor, who voted on the prevailing side for this Resolution at the March 17 County Board Meeting, requests that Resolution #414-392, to Create New Part-Time Position of Secretary I in the District Attorney's Office, be reconsidered by the Winnebago County Board of Supervisors.

Submitted by,
JOHN SCHAILDER
COUNTY BOARD SUPERVISOR

Supervisor Schaidler moved and it was seconded to reconsider Resolution #414-392. CARRIED BY VOICE VOTE. Vote on Resolution #414-392: Ayes: 33. Nays: 1 - Steber. Abstention: 1 - Schaidler. Excused: 1 - Laabs. CARRIED.

County Clerk Wolfe reported Amendatory Ordinance No. 004 from the March 17, 1992 meeting has not been published and will be published with the minutes from this meeting.

**ADOPTED WINNEBAGO COUNTY
ZONING ORDINANCE AMENDMENTS**

New Language underlined

1. 17.02(3) ZONING PERMIT add as follows:
 - c The Zoning Permit shall consist of a weather proof card that shall be posted continuously at the construction site during the period of construction. The permit shall be posted in a conspicuous manner, unobstructed from public view, and not more than ten (10) feet above grade.
3. 17.02(10) VIOLATIONS add (c) as follows:
 - c If the Zoning Office shall determine at any time that the ordinance, laws, orders, plans and specifications are not being complied with, or where work is being done without a valid permit, a stop work order shall be posted at the site of the work. When such order has been posted, it shall have the effect of causing the original permit to be revoked and in all cases, it shall be unlawful for any further work to proceed until the permit is either issued or reinstated. It shall further be unlawful to remove such stop work order without the direct authorization of the Zoning Office.
4. 17.03(2)(b) add (5) as follows:
 - (5) Community Living Arrangements greater than 8 persons as defined in 59.97(15), Statutes.
5. 17.03(2)(b) add (6) as follows:
 - (6) Bed and Breakfasts.
6. 17.03(3)(a) add at the end of the first sentence as follows:

except that no fence shall be located closer than 2' to any right-of-way.
7. 17.03(10)(b) change as follows:
 - (b) Signs. Signs are permitted according to Sec. 17.28.

8. 17.04(2), 17.05(2), 17.06(2), 17.07(2), 17.08(2) add as follows:
“ . . . dwellings and Community Living Arrangements defined in 59.97(15), Statutes.”
9. 17.06(4)(c) reword as follows:
(c) Nursing homes, medical clinics, boarding houses, Community Living Arrangements greater than 8 persons as defined in 59.97(15), Statutes.
10. 17.20(4)(c) add as follows:
Fill in Shoreland Area (Zoning Permit Required)
(c) Filling, grading, lagooning, dredging, ditching and excavating - except as provided in (4) below.
Amend Section 17.20(4)(c) to add (4) as follows:
(4) The following activities shall be allowed by zoning permit with drainage plan approval:
 - (a) Filling or grading (fill), where the fill area is less than 50% of the square footage of the lot provided the following criteria are met.
 1. Maximum height limited to one-half the allowable fence height. Depth of fill shall be measured from the existing ground elevation at the point of placement of the fill. Limited areas of bank stabilization, backfilling behind rip rap, “pothole filling”, or similar measures may exceed this height.
 2. Surface water runoff after fill does not adversely affect upstream, downstream, or adjacent properties.
 3. Fill is kept a minimum of one (1) foot off of the property line unless both properties are being filled and drainage concerns are met.Conditions addressing height, fill area, slope, erosion control measures, drainage requirements, or similar concerns may be required as conditions of permit or drainage plan approval.

- (b) Dredging, ditching, or excavating (hereinafter ditching) where the ditching does not adversely affect either upstream or downstream drainage, or drainage onto adjacent properties, and disposition of spoils material is in compliance with (a) above.
- (c) Areas of fill four (4) inches or less may be done on a one-time basis without a permit provided drainage is not adversely affected. Except not in Floodway or Wetland.
11. 17.20 add (8) as follows:
(8) NONCONFORMING USES AND STRUCTURES. Nonconforming uses and structures within the Shoreland jurisdictional area shall adhere to the requirements of Section 17.21 6.1.
12. 17.21 1.7 add (7) as follows:
(7) Flood Hazard Study, Eight Mile Creek, prepared by USDA SCS and WDNR, April 1982.
13. 17.22(2) to delete in its entirety and recreate to read as follows:
(2) DESIGNATION. This district includes all wetlands within the shoreland jurisdictional area subject to regulation under Section 17.20 which are designated as wetland on the Revised DNR Wetland Inventory Maps dated August 17, 1987. These maps are on file in the Winnebago County Planning and Zoning Department.
14. 17.28(3)(b) to add as follows:
"temporary and mobile mounted" after the word Advertising.
15. 17.28(3)(d)(1) to read as follows:
(1) Street—Minimum—10 feet.
16. 17.29 to add as follows:
Add the following to the end of the Section Title: (NON-SHORELAND AREAS)
17. 17.29(1) & (3) delete Sections 17.29(1) and 17.29(3), combine and recreate, amend as follows:

- (1) EXISTING NONCONFORMING USES AND STRUCTURES. A lawful nonconforming structure or use shall begin as of the time it was made nonconforming by the terms of a preceding ordinance, this ordinance, or an amendment to this ordinance. The lawful nonconforming use of a structure, land, or water, or a lawful nonconforming structure existing at the time of adoption or amendment of this ordinance may be continued although the structure or use does not conform with the provisions of this ordinance.
18. 17.29(1)(b) Delete Section 17.29(1)(b) and recreate, amend as follows:
- (b) Total lifetime structural repairs or alterations shall not exceed fifty (50) percent of either the equalized value or square footage existing at the time of its becoming a nonconforming use or structure unless it is permanently changed to conform to the provisions of the ordinance.
19. 17.29(1)(d) delete and recreate as follows:
- (d) Alterations or additions which change the exterior dimensions of the structure, and which do not conform to this ordinance but which do not increase the dimensional non-conformity beyond that which existed before the work commenced, are allowed provided they do not exceed the fifty (50) percent requirement. Once the square footage or value method has been chosen it must be followed for the rest of the life of the structure.
20. 17.30(3)(b)(3)(d) to add at the end as follows:
"except in floodplain, side yard setbacks shall be a minimum of 7' on one side and 10' on the other."
21. 17.34 to add definitions of the following:
FILL/FILLING. Any act by which earth, sand, gravel, rock or any other material is deposited, placed, replaced, pushed, dumped, pulled, transported or moved by man to a new location and shall include the conditions resulting therefrom.

GRADE/GRADING. The alteration of the elevation of the land surface by stripping, excavating, filling, stockpiling of soil materials or any combination thereof and shall include the land from which the material was taken or upon which it was placed.

EXCAVATION. Any act by which organic matter, earth, sand, gravel, rock or any other material is cut into, dug, quarried, uncovered, removed, displaced, relocated, or bulldozed and shall include the conditions resulting therefrom.

GRADE (House). The final ground surface elevation, after construction, at the point where the exterior walls of the structure either meet, or emerge from the ground except where floodplain requirements apply. Sloping sites will have more than one grade as appropriate. This point shall normally be the highest elevation of the building site.

DITCHING. The creation or maintenance of a channel-like land area designed or used for carrying surface water runoff, including snow melt, from one location to another. Ditching does not include municipal work within public right-of-way, nor such things as vegetation removal or planting.

MOBILE-MOUNTED SIGN: A temporary sign which is mounted or designed for mounting on wheels or a temporary platform.

TEMPORARY SIGN: Any sign that is not permanently attached to a structure or the ground and which is displayed for a maximum of ninety (90) days in one calendar year.

STABLE: A building in which domestic animals are sheltered and fed, including animals not owned by the farm owner, or parents or children of the farm owner, up to a maximum of 50% of the animals therein.

STABLE, COMMERCIAL: A building in which the majority of domestic animals located, sheltered, or fed therein, are not part of the farm operation.

Motion by Supervisor Sundquist to adjourn until April 28, 1992 for the regular Adjourned Meeting.
CARRIED BY VOICE VOTE.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their organizational meeting held April 21, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, APRIL 28, 1992**

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

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

Roll call: All present except Laabs, who was excused.

Supervisor John Planalp moved and it was seconded to adopt the agenda as written, except to consider Resolution 17-492 first. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Letter from Representative Gregg Underheim regarding binding arbitration was received and placed on file. Letter from Senator Michael Ellis was received and placed on file.

Letter from Tom Werner, Director of Family Court Counseling, in opposition to Resolution 23-492 was read and placed on file. Letter from Marjorie Dahms in opposition to Motion No. 21-492 was read and placed on file. Notice from Wisconsin Counties Association regarding a seminar on "Making the Media Work for You" to be held May 18th in Stevens Point. Reservations can be made through the County Clerk's Office.

Notice of Claim from Joseph L. Liebmanns regarding damage to car by Highway Department Truck was referred to Personnel & Finance Committee. Notice of Claim from Marvin L. Cross re: injuries received during chase by Sheriff's Department was referred to Personnel & Finance Committee.

Petition for Zoning Amendment from Jon C. Konig for change from A-1 to A-2 for construction of new home. Referred to Planning & Zoning Committee. Petition for Zoning Amendment from Sandra J. Shulfer for change from A-2 to R-2 for single family housing units. Referred to Planning & Zoning Committee. Petition for Zoning Amendment for zoning change from P-1 to R-1 for residential building. Referred to Planning & Zoning Committee. Petition for Zoning Amendment from Pamela A. Hall for zoning change from B-2 to R-1 for single family residence. Referred to Planning & Zoning Committee.

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson advised the buoys are in place. He met with EAA officials to discuss the 1992 Fly-In. He will meet with Buildings and Grounds Committee on the capital improvements program, which will be discussed at the June special orders of business meeting. He and Chuck Orenstein, Finance Director, are reviewing departments' quarterly financial reports and will include Auditor Gary Mayer. No one has been appointed to the Ice Arena Board but he will have the appointments next month.

APPOINTMENTS

County Executive Stevenson presented the following appointments;

Community Programs Board

Supervisors Charles Duffy and
Ron Montgomery

Term Expires

April 20, 1993

Supervisors William Breister and Lynne Webster	April 19, 1994
Supervisor Dorothy Schwartz	April 18, 1995
Mr. James Hanseder, 2141 Grove Street, Oshkosh	April 18, 1995
Mr. Curt Weibel, 719 Arthur Street, Menasha	April 18, 1995

Social Services Board

Supervisor Muriel Crowley	April 19, 1994
Supervisor Geneva K. Laabs	April 19, 1994
Supervisor Helen S. Savas	April 19, 1994
Supervisor Donald Steber	April 19, 1994
Supervisor James Koziczkowski	April 19, 1994

Winne-Fond Lake Policy Board

Supervisor Gene Troxell	April 19, 1994
Supervisor Raymond Gose	April 19, 1994
Supervisor Lloyd Zellmer	April 19, 1994

Industrial Development Board

(By Statute)

County Board Chair Joseph Maehl
 County Executive Paul Stevenson
 Corporation Counsel John Bodnar
 County Auditor Gary Mayer

(County Directors)

Supervisor Orrin King
 Supervisor Anne Lawson
 Supervisor Lynne Webster
 Supervisor John Hue
 Supervisor James Lauson

(Public Directors)

Lee Heroman — 823 Grant Place, Neenah
 Ray Hoeft, Mayor of Omro — 458 Waukau Road, Omro
 Kurt Foreman, Director of Chamco — 120 Jackson, Oshkosh

Public Safety Building Board

	Term Expires
Supervisor John Planalp	April 19, 1994
Supervisor Gene Troxell	April 19, 1994

Advocap Board of Directors

Supervisor David Kollath	April 19, 1994
Supervisor Charles Duffy	April 20, 1993
Supervisor Jackie Wagner	April 20, 1993
Ms. Shirley Schmid, 1406 Spruce Street, Oshkosh	April 19, 1994

Neenah Library Board

Supervisor John Hue	July 30, 1995
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Winneconne Library Board

Supervisor William Breister	July 30, 1995
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Solid Waste Management Board

Supervisor James Bahr	April 23, 1993
Supervisor Herbert Kramer	April 19, 1994
Supervisor Patrick O'Brien	April 19, 1994
Supervisor Ken Robl	April 18, 1995
Supervisor James Lauson	April 18, 1995
Franklin Moore (citizen member)	April 18, 1995

Board of Adjustment

Arden Schroeder (Town of Clayton)	June 30, 1995
Betty Pollack (Town of Nekimi)	June 30, 1995
Andrew Welch (Town of Poygan)	June 30, 1994
Carita Williams (Town of Neenah)	June 30, 1994
Daniel Mingus (Town of Algoma)	June 30, 1993

East Wisconsin Counties Railroad Consortium

Supervisor Kenneth Robl	
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Affirmative Action Commission

Supervisor Nancy Barker	April 18, 1995
Ms. Therese Jarapko	April 18, 1995

UW-Fox Valley Center — Board of Trustees

Board Chairman Joseph Maehl	April 19, 1994
Supervisor John Hue	April 19, 1994

Winnebago County Housing Authority

Phyllis Basler, 330 W. Main Street, Omro 54963	April 20, 1993
David Loy, 1844 Fairview, Oshkosh 54901	April 22, 1997

Supervisor Sundquist moved and it was seconded to confirm the appointments by the County Executive. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported Supervisor Laabs is recovering from surgery this week and sent wishes for a speedy recovery. Sympathy was extended to Supervisor Troxell on the loss of his mother. He urged supervisors to attend the Wisconsin Counties Supervisors Workshop to be held in various cities around the state. The NACo convention will be held in Minneapolis from July 8-11. He gave a history of the county 75 years ago and 50 years ago. Orrin King gave a report on the background of the Wisconsin Mutual Insurance Corporation, and presented a dividend check of \$21,935 to County Executive Stevenson. He stated the County Board Tour will be held on May 18th in the morning and afternoon and encouraged supervisors to attend.

COUNTY BOARD CHAIRMAN'S APPOINTMENT

Chairman Maehl presented the following appointment:

Committee on Aging

	Term Expires
Dorothy Luebke	April 18, 1995
Paul Rippl	April 18, 1995
Clyde Hogstrom	April 18, 1995

Supervisor Montgomery moved and it was seconded to confirm these appointments. CARRIED BY VOICE VOTE.

STANDING COMMITTEE APPOINTMENTS**COMMITTEE ASSIGNMENTS****Agriculture & Extension Education Committee**

Joseph Maehl, Chairman
Nancy Barker, Vice-Chairman
Charles Duffy, Secretary
John Hue
Stephen Rankin

Aviation Committee

David Albrecht, Chairman
Eugene Troxell, Vice-Chairman
John Hue, Secretary
Lloyd Zelmer
Anne Lawson

Buildings & Grounds Committee

Jacquelyn Wagner, Chairman
Stephen Rankin, Vice-Chairman
James Kozickowski
Orrin King
District #8

Health Committee

James Kozickowski
Helen S. Savas
Geneva Laabs
Donald Steber
Jacquelyn Wagner

Highway Committee

Kenneth Robl, Chairman
Robert Putzer, Vice-Chairman
John Pawlowski, Secretary
James Bahr
Herbert Kramer

Judiciary & Public Safety Committee

Ray Gose, Chairman
Carol Owens, Vice-Chairman
Alan Shute, Secretary
Ron Montgomery
Jerold Finch

Land Conservation Committee

Joseph Maehl
Nancy Barker
John Hue
Stephen Rankin
Charles Duffy
Warren Moon
Joseph Olson

Park View Health Center Committee

Ron Montgomery, Chairman
Lynne Webster, Vice-Chairman
William Breister, Secretary
Joanne Gorr Sievert
Dorothy Schwartz

Parks & Recreation Committee

James Lauson, Chairman
Ray Gose, Vice-Chairman
Patrick O'Brien, Secretary
Eugene Troxell
Paul Sundquist

Personnel & Finance Committee

Jeanette Diakoff, Chairman
Orrin King, Vice-Chairman
David Kollath, Secretary
David Albrecht
Robert Putzer

Planning & Zoning Committee

Carol Owens, Chairman

Jeanette Diakoff, Vice-Chairman

Joanne Gorr Sievert, Secretary

John Planalp

John Schaidler

Supervisor Bahr moved and it was seconded to approve the committee assignments. CARRIED BY UNANIMOUS VOICE VOTE. (The officers were elected during the recess.)

COMMITTEE REPORTS

Supervisor Schwartz stated the Department of Community Programs and Social Services Department will be holding public hearings on May 5th from 1-2 P.M. at Oshkosh City Hall and May 6th at the Menasha Public Library from 6:30-7:30 P.M. and encouraged everyone to attend. Vice-Chairman Albrecht reported a proposal was made to an airline to build or lease an aircraft maintenance facility at Wittman Field, but it was deferred because of the economy. Another airline will visit our airport next month. Three air freight companies have been contacted and seven aviation-related industries have been recruited to relocate at Wittman Field. Supervisor Steber announced the Health & Social Committee will elect their officers on Monday.

PUBLIC HEARING

Charlene Lowe, Administrator of Park View Health Center, Keith Laux, Director of the Community Programs Board, Mark Quam, Director of Social Services spoke in opposition to Resolution 23-492 — termination of contract with lobbyist. LeRoy Goldbeck, Town of Neenah Chairman, spoke in opposition to Resolution 5-492 — countywide road naming and numbering, and asked that the Town of Neenah be exempt if it is passed. Mary Burkhardt, Town of Menasha Planner, also opposed Resolution 5-492. Patty Roehling, U.S. Postal Service, Rick Hansan, Dispatcher in the 911 Center and

Jerry Bougie, County Planning Department, spoke in support of Resolution 5-492 — road naming and numbering. Walt Chrapla, 721 Mitchell Street, Neenah, opposed Resolutions 4-492 — Lease Agreement between Fox Valley Technical College and Winnebago County, and supported 23-492 — termination of contract with lobbyist. He advised the County Board would save \$22,500 if Resolution 17-492 — Authorize Notice of Call is passed. Rosemary Roy, Director of the Health Department, spoke in support of Resolution 8-492 — Authorize Distribution of \$5,500 of donated money to the East Central Wellness Project. Richard and Violet Kiesow spoke in support of Zoning Report 001.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to B-2 (community business) for boat launch and storage. Supervisor Owens stated that notification from the Town of Wolf River recommending approval was not received, however, it was learned that the Town of Wolf River voted as follows: 2 in favor, 1 abstained. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 4-1-92. A request from Richard J. and Violet S. Kiesow for zoning change from A-2 (General Farming District) to B-2 (Community Business District). Motion by Supervisor Owens and seconded to adopt. It was noted Chairman Maehl's name should be inserted instead of Ralph Nielsen, and the date should be changed from April 21 to April 28. Ayes: 29. Nays: 6 - Kollath, O'Brien, Shute, Montgomery, Planalp, Schaidler. Abstention: 1 - Duffy. Excused: 1 - Laabs. CARRIED.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to M-1/R-1 for single family lot and a lot for industrial parking. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 4-2-92. A request from Syring Development, Ltd. for zoning change from R-5

(Planned Residential District) to M-1/R-1 (Light Industrial & Office/Rural Residential). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 3. A request from Town of Rushford on behalf of Martin Ruedinger for zoning change from Agriculture 1 to Agriculture 3. Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 4. A request from Town of Rushford on behalf of Donald Doro for zoning change from Agriculture 1 to Agriculture 2. Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 5. A request from Town of Omro on behalf of Genevieve Brans for zoning change from Agriculture 1 to R-1 Residential. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 6. A request from Town of Omro on behalf of Mary Smith for zoning change from Agriculture 1 to R-1 Residential. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 7. A request from Town of Omro on behalf of Charles Foote for zoning change from A1 — Agriculture 1 to R-1 — Residential. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 3-492 ACCEPT GRANT AWARD, WISCONSIN FUND FOR INDIVIDUAL SEPTIC SYSTEM REHABILITATION PROGRAM

WHEREAS, Winnebago County has an on-going program for rehabilitation of individual septic systems; and

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the grant award for the Wisconsin Fund Individual Septic System Rehabilitation Program #927100, dated September 30, 1991, in the amount of \$19,100.00, be hereby accepted.

BE IT FURTHER RESOLVED, that the County Executive be and is hereby authorized to execute the said offer of grant award on behalf of Winnebago County.

Submitted by,

PLANNING & ZONING COMMITTEE

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

**RESOLUTION NO. 4-492
AUTHORIZATION TO ENTER INTO LEASE AGREEMENT
BETWEEN FOX VALLEY TECHNICAL COLLEGE AND
WINNEBAGO COUNTY (AVIONICS CENTER)**

WHEREAS, Fox Valley Technical College has constructed and occupied educational buildings adjacent to Wittman Regional Airport which are presently being used as an Avionics Education Center; and

WHEREAS, Fox Valley Technical College is desirous of entering into a Ninety-nine (99) year lease with the City of Oshkosh as to the rental of the property underlying said structure; and

WHEREAS, the City of Oshkosh shall eventually assign said lease to Winnebago County upon Winnebago County's contribution of grant money to the project; and

WHEREAS, it is desirable that said lease be approved by Winnebago County prior to Fox Valley Technical College entering into said lease with the City of Oshkosh, in that said lease shall be eventually assigned to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed lease agreement between Fox Valley Technical College and the City of Oshkosh, which shall be eventually assigned to Winnebago County, for the rental of the property underlying the Fox Valley Technical College Avionics Center, said lease to run for a ninety-nine (99) year term.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to accept assignment of said lease from the City of

Oshkosh at an appropriate date in the future.

A copy of said lease agreement is herewith attached.

Submitted by,

BUILDINGS & GROUNDS COMMITTEE

Supervisor Wagner moved and it was seconded to adopt. Corporation Counsel Bodnar stated the resolution was submitted by the Buildings and Grounds Committee and the Aviation Committee. The words "Avionics Center" should be changed to "Aviation Training Center" throughout the resolution.

Supervisor Bahr moved and it was seconded to refer to the Aviation Committee and bring back at the May meeting. Ayes: 11 - Barker, Pawlowski, Savas, Maehl, Steber, Gose, Putzer, Bahr, Crowley, Kramer, Zellmer. Nays: 25. Excused: 1 - Laabs. LOST.

Supervisor Duffy moved and it was seconded to close debate. Ayes: 30. Nays: 6 - Kollath, Gose, Shute, Bahr, King, Finch. Excused: 1 - Laabs. CARRIED.

Vote on Resolution 4-492: Ayes: 27. Nays: 9 - Pawlowski, Savas, Steber, Putzer, Bahr, Crowley, Kramer, Finch, Zellmer. Excused: 1 - Laabs. CARRIED.

**RESOLUTION NO. 5-492
ADOPTION OF AN ORDINANCE TO PROVIDE
COUNTYWIDE ROAD NAMING AND NUMBERING**

WHEREAS, in Winnebago County, the naming of roads and the assignment of addresses is administered by each of the twenty-two townships and incorporated communities therein; and

WHEREAS, such a procedure results in address duplication; and

WHEREAS, such a procedure has resulted in the following problems within Winnebago County:

- Duplicate address ranges
- Duplicate street names
- Inconsistent address ranges on same street
- Multiple names for same road

- Inconsistent address numbering
- Gaps in address numbering

and,

WHEREAS, the above-stated problems pose a threat to the dispatch of emergency services such as police, fire, and ambulance rescue; and

WHEREAS, other delivery types of services (such as the U.S. Postal Service, United Parcel Service), Wisconsin Bell, and other utilities are negatively impacted by such a system; and

WHEREAS, the Judiciary and Public Safety Committee requested the Winnebago County Executive to commission a study group to define the problem and recommend a solution; and

WHEREAS, a Road Naming and Numbering Study Group presented its findings to the Winnebago County Executive on January 24, 1992 (see attached copy); and

WHEREAS, Wisconsin State Statutes 59.07(65) gives the County the authority, by ordinance, to establish rural numbering and road names.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Board accepts your Judiciary and Public Safety Committee's recommendation that the Winnebago County Board of Supervisors adopt an ordinance that will provide uniform addressing and road naming in Winnebago County.

BE IT FURTHER RESOLVED that by the Winnebago County Board of Supervisors that the Winnebago County Planning Department develop an ordinance in conjunction with all affected communities, and that said ordinance be completed for presentation and adoption by the Winnebago County Board by December 31, 1992, and that detailed costs related to implementation of the ordinance be presented; said costs to be paid for by the County.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Supervisor Owens moved and it was seconded to delete "said costs to be paid for by the County" in the last sentence. Ayes:

22. Nays: 14 - Kollath, Barker, O'Brien, Lauson, Montgomery, Duffy, Troxell, Lawson, Finch, Hue, Sievert, Diakoff, Webster, Rankin. Excused: 1 - Laabs. CARRIED.

Vote on Resolution 5-492, as amended, to allow the writing of the ordinance: Ayes: 31. Nays: 5 - Koziczkowski, Finch, Hue, Zellmer, Owens. Excused: 1 - Laabs. CARRIED.

**RESOLUTION NO. 6-492
DISALLOW CLAIM OF SCOTT L. OPPERMAN**

WHEREAS, your Personnel and Finance Committee has had the claim of Scott L. Oppermann referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Scott L. Oppermann dated February 24, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 7-492
DISALLOW CLAIM OF EUNICE E. SCHROEDER**

WHEREAS, your Personnel and Finance Committee has had the claim of Eunice E. Schroeder referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Eunice E. Schroeder dated March 4, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on

the part of Winnebago County.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 8-492

**AUTHORIZE DISTRIBUTION OF \$5,500 OF DONATED
MONEY TO THE EAST CENTRAL WELLNESS PROJECT**

WHEREAS, the East Central Wellness Project is a non-profit organization dedicated to providing housing or rent subsidies to persons with HIV infections; and

WHEREAS, the East Central Wellness Project has received \$82,046.00 in donations at the present time, which, upon receipt, were deposited in a Winnebago County 23120 Donation Revenue Account until such time as these donations could be expended; and

WHEREAS, the East Central Wellness Project has located safe and available housing to be occupied by its client group; and

WHEREAS, donations received by Winnebago County on behalf of the East Central Wellness Project should now be made available to that project for the purpose of subsidizing such housing.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the provision of a grant of \$5,500.00 to the East Central Wellness Project from donation account #23120-0515 and #23120-0518.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the East Central Wellness Project, as a condition of such grant, shall allow the Winnebago County Public Health Nurse access to its books for purposes of auditing its books so as to insure that said grant money is utilized for those purposes referred to in this resolution.

Submitted by,

HEALTH COMMITTEE and

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt.
Ayes: 36. Nays: 0. Excused: 1 - Laabs. CARRIED.

**RESOLUTION NO. 9-492
PROVIDE PER DIEM AND MILEAGE
REIMBURSEMENT ELIGIBILITY FOR NEWLY
ELECTED COUNTY BOARD SUPERVISORS FOR
ATTENDANCE AT ORIENTATION SESSION**

WHEREAS, at present no policy has been clearly stated regarding the eligibility of newly elected County Board Supervisors for per diem and mileage expense reimbursement for attending the orientation session for newly elected County Board Supervisors and which is normally held shortly prior to the date that they actually are sworn in; and

WHEREAS, it is reasonable and fitting to establish such eligibility for these individuals.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that newly elected County Board Supervisors be and hereby are eligible for a per diem payment and mileage expense reimbursement in accordance with County policy for attendance at the orientation session which is held for them prior to the date of their taking office; and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost associated with this Resolution come from funds previously budgeted for this purpose within the budget of the County Board of Supervisors.

BE IT FURTHER RESOLVED, that this eligibility shall extend retroactively for those County Board Supervisors who were newly elected to office in April of 1992.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

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

**ORDINANCE NO. 10-492
CREATE SECTION 19.25(7) OF THE GENERAL CODE
OF WINNEBAGO COUNTY (SWIMMING BEACHES)**

The County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 19.25(7) of the General Code of Winnebago County which shall read as follows:

19.25(7) No person older than 6 years of age but younger than 12 years of age shall be permitted upon the premises of any swimming beach area if not accompanied by a parent, legal custodian or legal guardian. This prohibition shall not apply in instances when the child's parent, legal custodian or legal guardian has completed and filed a Medical Treatment Consent For Minors form with the Winnebago County Parks Department. Such form shall be made available to persons upon request.

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

Submitted by,

PARKS & RECREATION COMMITTEE

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

**ORDINANCE NO. 11-492
CREATE SECTION 19.19(5) OF THE GENERAL CODE
OF WINNEBAGO COUNTY (PARKING REGULATIONS —
LAKE POYGAN BOAT LANDING)**

The County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 19.19(5) of the General Code of Winnebago County which shall read as follows:

19.19 Parking. No operator of any vehicle shall:

(5) Park any vehicle at the boat launch area of the Lake Poygan Boat Landing or permit any vehicle

to remain standing in said area. The "boat launch area" shall be defined as including all County-owned property north of County Trunk B to Lake Poygan.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the above Ordinance shall take effect upon the date following publication thereof.

Submitted by,

PARKS & RECREATION COMMITTEE

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

**ORDINANCE NO. 12-492
CREATE SECTION 19.20(3) OF THE GENERAL CODE
OF WINNEBAGO COUNTY
(ABANDONED VEHICLES AND BOATS)**

The County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 19.20(3) of the General Code of Winnebago County which shall read as follows:

19.20 Abandoned Vehicles, Boats, Ice Shanties (3)

(a) Abandoned ice shanties shall be deemed to constitute a public nuisance.

(b) No person shall abandon an ice shanty at any County boat launch site. Ice shanties shall be considered to be abandoned if left unattended for more than forty-eight (48) consecutive hours at any County boat launch site.

(c) Abandoned ice shanties shall be removed by their owner upon receipt of a written notification from the Parks Department to do so. A shanty shall be moved within the time frame specified in the written notice.

(d) The Winnebago County Parks Department and other proper law enforcement authorities are authorized, pursuant to this Ordinance to remove and impound any abandoned shantys as public nuisances, if not promptly removed by their owners after receipt of a

notice to remove such shanty. The owner of the shanty shall be liable for the cost of towing and impoundment of such shanty.

(e) Any person who violates any provision of this Section of the Code shall be subject to the imposition of those penalties upon them as is provided in Section 25.04 of this Code.

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

Submitted by,

PARKS & RECREATION COMMITTEE

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

**ORDINANCE NO. 13-492
CREATE SECTION 21.08, GENERAL CODE
OF WINNEBAGO COUNTY
(OFF-SITE RENTAL CAR OPERATIONS)**

For the purpose of this Section, the following terms shall be defined as follows:

- A) **Gross Revenues** is the aggregate amount of all revenues, including cash, credit or otherwise received by an operator from all transactions involving the rental of motor vehicles to operators, customers at or from operator's offices and shall include all charges for the month in which a transaction occurs, regardless of when payment therefore is received by operator. Such receipts shall include total rents for the cars, vans or trucks rented out to customers without regard to the manner in which or place at which the transaction occurs and regardless of the station at which vehicles are returned.
- B) **Operator** is an off-premises rental car company entering into an agreement with Winnebago County.

- C) **Off-Premises Rental Car Company** is a company not leasing space within the premises of Wittman Regional Airport which conducts a business of renting motor vehicles to those persons utilizing Wittman Regional Airport.
- (2) No person or firm shall conduct a car rental operation on any part of the premises of the airport without having first entered into a valid written agreement with Winnebago County.
 - (3) Written agreements between Winnebago County and off-premises rental car companies shall specify that the airport will receive 2% of the first \$100,000 of gross revenues derived by the company annually from the rental of automobiles from passengers picked up at the airport, plus 6% of all such gross revenues over \$100,000.00. Those companies whose agreements with the airport allow a courtesy phone in the Terminal Building shall pay an additional fee of 2% which will change the fee structure to 4% on the first \$100,000.00 of gross revenues and 8% on gross revenues in excess of \$100,000.00.
 - (4) It shall be unlawful and a violation of this Ordinance for any person to engage in any commercial activity or services on the premises of the airport without first obtaining a lease from Winnebago County.
 - (5) **ENFORCEMENT.** (a) The Airport Manager and the County Sheriff's Department shall enforce the provisions of this Section.
(b) **Penalties.** For all violations of this Section, a person shall, upon conviction, forfeit to the County not less than \$10.00 nor more than \$200.00 together with any profits realized as a result of their

violation of this Ordinance together with the costs of the action to collect such forfeiture and upon default of payment, such person shall be imprisoned in the County Jail for a period of not more than thirty (30) days.

Submitted by,
AVIATION COMMITTEE

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

RESOLUTION NO. 14-492
AUTHORIZE TRANSFER OF \$3,202.00 FROM
CONTINGENCY FUND TO AIRPORT BUILDING REPAIRS
FUND (REPLACE CONTROL TOWER WINDOWS)

WHEREAS, the four windows within the Air Traffic Control Tower have deteriorated to such a point that Air Traffic Controllers are having some difficulty properly observing aircraft; and

WHEREAS, the amount of \$10,000.00 was budgeted within the Airport's Capital Outlay Budget for the purchase of a flail mower; and

WHEREAS, a flail mower was purchased by the airport for the amount of \$6,798.00, thus resulting in an over-budgeted amount of \$3,202.00 within the Airport's Capital Outlay Fund; and

WHEREAS, pursuant to County Board Resolution, the unused portion of such capital outlay would be transferred back into the Contingency Fund; and

WHEREAS, your undersigned Committee desires that said unused portion of the Capital Outlay for the flail mower be applied to the purchase of replacement windows for the Air Traffic Control Tower.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3,202.00 from the Capital Outlay Fund of the Airport Budget through the Contingency Fund to the Building

Repairs Fund of the Airport Budget for the purpose of purchasing four replacement windows for the Air Traffic Control Tower.

Submitted by,
AVIATION COMMITTEE and
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht moved to amend to add to the last paragraph: "and direct the Airport Department to exercise any and all rights the County may have pursuant to the lease for the tower with the Federal Aviation Administration to renegotiate the rental rate of the that building to reflect the cost of window replacement and other significant repairs completed by the County over the past three years." Albrecht amendment: CARRIED BY VOICE VOTE. Vote on resolution as amended: Ayes: 30. Nays: 6 - Pawlowski, Steber, Gose, Shute, Schaidler, Finch. Excused: 1 - Laabs. CARRIED.

RESOLUTION NO. 15-492
AUTHORIZE APPLICATION AND SUBMITTAL OF LOCAL
MATCHING FUNDS FOR NATIONAL FISH & WILDLIFE
FOUNDATION CHALLENGE GRANT

WHEREAS, your Land and Water Conservation Department, in cooperation with private landowners and the Wisconsin Department of Natural Resources, continues to provide technical assistance for wetland restoration projects throughout Winnebago County; and

WHEREAS, matching grant funds in the amount of \$4,000 are available in 1992 for wetland restoration work through The National Fish & Wildlife Foundation — Challenge Grant Program; and

WHEREAS, the Challenge Grant Program requires a 2:1 local match (\$2.00 local for each \$1.00 from the Foundation) with submittal of the local matching dollars along with the grant application; and

WHEREAS, it is proposed that the \$8,000 local match consist of \$4,000 from the Land & Water Conservation

Department budget and \$4,000 from the Wisconsin Department of Natural Resources; and

WHEREAS, upon acceptance of the grant application, the National Fish & Wildlife Foundation will return \$12,000 to Winnebago County for purposes of implementing the grant agreement specific to wetland restoration work projects in the county; and

WHEREAS, the County Board must authorize the submittal of the Challenge Grant application and local matching funds.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the Land Conservation Committee Chairman be and hereby is authorized to make application and enter into an agreement, on behalf of Winnebago County, with the National Fish & Wildlife Foundation for challenge grant program funds as specified in the grant application format.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the amount of \$4,000 is hereby authorized transferred from Fund #850-51200 — Seasonal Employees of the Land and Water Conservation Department Budget and that such fund should be used as the matching grant of Winnebago County in relationship to said application.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that monies received as a consequence of receipt of said grant from the National Fish & Wildlife Foundation shall be budgeted to Fund #850-51200 — Seasonal Employees and shall be used for the purpose of hiring part-time seasonal help to provide technical assistance for wetland restoration projects throughout Winnebago County.

Submitted by,

LAND CONSERVATION COMMITTEE

Motion by Supervisor Kollath and seconded to adopt.

Ayes: 35. Nays: 0. Abstention: 1 - Owens. Excused: 1 - Laabs.
CARRIED.

RESOLUTION NO. 16-492
ACCEPT SEC. 92.14 STATE SOIL AND WATER
RESOURCE MANAGEMENT PROGRAM FUNDS

WHEREAS, the Wisconsin Department of Agriculture, Trade and Consumer Protection has approved 1992 funding, through the State Soil and Water Resource Management Program (Sec. 92.14), for land and water resource management programs in Winnebago County, in the amount of \$43,700; and

WHEREAS, the Winnebago County Board must authorize acceptance of said funds.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that acceptance of funding in or near the amount of \$43,700 from the Wisconsin Department of Agriculture, Trade and Consumer Protection be and hereby is authorized.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that monies received as the result of acceptance of such grant shall be budgeted within Land and Water Conservation Department Fund #42-850: 92.14 Projects Revenue Account.

Submitted by,

LAND CONSERVATION COMMITTEE

Motion by Supervisor Kollath and seconded to adopt.

Ayes: 36. Nays: 0. Excused: 1 - Laabs. CARRIED.

RESOLUTION NO. 17-492
AUTHORIZE NOTICE OF CALL
(GENERAL OBLIGATION REFUNDING NOTES,
SERIES 1989C DATED AUGUST 1, 1989)

WHEREAS, present interest rates make it financially advantageous to the County to call certain General Obligation Notes.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Winnebago County Board of Supervisors that authority is hereby granted to the Winnebago County Clerk to issue a

Notice of Call regarding Winnebago County, Wisconsin General Obligation Refunding Notes, Series 1989C dated August 1, 1989.

A copy of the proposed Notice of Call is herewith attached and made a part of this Resolution by reference.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt.
Ayes: 36. Nays: 0. Excused: 1 - Laabs. CARRIED.

RESOLUTION NO. 18-492
AUTHORITY TO EXECUTE 1992-1993 LABOR
AGREEMENT WITH THE WINNEBAGO COUNTY
COURTHOUSE EMPLOYEES' ASSOCIATION

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a two-year Agreement on behalf of Winnebago County and the Winnebago County Courthouse Employees' Association for the years 1992 and 1993 effective January 1, 1992, which Agreement will provide the following major changes from the previous Agreement:

- 1) **WAGES:**
 - 3% across-the-board effective 1-1-92
 - 1% across-the-board effective pay period #14
(payable 7-9-92)
 - 3% across-the-board effective 1-1-93
 - 1% across-the-board effective pay period #14
(payable 7-7-92)

Provide for a premium pay of \$1.00 per hour for the person performing the duties of a licensed electrician and holding such licensure from the City of Oshkosh.

Create a new pay range 8 for the position of Victim/Witness Coordinator, with a maximum rate differential of \$0.67 above pay range 7.

2.) **HOLIDAYS:**

Effective in 1993, convert the full day holiday of Good Friday to a half day holiday, and establish the day after Thanksgiving as a full day holiday.

3.) **RETIREMENT:**

Define the maximum County contribution rate toward the employees' share of Wisconsin Retirement as 6.2% of pay (had been 6.0%).

4.) **CLASSIFICATION REVIEW COMMITTEE**

Eliminate the Classification Review Committee that reviewed employee reclassification requests yearly and granted various requests once per year during the term of the Agreement.

5.) **SICK LEAVE**

Modify the sick leave payout provision upon retirement to allow for the payout of half of the first ninety days of accumulation. (The previous payout provision applied to half of the ninety days in excess of the first thirty days of accumulation.)

In addition to the foregoing, the new Agreement includes minor revisions to the section entitled "Agreement" and to the articles covering salary and job classification, holidays, negotiations, pay schedule, vacations, funeral leave, and grievance procedure.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt.

Ayes: 34. Nays: 1 - Lawson. Abstention: 1 - Troxell. Excused:
1 - Laabs. CARRIED.

**ORDINANCE NO. 19-492
AMEND SECTION 9.14 (4)(a), GENERAL CODE
OF WINNEBAGO COUNTY
(NON-SMOKING ORDINANCE)**

WHEREAS, the Winnebago County Board of Supervisors in November, 1991, enacted an Ordinance which bans smoking in County buildings except in specifically designated areas, which exemptions are to be granted by a Building Administrator; and

WHEREAS, Wisconsin Statute 101.123, the governing law, allows, in 3(b), an exemption for "private offices whose main occupants are smokers, even if non-smokers are periodically present;" and

WHEREAS, such an exemption is much more reasonable than the current policy in that greater power is delegated to individual County employees to set policy in their own work environments.

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

That Section 9.14(4)(a) of the General Code of Winnebago County shall be amended to read as follows:

- (4) Rooms or offices in which all of the main occupants are smokers, even if non-smokers are periodically present in the office or room.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said Amendment shall take effect after passage on the date following publication thereof.

Submitted by,
RON J. MONTGOMERY
DISTRICT #15
COUNTY BOARD SUPERVISOR

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 14 - Savas, Maehl, Steber, Lauson, Gose, Montgomery, Duffy, Sundquist, Wagner, Troxell, King, Lawson, Finch, Webster. Nays: 22 - Kollath, Barker, Pawlowski, O'Brien, Koziczkowski, Albrecht, Shute, Schwartz, Planalp, Putzer, Bahr, Robl, Troxell, Crowley, Kramer, Hue, Sievert, Zellmer, Diakoff, Owens, Rankin, Breister. Excused: 1 - Laabs. LOST.

**RESOLUTION NO. 20-492
 PROVIDE COUNTY SHARE (\$1,000.00):
 COUNTY AID BRIDGE PROJECT:
 TOWN OF NEKIMI**

WHEREAS, a letter was referred to your Highway Committee from the Town of Nekimi requesting County aid for the replacement of a culvert on Knapp Street at the total cost of Two-thousand dollars (\$2,000.00); and

WHEREAS, this County Board, by Resolution #7, dated January 28, 1958, adopted certain guidelines and restrictions for aiding townships in the construction, improvement or repairing of town bridges located in Winnebago County pursuant to Sec. 81.38, Wisconsin Statutes; and

WHEREAS, your committee has determined that the request from the Town of Nekimi meets the guidelines and restrictions set forth in the resolution hereinabove referred to.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the request from the Town of Nekimi for the replacement of a culvert of Knapp Street be approved for aid in the amounts set forth as follows:

Town of Nekimi	\$ 1,000.00
County's Share	<u>\$ 1,000.00</u>
Total Project Cost	\$ 2,000.00

BE IT FURTHER RESOLVED that the County's share in the amount of \$1,000.00 be made available from the Highway Department Bridge Maintenance Account.

Submitted by,
 HIGHWAY COMMITTEE

Supervisor Robl moved and it was seconded to adopt.

Ayes: 36. Nays: 0. Excused: 1 - Laabs. CARRIED.

MOTION NO. 21-492
REFERRAL OF ARGUMENT IN FAVOR OF
REINSTATEMENT OF COUNTY'S
PAY-FOR-PERFORMANCE PLAN TO THE
PERSONNEL AND FINANCE COMMITTEE

Your undersigned County Board Supervisor moves the Winnebago County Board of Supervisors for referral of the attached argument in favor of reinstating the County's Pay-For-Performance Plan to the Winnebago County Board of Supervisor's Personnel and Finance Committee.

Submitted by,
RON J. MONTGOMERY
DISTRICT 15
COUNTY BOARD SUPERVISOR

Supervisor Montgomery moved and it was seconded to adopt. Supervisor Schaidler moved to table. Motion to table: Ayes: 24. Nays: 12 - O'Brien, Savas, Maehl, Koziczkowski, Lauson, Shute, Montgomery, Duffy, Sundquist, King, Hue, Rankin. Excused: 1 - Laabs. TABLED.

RESOLUTION NO. 22-492
AUTHORIZE CONTRACT OF FIVE YEARS IN LENGTH
BETWEEN WINNEBAGO COUNTY AND
WISCONSIN BELL COMMUNICATIONS INC.

WHEREAS, Wisconsin Bell has been provided a monopoly with regard to the provision of local telephone service within the Oshkosh and Neenah-Menasha area; and

WHEREAS, Wisconsin Bell has offered Winnebago County the option of entering into a Centrex IV Agreement for either a five or seven year period; and

WHEREAS, Winnebago County has no present written contract with Wisconsin Bell for services; and

WHEREAS, by entering into a Centrex IV Agreement, Winnebago County would save approximately \$500.00 per month upon its present bill, in that said contract would

eliminate a mileage charge to Winnebago County for local telephone services; and

WHEREAS, such a Centrex IV Agreement would also streamline inter-departmental telephone billings, thus reducing clerical time within the Information Systems Office; and

WHEREAS, David Henneman, Director of Information Systems has recommended to your undersigned Supervisor that authority be granted to the Winnebago County Executive and the Winnebago County Clerk to enter into a five year Centrex IV Agreement with Wisconsin Bell Communications, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to negotiate and enter into a contract with Wisconsin Bell Communications, Inc. to provide Centrex IV services to Winnebago County for a period of time not to exceed five years in length.

Submitted by,

ORRIN KING

COUNTY BOARD SUPERVISOR DISTRICT #24

Motion by Supervisor King and seconded to adopt. Ayes: 35. Nays: 0. Abstention: 1 - Savas. Excused: 1 - Laabs. CARRIED.

RESOLUTION NO. 23-492
AUTHORIZE TERMINATION OF CONTRACT
WITH LISA HILBERT, LOBBYIST

WHEREAS, Winnebago County presently contracts with Lisa Hilbert to provide Lobbyist services to Winnebago County before the Wisconsin Legislature; and

WHEREAS, the present annual costs of such services is approximately \$14,400.00; and

WHEREAS, your undersigned Supervisor believes that the expenditure of funds for Lobbyist services is a needless expense in that the County's legislative representatives can be contacted directly by Winnebago County Board officials so as to express the County's desires and opinions with regard to

various matters pending before the State Legislature; and

WHEREAS, the Wisconsin Counties Association, which Winnebago County is a member of, retains a Lobbyist to represent the desires and opinions of the Wisconsin Counties Association with regard to matters presently pending before the State Legislature; and

WHEREAS, Winnebago County's present contract with Lisa Hilbert allows for termination of said contract upon thirty (30) days prior written notice to her.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the termination of the Contract between Winnebago County and Lisa Hilbert for the provision of Lobbyist services to Winnebago County upon thirty (30) days prior written notice to Ms. Hilbert.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is hereby directed to provide written notice of the Winnebago County Board's intent to terminate its contract with Lisa Hilbert pursuant to the terms stated above.

Submitted by,
ANNE LAWSON
COUNTY BOARD SUPERVISOR
DISTRICT #25

Motion by Supervisor Lawson and seconded to adopt. Supervisor Montgomery moved to table. Motion to table: Ayes - 23. Nays: 13 - Kollath, Pawlowski, Steber, Gose, Planalp, Wagner, Bahr, King, Lawson, Schaidler, Hue, Zellmer, Owens. Excused: 1 - Laabs. TABLED.

RESOLUTION NO. 24-492
AUTHORIZE GRANT OF \$50,000 TO CITY OF OSHKOSH
FOR SAWYER CREEK BRIDGE REPLACEMENT

WHEREAS, the City of Oshkosh has indicated to Winnebago County an intent to repair its bridge over Sawyer Creek, with work to commence upon such bridge repairment in the fall of 1992; and

WHEREAS, the total cost of said bridge repairment is approximately \$190,000.00; and

WHEREAS, the City of Oshkosh has asked Winnebago County to contribute to one-half of the costs of the bridge repairment; and

WHEREAS, the Winnebago County Highway Department presently has approximately \$50,000.00 available in its County Aid Operating Grants Fund to finance its portion of those bridge repairs expected to occur in 1992; and

WHEREAS, it is the intent of the Winnebago County Highway Commissioner to request that an additional \$45,000.00 be budgeted within its 1993 budget to assist the City of Oshkosh in paying for those costs associated with the repair of said bridge incurred in 1993.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Highway Department to grant the City of Oshkosh the sum of \$50,000.00 from the County Highway Aid Operating Grants Fund for the purpose of replacing the Sawyer Creek Bridge within the City of Oshkosh.

Submitted by,
HIGHWAY COMMITTEE

Supervisor Robl moved and it was seconded to adopt.
Ayes: 32. Nays: 3 - Steber, Crowley, Finch. Excused: 2 - Laabs, Troxell. CARRIED.

RESOLUTION NO. 25-492
REPORTING OF COUNTY LOBBYIST TO THE
WINNEBAGO COUNTY BOARD OF SUPERVISORS

WHEREAS, under current rules, the County's Lobbyist is under the jurisdiction of the Personnel and Finance Committee; and

WHEREAS, that Committee already has numerous and detailed duties; and

WHEREAS, the legislative process is quite involved, time-consuming and may be incompatible with the duties of Personnel and Finance; and

WHEREAS, the legislative function is compatible with that of Judiciary and Public Safety Committee, which also serves as the Rules Committee.

NOW, THEREFORE, BE IT RESOLVED that the Lobbyist be, and hereby is, under the jurisdiction of the Judiciary and Public Committee.

BE IT FURTHER RESOLVED that the Lobbyist meet either in person or by electronic means with the full Winnebago County Board of Supervisors at least once a month to discuss pertinent matters.

Submitted by,
RON J. MONTGOMERY
DISTRICT #15
COUNTY BOARD SUPERVISOR

Supervisor Montgomery moved and it was seconded to adopt. Supervisor Schaidler moved and it was seconded to change the committee of jurisdiction to the County Board. CARRIED BY VOICE VOTE. Supervisor Duffy moved to close debate. Motion to end debate: Ayes: 21. Nays: 13 - Kollath, Pawlowski, Lauson, Gose, Shute, Schwartz, Montgomery, Sundquist, Finch, Zellmer, Diakoff, Webster, Owens. Excused: 2 - Laabs, Crowley. 2/3rds vote required. LOST. Supervisor Diakoff suggested the County Board Chairman and Chairpersons of each committee meet once a month with the Lobbyist to discuss pending legislation, share it with their committees, and bring to the County Board. Supervisor Kollath moved and it was seconded to table. Ayes: 23. Nays: 12 - O'Brien, Gose, Schwartz, Duffy, Wagner, Robl, King, Crowley, Schaidler, Finch, Zellmer, Owens. Excused: 2 - Laabs, Troxell. TABLED.

RESOLUTION NO. 26-492
AUTHORIZE TRANSFER OF \$6,080.00 FROM CAPITAL
OUTLAY FUND OF LAND AND WATER CONSERVATION
DEPARTMENT TO WINNEBAGO COUNTY
CONTINGENCY FUND AND AUTHORIZATION OF
TRANSFER OF \$3,318.00 FROM WINNEBAGO COUNTY
CONTINGENCY FUND TO CAPITAL OUTLAY FUND OF
LAND AND WATER CONSERVATION DEPARTMENT
(PURCHASE OF DIVIDER PANELS)

WHEREAS, the amount of \$6,080.00 was budgeted within the Capital Outlays Fund of the Land and Water Conservation Budget for purchase of a copy machine during the 1992 budget year; and

WHEREAS, the Land and Water Conservation Department has made a decision not to purchase a new copying machine at the present time; and

WHEREAS, the Land and Water Conservation Department has a present need for the purchase of room divider panels, which are not presently budgeted for.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$6,080.00 be transferred from the Capital Outlays Fund of the Land and Water Conservation Budget, Account #850-58150 to the Winnebago County General Contingency Fund, Account #100-99-59960.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the amount of \$3,318.00 be transferred from the Winnebago County Contingency Fund to the Capital Outlays Fund of the Land and Water Conservation Department for the purpose of purchasing room divider panels for that Department.

Submitted by,
LAND CONSERVATION COMMITTEE and
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kollath and seconded to adopt.
Ayes: 30. Nays: 0. Excused: 7 - Laabs, Lauson, O'Brien, Montgomery, Duffy, Troxell, Lawson. CARRIED.

At approximately 10 P.M., Supervisor King moved and it was seconded to go into Closed Session for the purpose of conferring with legal counsel for Winnebago County for the purpose of rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation which it is presently involved in, pursuant to Section 19.85(1)(g), Wisconsin Statutes. Ayes: 27 - Kollath, Barker, Pawlowski, Savas, Maehl, Koziczkowski, Steber, Albrecht, Shute, Schwartz, Sundquist, Planalp, Wagner, Putzer, Bahr, Robl, King, Crowley, Kramer, Schaidler, Finch, Hue, Sievert, Diakoff, Webster, Rankin, Breister. Nays: 3 - Gose, Zellmer, Owens. Excused: 7 - O'Brien, Lauson, Montgomery, Duffy, Troxell, Lawson, Laabs. CARRIED.

Following the closed session, the County Board reconvened in open session at approximately 10:15 P.M.

RESOLUTION NO. 27-492
AUTHORIZE SETTLEMENT OF CLAIM AGAINST
WINNEBAGO COUNTY SHERIFF'S DEPARTMENT
BY BILLIE M. DOBBINS

WHEREAS, Billie M. Dobbins has filed a Complaint with the Equal Rights Division of the Wisconsin Department of Industry, Labor and Human Relations against the Winnebago County Sheriff's Department, alleging that she has been discriminated against as the result of an alleged handicap; and

WHEREAS, a tentative Settlement Agreement has been reached between Billie M. Dobbins and Winnebago County wherein Billie M. Dobbins would settle all claims against Winnebago County and release Winnebago County from any further liability upon payment of the amount of \$1,700.00 to her and a reinstatement of 179 hours of sick time; and

WHEREAS, the County's Personnel and Finance Committee had previously authorized the Winnebago County Corporation Counsel to make such a settlement offer to Billie M. Dobbins; and

WHEREAS, your undersigned County Board Supervisor,

as former Chairman of the Winnebago County Personnel & Finance Committee, recommends settlement of the aforementioned action upon those terms stated above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes settlement of the claim of Billie M. Dobbins against the Winnebago County Sheriff's Department, in relationship to the Wisconsin Department of Industry, Labor and Human Relations Equal Rights Division, Discrimination Case No. ERD 9100604, pursuant to those terms as stated above.

Submitted by,
ORRIN KING
COUNTY BOARD SUPERVISOR
DISTRICT #24

Vote Requirement for

Passage: **Two-thirds of Membership.**

Motion by Supervisor King and seconded to adopt. Ayes: 30. Nays: 0. Excused: 7 - O'Brien, Lauson, Montgomery, Duffy, Troxell, Lawson, Laabs. CARRIED.

Motion by Supervisor Pawlowski and seconded to adjourn. Meeting adjourned at 10:20 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago) ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held April 28, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, MAY 19, 1992**

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

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

Roll Calls: All present except Laabs and King, who were excused.

Supervisor Pawlowski moved and it was seconded to approve the minutes of April 21 and April 28, 1992. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda except to consider Resolution 32 last and to substitute Amended Resolution 38-592 and Amended Resolution 39-592. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Note of thanks for flowers from Geneva Laabs was read and placed on file. Supervisors who need keys for their desks should contact the County Clerk. Petition for Zoning Amendment from William Benson for change from A-1 to B-3 for automotive radiator sales and repair and transmission repair shop. Referred to Planning and Zoning Committee. Petition for Zoning Amendment from Donald Schlack for zoning change from R-1 to R-5 for existing condominium development. Referred to Planning and Zoning Committee.

APPOINTMENTS

County Executive Stevenson's appointments were presented:

EAST CENTRAL WISCONSIN REGIONAL PLANNING COMMISSION

Mayor Marigen Carpenter, City of Neenah—term ends April 19, 1994

County Board Chairman Joseph Maehl—term ends April 19, 1994

Robert Jungwirth, Mayor, City of Oshkosh—term ends April 19, 1994

WINNEFOX LIBRARY BOARD

Mrs. Alberta Goff, 1853 Fairview Street, Oshkosh, Wisconsin - commencing June 1, 1992 and expiring December 31, 1994.

EAST WISCONSIN COUNTIES RAILROAD CONSORTIUM

Supervisor James Bahr for a term from May 19, 1992 to April 19, 1994.

Motion by Supervisor Robl and seconded to confirm the appointments. CARRIED BY UNANIMOUS VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Supervisors were urged to make their reservations for the County Board Workshops. Supervisors interested in appointments to NACo Steering Committees should fill out form and return it to Chairman Maehl. Agenda items for the June 2nd Special Orders of Business Meeting are: Ice Arena, Wisconsin Counties Association, ADVOCAP, Non-Metallic Mining Ordinance. Other items may be added.

COUNTY BOARD CHAIRMAN'S APPOINTMENT

Chairman Maehl presented the name of Robert H. Lace, Jr. as his appointee to the vacancy in Supervisory District No. 8. Supervisor Sundquist moved and it was seconded to confirm the appointment. **CARRIED BY VOICE VOTE.** Chairman Maehl administered the official oath to Mr. Lace.

Chairman Maehl presented the name of Robert H. Lace, Jr. as his appointee to the Buildings and Grounds Committee. Motion by Supervisor Rankin and seconded to adopt. **CARRIED BY VOICE VOTE.**

COMMITTEE REPORTS

Vice-Chairman Albrecht reported the Master Plan for Wittman Field has caused concerns from the public. A public informational meeting was held on May 8th. Supervisor Diakoff reported the Personnel & Finance Committee contacted Lobbyist Lisa Hilbert as to bills affecting the county. The "Legislative Update" in the Wisconsin Counties magazine should be reviewed by each committee and recommendations for acceptance or defeat of a bill should be brought to the County Board. If there are questions, you can contact the Lobbyist. The County Board will begin receiving all Personnel & Finance Committee minutes. Supervisor Owens recommended the Personnel & Finance Committee discuss paying the secretary of a committee one-half day pay for doing the minutes.

PUBLIC HEARING

Marilyn Schettl, 907 Idaho Street, Oshkosh, who is the Courthouse Association secretary, opposed Resolution 32-592.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to A-2 for single family dwelling. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE -5-1-92. A request from Jon C. Konig for zoning change from A-1 (Agri-business District) to A-2 (General Farming District). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-2 for existing residential lots. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE -5-2-92. A request from Richard Collins for zoning change from P-1 (Institution & Recreational Park District) to R-1 (Rural Residential District—single-family, nonsubdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to R-1 for existing single family home. Motion by Supervisor Owens and seconded to adopt.

AMENDATORY ORDINANCE -5-3-92. A request from Joseph J. and Pamela Hall for zoning change from B-2 (Community Business District) to R-1 (Rural Residential District—single-family, nonsubdivided) was withdrawn at the request of the petitioners.

AMENDATORY ORDINANCE 4. A request from Town of Omro on behalf of Ed Strey for zoning change from A-1 Agriculture to A-2 Agriculture. Motion by Supervisor Owens and seconded to adopt. Supervisor Rankin moved and it was seconded to amend to add after "attached" in the second paragraph: "that being part of NW 1/4 of SW 1/4 of section 9-18-15 containing 5.105 acres." CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

ORDINANCE NO. 28-592

Repeal and Recreate Chapter 16 of the General Code of Winnebago County (Private Sewage System Ordinance)

WHEREAS, your undersigned Committee has completed a comprehensive review of Chapter 16 of the General Code of Winnebago County, more specifically known as the Private Sewage System Ordinance; and

WHEREAS, your undersigned Committee recommends the recreation of said Ordinance in the manner which is herewith attached.

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

That Chapter 16 of the General Code of Winnebago County be repealed and recreated to read as follows:

**WINNEBAGO COUNTY PRIVATE
SEWAGE SYSTEM ORDINANCE**

16.01 INTRODUCTION

(1) AUTHORITY

- (a) This chapter of the code is mandated by the State of Wisconsin as authorized in Sec. 59.065, Wisconsin Statutes.
- (b) This chapter of the code incorporates by reference the provisions of Chapter 145, Wisconsin Statutes, and all subsequent rules and regulations promulgated thereunder regarding private sewage systems as defined in Sec. 145.01(12), Wisconsin Statutes. Any provisions of Chapter 145.01(12), Wisconsin Statutes, shall apply until amended and then shall apply as amended.

- (c) This chapter of the code incorporates the rules established in DILHR 83 Wisconsin Administrative Code. All provisions of DILHR 83 Wisconsin Administrative Code shall apply until amended and then shall apply as amended.
 - (d) This chapter of the code shall not be more lenient than the rules and regulations promulgated pursuant to Chapter 145, Wisconsin Statutes.
- (2) PURPOSE
- (a) The purpose of this ordinance is to provide a uniform method of regulating the siting, construction, replacement and maintenance of private sewage systems in order to protect the health, safety and general welfare of the residents of Winnebago County.
- (3) INTENT
- (a) The intent of this ordinance is to enforce all state codes regarding private sewage systems in order to obtain compliance with ground water protection laws.
- (4) ABROGATION AND GREATER RESTRICTIONS
- (a) It is not intended by this section to interfere with, abrogate or annul any existing easements, covenants or other agreements between parties; nor is it intended by this ordinance to repeal, abrogate, annul or in any way impair or interfere with any existing provisions of law or ordinance or rules, regulations or permit previously adopted or issued pursuant to law relating to the use of private sewage systems. However, wherever this ordinance imposes greater restrictions, the provisions of this section shall control.

(5) SEVERABILITY AND NONLIABILITY

- (a) If any section, clause, provision, or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the ordinance shall not be affected thereby.

(6) JURISDICTION

- (a) The jurisdiction of this chapter of the code shall apply to the entire area of the county.

16.02 ADMINISTRATION AND ENFORCEMENT

(1) LICENSES REQUIRED

- (a) Any member of the zoning staff who is licensed as a Certified Soil Tester and/or Plumbing Inspector II may administer this ordinance.

(2) INSPECTIONS

- (a) Private Sewage Systems: A licensed staff member shall inspect or cause the inspection of all private sewage systems no later than the next workday after completion of construction (excluding Saturdays, Sundays and holidays) but before backfilling.
- (b) Soil Tests: A licensed staff member shall verify all soil tests that recommend mounds, at-grades or in-ground pressure systems at the proposed site. If after review, a soil test appears to be inaccurate based on information provided by the soil survey of Winnebago County, the tested site will be verified in the field as well.

- (1) Field verifications shall be done only on sunny days in order to make accurate interpretations. The licensed staff member shall determine if sunny conditions are suitable for field verifications. Where inclement weather conditions delay field verifications, requests will be rescheduled as soon as sunny conditions prevail.
- (2) A licensed staff member will perform field verifications during winter soil testing hours (10:00 A.M. to 2:00 P.M. from November 15th to March 15th) for replacement systems only.
- (3) All field verifications for soil tests shall be done by evaluating a soil profile. The soil profile shall be exposed by excavating an area large enough for a person to stand in for the purpose of evaluating the soil profile. The excavation may be done by hand or with a backhoe. The depth of the excavation shall be at least one foot below the elevation of the estimated high ground water as indicated by the Report On Soil Borings And Percolation Tests. Excavations that exceed a depth of two feet shall be provided with a step or ladder for ingress and egress.
- (4) Excavations may be left open until a licensed staff member can verify the tested site. It shall be the property owner's responsibility to cover and/or fence off the excavation to prevent any person from falling into the excavation and becoming injured. Winnebago County shall not be held liable for any such injuries. The Zoning Office shall be notified in accordance with Sec. 16.02(2)(c) of this ordinance if excavations are to be left open for county verification.

- (c) Notification For Inspections: All requests for inspections shall be made at least 24 hours in advance of the requested time and date of the inspection excluding Saturdays, Sundays and holidays.

(3) ADMINISTRATIVE DUTIES

- (1) A licensed staff member shall review all Reports on Soil Boring and Percolation Tests for proposed private sewage systems.
- (2) A licensed staff member shall approve and disapprove applications for sanitary permits and assist applicants in preparing an approvable application.
- (3) A licensed staff member shall investigate all violations of the private sewage system ordinance and Sec. 146.13 or 146.14(2), Wisconsin Statutes; issue orders to abate the violations; and submit violations to the district attorney, corporation counsel or attorney general for enforcement.
- (4) A licensed staff member shall have access to premises during reasonable hours for inspecting private sewage systems or investigating any violations of this ordinance. If the licensed staff member is refused access to premises after presenting his or her identification, he or she shall procure a special inspection warrant in accordance with requirements of the Wisconsin Statutes.

16.03 SANITARY PERMITS**(1) PERMIT REQUIRED**

- (a) No person shall install or perform work on a private sewage system unless that person is a licensed plumber, and the owner of the property on which the system is located holds a valid sanitary permit from the county.
- (b) No person shall sell at retail a septic tank, pump chamber or holding tank unless the purchaser holds a valid sanitary permit.
- (c) The county shall forward a copy of each sanitary permit issued, along with the appropriate fee, to DILHR within ninety (90) days after the permit is issued.
- (d) A sanitary permit shall be valid for two years from the original date of issuance.

(2) TRANSFERS

- (a) A property owner may transfer a sanitary permit to a new property owner by submitting a Sanitary Permit Transfer/Renewal Form (DILHR - SBD - 6399) and the appropriate fee to the Winnebago County Zoning Office. The form shall be signed by the previous sanitary permit holder and the licensed plumber responsible for the installation of the private sewage system.

- (b) A property owner may transfer a sanitary permit from the original installing licensed plumber to a new installing licensed plumber by submitting a Sanitary Permit Transfer/Renewal Form (DILHR - SBD - 6399) and the appropriate fee to the Winnebago County Zoning Office. The form shall be signed by the new installing licensed plumber responsible for the installation of the private sewage system. If the original private sewage system plans required state approval, the new installing licensed plumber shall obtain a new set of state approved plans before the sanitary permit may be transferred to the new installing licensed plumber. In cases where state-approved private sewage system plans were designed by an engineer, architect or licensed designer, no new state approval is necessary and the sanitary permit may be transferred to the new installing licensed plumber.

(3) RENEWALS

- (a) A property owner or the licensed plumber responsible for the installation of the private sewage system may renew a sanitary permit before the expiration date by submitting a Sanitary Permit Transfer/Renewal Form (DILHR - SBD - 6399) and the appropriate fee to the Winnebago County Zoning Office. The form shall be signed by the licensed plumber responsible for the installation of the private sewage system. The sanitary permit shall meet all the regulations in force at the time the renewal is being sought before the permit may be renewed. The sanitary permit shall expire two years from the date of renewal unless the permit is again renewed before the expiration date.

16.04 EXISTING SEPTIC SYSTEMS

- (1) A county, city, town, or village may not issue a building permit and/or zoning permit for the following conditions unless the owner of the property secures a sanitary permit to modify, replace, or reconnect to the existing septic system:
 - (a) Construction of a structure to be connected to an existing private sewage system.
 - (b) Disconnection of a structure from an existing private sewage system and connection of another structure to the system (e.g. replacing a mobile home).
 - (c) Reconstruction of a structure that is connected to a private sewage system and that has become uninhabitable due to damage resulting from fire, wind, or other manmade or natural disasters.
 - (d) Conversions of structures to public buildings or places of employment or changes in use of public buildings and/or places of employment.
 - (e) An addition of bedrooms to a structure or a conversion of existing space to bedrooms within a structure.
 - (f) An addition to a structure which exceeds twenty-five (25) percent of the total gross area of the existing structure.
 - (g) Reconstruction of a structure that is connected to a private sewage system and that has been razed.

16.05 HOLDING TANKS

- (1) Sanitary Permit: A sanitary permit for holding tank(s) shall be granted only if one or more of the following conditions exists, irregardless of whether for new construction or replacement:
 - (a) The property is in a flood plain with no contiguous higher area.
 - (b) The soil survey of Winnebago County has the entire property mapped as a Udorthent soil type.
 - (c) The property has size limitations which prevent the installation of a soil absorption system.
 - (d) A soil test has been conducted on the property by a certified soil tester and all soil types on the property, as identified in the soil survey of Winnebago County, have been identified and verified by the certified soil tester to be unsuitable for any type of soil absorption system.

- (2) Holding Tank Agreement: Any property owner who applies for a sanitary permit for a holding tank(s) must first enter into a Holding Tank Agreement with the County. Holding Tank Agreements in effect within each town shall hereby be assigned to Winnebago County. A licensed staff member will sign the Holding Tank Agreement on behalf of the County.

(a) Holding Tank Agreement Conditions:

- (1) The property owner shall enter into a Holding Tank Servicing Contract with a licensed pumper who shall be responsible for pumping out the holding tank(s) when required and disposing of the waste in accordance with Wis. Admin. Code Chapter NR 113.
- (2) The property owner shall maintain the holding tank(s) so as to conform to all requirements of Wis. Adm. Code Chapter DILHR 83 relating to holding tanks.
- (3) The property owner shall properly maintain the holding tank(s) by notifying the contracted licensed pumper to have the holding tank(s) pumped out when the tank(s) are full. Holding Tank(s) that serve a structure that has seasonal or intermittent use shall be pumped out when full but no less than once during each calendar year.
- (4) Where holding tank(s) are not properly maintained and are consequently causing a nuisance as described in Sec. 146.13 and 146.14 Wis. Stats., the County shall order the tank(s) to be maintained by a private contractor at the County's expense. The County shall then invoice the property owner for all such costs incurred. If the invoice is not paid within 30 days, the County shall place the amount on the tax roll as a special assessment against the property in question.
- (5) The Holding Tank Agreement shall be recorded in the Winnebago County Register of Deeds Office prior to issuance of a sanitary permit.

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- (3) Holding Tank Servicing Contract: All owners of existing and future holding tank(s) shall enter into a Holding Tank Servicing Contract with a licensed pumper.
- (a) Holding Tank Servicing Contract Conditions:
- (1) The property owner shall permit the pumper to have access and enter upon the property for the purpose of servicing the holding tank(s).
 - (2) The property owner shall provide and maintain an all-weather access road no greater than 10 feet from the riser(s) of the holding tank(s) so that the pumper can service the holding tank(s) with the pumping equipment.
 - (3) The Holding Tank Servicing Contract shall be filed in the Winnebago County Zoning Office prior to the issuance of a sanitary permit for a holding tank(s).
 - (4) If the property owner decides to contract with a licensed pumper who is not named on the Holding Tank Servicing Contract filed in the Winnebago County Zoning Office, a new Holding Tank Servicing Contract must be filed in the same office within 10 business days from the date of change.

- (4) Pumping Reports: Pumping reports shall be submitted for every existing and future holding tank(s) installed in Winnebago County.
- (a) Pumping reports shall be submitted to the Winnebago County Zoning Office on a semi-annual basis on forms provided by DILHR which are available in The Winnebago County Zoning Office.
 - (b) It shall be the responsibility of the licensed pumper to submit the pumping reports as required in the Holding Tank Agreement and Holding Tank Servicing Contract.
 - (c) In the case of registration under s. 146.20(3)(d), Stats., the owner shall submit the pumping report to the County.
 - (d) The following information shall be included on the pumping report:
 - (1) The name and address of the person responsible for servicing the holding tank(s).
 - (2) The name of the owner of the property where the holding tank(s) are located.
 - (3) The location of the property on which the holding tank(s) is installed.
 - (4) The sanitary permit number issued for the holding tank(s).
 - (5) The dates on which the holding tank(s) were serviced.

- (6) The volumes in gallons of the contents pumped from the holding tank(s) for each servicing.
- (7) The disposal sites to which the contents from the holding tank(s) were delivered.
- (8) The tax parcel number of the property on which the holding tank(s) are located.

16.06 PUBLIC SEWER

- (1) When public sewers approved by the Department of Natural Resources become available to the premises served, the use of the private sewage system shall be discontinued within that period of time required by order, but not to exceed one year from date of order.
- (2) All abandoned treatment tanks and seepage pits shall have the contents pumped out by a licensed pumper upon connection to public sewer and disposed of in accordance with Wis. Adm. Code Chapter NR 113.
- (3) All abandoned seepage pits, septic tanks, holding tanks and pump chambers shall be removed or the covers removed upon connection to public sewer and the remaining excavation shall be immediately filled with a suitable soil material, rendering the private sewage system inoperable. Winnebago County does not require a permit for this activity.

16.07 PRIVIES

- (1) Principal Structures:
 - (a) Privies shall be permitted only on properties that have a principal structure that has no plumbing installed on the premises.
 - (b) Structures that have plumbing installed shall be provided with a code-compliant private sewage system and the privy shall be immediately abandoned upon installation of said system in accordance with Sec. 16.06(2),(3) of this ordinance.
- (2) Parks and Campgrounds: Privies shall be permitted in parks and campgrounds whether public or private.
- (3) Privies Prohibited: Existing privies located on properties that already have a principal structure with plumbing are prohibited.
 - (a) All existing privies, as described in Sec. 16.07(3) of this ordinance, shall be immediately abandoned in accordance with Sec. 16.06(2),(3) of this ordinance.
- (4) Permit Required: No privy of any kind may be constructed, erected, altered or moved unless the owner of the property possesses a valid sanitary permit issued by the County.

16.08 SEPTIC SYSTEM MAINTENANCE

- (1) All County sanitary permits issued on January 1, 1981, or thereafter, for a private sewage system shall be subject to a maintenance program. All septic tanks and pump chambers shall be pumped at least once every 36 months based on the issuance date of the sanitary permit or, in the case of new construction, within 36 months from date of occupancy.

16.09 DISCHARGES PROHIBITED

- (1) Private Sewage Systems
 - (a) Every private sewage system shall be designed, located, and constructed to prevent any discharge of sewage or partially treated sewage into drain tiles, onto the ground surface, into the structure served, into the surface waters of the state, or into the groundwater of the state including zones of seasonal soil saturation.
- (2) Clear Water
 - (a) The discharge of surface, rain, and other clear water (including sump-pump water) into a private sewage system is prohibited.
- (3) Cesspools
 - (a) The discharge of sewage or partially-treated sewage to a cesspool is prohibited.

- (4) Wash Water
 - (a) The discharge of washwater to a road ditch, ground surface, sump-pump hole, dry-well, cesspool, or any other place other than a septic tank or holding tank is prohibited.
- (5) Holding Tank and Septic Tank Waste
 - (a) The discharge of sewage or partially-treated sewage from a septic tank or holding tank to the ground surface, road ditch, cesspool, dry-well, or any waters of the state by any means is prohibited.

16.10 VIOLATIONS AND PENALTIES

- (1) Any person who shall violate any of the provisions of this chapter of the Code, upon conviction of such violation, shall be subject to a penalty as provided in Sec. 25.04 of this Code. Winnebago County has adopted , pursuant to section 66.119, Wisconsin Statutes, the citation system of enforcement of this Ordinance; and the following schedule of cash deposits as provided in Sec. 25.04(4)(b)7 of the Code is hereby established.
 - (a) Failure to pump out a septic tank after notice of maintenance requirement—**\$120.00 plus costs**
 - (b) Failure to properly maintain holding tank(s) as determined by semi-annual and annual pumping reports—**\$500.00 plus costs**
 - (c) Discharging washwater to any location other than a septic tank or holding tank—**\$90.00 plus costs**
 - (d) Discharging the contents of a septic tank or holding tank to the ground surface, road ditch or any waters of the state—**\$120.00 plus costs**
 - (e) Failure to obtain a sanitary permit where required—**standard permit fee shall be doubled**

- (2) Any person who violates any provisions of this Ordinance and/or is penalized in accordance with Sec. 16.10(1) of this Ordinance shall be held liable for compliance.

16.11 DEFINITIONS

- (1) MEANING
- (a) Except as specifically defined below, words and phrases used in this ordinance are to be interpreted as having the same meaning as Common Law. Words in the present tense include the future, words in the singular include the plural, and words in the plural include the singular. The word "shall" is mandatory.
- (2) SPECIFIC DEFINITIONS
- (a) **Cesspool**—a covered excavation in the ground which receives sewage or other organic wastes from a drainage system, and so designed as to retain the organic matter and solids, permitting the liquids to seep into the soil cavities.
- (b) **Clear Water**—cooling water and condensate drainage from refrigeration compressors and air-conditioning equipment, water used for equipment chilling purposes, liquid having no impurities or where impurities have been reduced below a minimum concentration considered harmful, and cooled condensate from steam heating systems or other equipment. This term also includes sump water.
- (c) **DILHR**—Department of Industry, Labor and Human Relations.

- (d) **Failing Private Sewage System**—a private sewage system which causes or results in any of the following conditions:
 - 1) The failure to accept sewage discharges and back up of sewage into the structure served by the private sewage system.
 - 2) The discharge of sewage to the surface of the ground or to a drain tile.
 - 3) The discharge of sewage to any waters of the state.
 - 4) The introduction of sewage into zones of saturation which adversely affects the operation of a private sewage system.
- (e) **Field Verification**— An evaluation of a soil profile conducted by a licensed staff member at a site that was tested by a certified soil tester.
- (f) **Flood Plain**—The land adjacent to a body of water which has been or may be hereafter covered by flood water.
- (g) **Gross Area**—The square feet of floor space within the outside line of walls and includes the total of all space on all floors of a structure. It does not include porches, garages, or space in an unfinished attic, basement or cellar when said unfinished attic, basement or cellar space is used for storage of incidental uses.
- (h) **Holding Tank**—An approved watertight receptacle for the collection and holding of sewage.

-
- (i) **Licensed Pumper**—A person or firm licensed by the State of Wisconsin to pump, haul and dispose of sewage and septage.
 - (j) **Licensed Staff Member**—Any member of the Winnebago County zoning staff who is licensed by the State of Wisconsin as a Certified Soil Tester and/or Plumbing Inspector II, depending on the type of inspection.
 - (k) **Plumbing**—Any piping, fixtures, equipment, devices or appurtenances in connection with water supplies, water distribution and drainage systems, including hot water storage tanks, water softeners and water heaters connected with such water and drainage systems.
 - (l) **Principal Structure**—The area enclosed by walls and a roof of which the principal use is human habitation and/or occupancy.
 - (m) **Privy**—A structure that is not connected to a plumbing system which is used by persons for the deposition of human body wastes.
 - (n) **Private Sewage System**—A sewage treatment and disposal system serving a single structure with a septic tank and soil absorption field located on the same parcel as the structure. This term also means an alternative sewage system approved by the Department including a substitute for the septic tank or soil absorption field, a holding tank, a system serving more than one structure or a system located on a different parcel than the structure. A private sewage system may be owned by the property owner or by a special purpose district.
 - (o) **Pump Chamber**—A tank which receives septic tank effluent and discharges a specified volume by means of a pump to a soil absorption system.

- (p) **Seasonal or Intermittent Use**—The habitation of a structure for only a portion of a year including without limitation, such things as summer homes, cottages, and trailers.
- (q) **Septic Tank**—A tank which receives and partially treats sewage through processes of sedimentation, oxygenation, flotation and bacterial action so as to separate solids from the liquid in the sewage and discharges the liquid to a soil absorption system.
- (r) **Sewage**—The liquid- and water-carried wastes created in and to be conducted away from residences, industrial establishments and public buildings.
- (s) **Soil Profile**—A vertical section of the soil extending through all its horizons and into the parent material.
- (t) **Suitable Soil Material**—Any natural soil, sand, or gravel not containing any debris such as wood, plastic, metal, glass, paper, rubber, or any other similar materials.
- (u) **Udorthent**—A soil type described by the soil survey of Winnebago County as a soil that consists of 1 to 4 feet of fill material over poorly drained and very poorly drained soils. The fill material commonly is clay, silty clay, silty clay loam and clay loam. The fill material also includes sand or mostly nonsoil material such as concrete, cinders, trash and spoilbank deposits adjacent to ditches and canals. These soils are saturated for long periods at depths of 1 to 5 feet and commonly at a depth of 1 to 3 feet. They are also subject to occasional flooding or ponding.

- (v) **Wash Water**—Water which has been contaminated by soap, detergent, or any other cleaning agent.
- (w) **Waters of The State**—Includes those portions of Lake Michigan and Lake Superior within the boundaries of Wisconsin, and all lakes, bays, rivers, streams, springs, ponds, wells, impounding reservoirs, marshes, watercourses, drainage systems, and other surface or groundwater, natural or artificial, public or private, within the state or its jurisdiction.
- (x) **Zone of Seasonal Saturation**—The zone in which all soil pores are filled with water during some period of a year as determined by mottling.

Submitted by,
PLANNING & ZONING COMMITTEE

Motion by Supervisor Owens and seconded to adopt. Cary Rowe of the Zoning Department explained some of the changes proposed. New agreements and notification will be sent to property owners affected. Vote on Ordinance: Ayes: 36. Nays: 0. Excused: 2—Laabs and King. CARRIED.

RESOLUTION NO. 29-592
Authorization of Audit for Tri-County Ice Arena

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and instructs Gary Mayer, the Winnebago County Auditor, to perform an audit as to the operation of the TriCounty Ice Arena.

Submitted by,
DONALD STEBER
COUNTY BOARD SUPERVISOR
DISTRICT -26

Motion by Supervisor Steber and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2—Laabs and King. CARRIED.

RESOLUTION NO. 30-592
Authorization of Audit for the Conflict Resolution Center

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and instructs Gary Mayer, the Winnebago County Auditor, to perform an audit as to the operation of the Conflict Resolution Center.

Submitted by,
JUDICIARY & PUBLIC SAFETY
COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 35.
Nays: 0. Abstention: 1—Crowley. Excused: 2—Laabs and King.
CARRIED BY VOICE VOTE.

RESOLUTION NO. 31-592
Amend Current Policy Regarding Group Health Coverage for
Former Elected Officials of Winnebago County

WHEREAS, current County policy requires that former elected officials may continue, at their expense, to participate in one of the County's group health insurance programs for as many years as they served in office or until they attain the age of 65, whichever occurs first; and

WHEREAS, it would be beneficial for such former elected officials to have the option of remaining in the County's group health insurance program, at their expense, beyond their attainment of age 65.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that former elected officials of Winnebago County may continue to participate in the County's group health insurance programs for as many years as they served in office; and

BE IT FURTHER RESOLVED, that this right shall be dependent upon the availability of such extended coverage by the selected group health carrier.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Abstention: 1—Crowley. Excused: 2—Laabs and King. CARRIED.

RESOLUTION NO. 32-592
Establish Salaries for County Elected Positions

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the annual salary rates for elected positions of Winnebago County for terms commencing after January 1, 1993, shall be as follows:

TITLE	ANNUAL SALARY 1993	ANNUAL SALARY 1994
Clerk of Courts	\$ 36,500	\$ 38,000
Coroner	\$ 36,500	\$ 38,000
County Clerk	\$ 36,500	\$ 38,000
Register of Deeds	\$ 36,500	\$ 38,000
Sheriff	\$ 51,000	\$ 53,500
Treasurer	\$ 36,500	\$ 38,000

BE IT FURTHER RESOLVED, that the above positions be provided with County paid fringe benefits at the same level as is provided to the County's appointed department heads.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be included as part of the 1993 and 1994 County budgets.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Putzer moved and it was seconded that the Coroner receive 5% of the present salary like the other elected officials. Ayes: 9—Pawlowski, Schwartz, Putzer, Bahr, Robl, Lawson, Zellmer, Owens, Breister. Nays: 27. Excused: 2—Laabs and King. LOST.

Supervisor Planalp moved and it was seconded to amend to remove the word "annual" and insert "for the term of office" in the first paragraph, and change the salaries to: Clerk of Courts \$37,250, Coroner—\$37,250, County Clerk—\$37,250, Register of Deeds—\$37,250, Sheriff—\$52,250, Treasurer—\$37,250. Ayes: 27.

Nays: 9—Pawlowski, Albrecht, Sundquist, Troxell, Lawson, Crowley, Finch, Zellmer, Owens. Excused: 2—Laabs and King. CARRIED.

Supervisor Gose moved and it was seconded to amend the Sheriff's salary to \$53,700. Ayes: 12—Pawlowski, O'Brien, Lauson, Gose, Duffy, Troxell, Lawson, Crowley, Kramer, Finch, Diakoff, Rankin. Nays: 23—Kollath, Barker, Savas, Maehl, Koziczkowski, Lace, Steber, Albrecht, Shute, Schwartz, Montgomery, Sundquist, Wagner, Putzer, Bahr, Robl, Schaidler, Hue, Sievert, Zellmer, Webster, Owens, Breister. Excused: 3—Laabs, King and Planalp. LOST.

Supervisor Owens moved and it was seconded to amend the salaries to 6% across the board for the two-year term. Ruled out of order by the Chairman.

Vote on Resolution as amended: Ayes: 29. Nays: 7 Pawlowski, Putzer, Bahr, Robl, Lawson, Zellmer, Owens. Excused: 2 - Laabs and King. CARRIED.

RESOLUTION NO. 33-592

Commendation to Ronald Rasmussen

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

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

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

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

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 34-592
Commendation to Joan Reiter

WHEREAS, Joan Reiter has been employed with the Department of Community Programs of Winnebago County, for the past twenty-four years and ten months, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 35-592
Disallow Claim of Marvin L. Cross

WHEREAS, your Personnel and Finance Committee has had the claim of Marvin L. Cross referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Marvin L. Cross dated March 24, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 2—Montgomery and Lace. Abstention: 1—Duffy. Excused: 2 -Laabs and King. CARRIED.

RESOLUTION NO. 36-592
Disallow Claim of Robert Meyer

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Robert Meyer dated April 6, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Discussion held on disallowing claims. It was moved and seconded that Supervisors Gose and Diakoff work on new wording for disallowing claims. Vote on resolution: Ayes: 32. Nays: 0. Abstentions: 4 -Kramer, Duffy, Savas and Lace. Excused: 2—Laabs and King. CARRIED.

RESOLUTION NO. 37-592
Amend County Board Rules So As To Change Name of Buildings and Grounds Committee To Property Management and Maintenance Committee

WHEREAS, your undersigned Committee believes that a change of its title from Buildings and Grounds Committee to Property Management and Maintenance Committee would more properly reflect the duty and role of such Committee.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Rules of the Winnebago County Board of Supervisors shall be amended so as to change the name of Buildings and Grounds Committee to that of Property Management and Maintenance Committee and that such rule shall be amended accordingly so as to reflect said change.

Submitted by,
BUILDINGS & GROUNDS COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Vote Requirement for Passage: Two-thirds of those present. Ayes: 36. Nays: 0. Excused: 2—Laabs and King. CARRIED.

**AMENDED
RESOLUTION NO. 38-592**

**Authorize Transfer of \$6,056.00 From Contingency Fund to
Capital Outlays Fund and Equipment Repairs Fund -
Corporation Counsel's Budget (Purchase of Copying Machine)**

WHEREAS, the copying machine presently housed within the Corporation Counsel's Office is an older machine which was used for a number of years by the Agriculture and Extension Office prior to its transfer to the Corporation Counsel's Office; and

WHEREAS, a high volume of work is produced upon said machine by the Corporation Counsel's Office; and

WHEREAS, said machine has been repaired on numerous occasions within the last year; and

WHEREAS, the volume of work reproduced upon such a machine and the type of work reproduced upon such a machine justifies placing a machine with a collator within the Corporation Counsel's Office; and

WHEREAS, said machine is also used by the County Executive's Office for photocopying purposes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$4,640.00 from the General Contingency Fund of the 1992 Winnebago County Budget to the Capital Outlays Fund of the Corporation Counsel's Budget for the purpose of purchasing a copying machine and the transfer of \$1,416.00 from the General Contingency Fund to the Equipment Repairs Fund of the corporation Counsel's Budget.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Vote Requirement for Passage: Two-thirds of Board Membership. Ayes: 36. Nays: 0. Excused: 2—Laabs and King. CARRIED.

**AMENDED
RESOLUTION NO. 39-592
Authorization of Transfers Within Winnebago County Department
of Social Services Budget So As To Reflect Actual
State Aid Amounts**

WHEREAS, at the time the 1992 Winnebago County General Budget was passed, the amount of State Aid which Winnebago County would receive in relationship to programs operated by its Department of Social Services could only be estimated; and

WHEREAS, State Aid Contracts have been executed recently between Winnebago County and the State of Wisconsin for 1992; and

WHEREAS, as a result of said State Aid Contracts, there shall be a net increase in revenues pursuant to such Contract of \$183,654.00, but additional expenses related to actual Grant Contracts as a consequence of State Mandated Requirements shall occur in the amount of \$153,680.00.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the increase to Grant Revenues of \$183,654.00 as a result of the Winnebago County Department of Social Services 1992 State Aid Contract be credited to the Winnebago County Department of Social Services budget, and that \$153,680.00 of additional expenses related to actual Grant Contracts be funded from said net increase in State Aid Revenues. A copy of said Budget Transfer Request, more specifically describing said budget transfers, is herewith attached and made a part of this resolution by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that \$27,000.00 of said additional Grant Revenues be applied to the Winnebago County General Relief Program Budget.

BE IT FURTHER RESOLVED that \$2,974.00 of said additional Grant Revenues be transferred to the Winnebago County Department of Social Services Capital Outlays Fund for the purpose of purchasing a plain copy fax machine; a computer terminal; and a small photocopying machine for use at the Winnebago County Juvenile Shelter Care Facility.

Submitted by,
PERSONNEL & FINANCE COMMITTEE AND
SOCIAL SERVICES BOARD

Supervisor Diakoff moved and it was seconded to adopt. Vote Requirement for Passage: Two-thirds of Board Membership. Ayes: 36. Nays: 0. Excused: 2—Laabs and King. CARRIED.

Vote to change the date of the County Board meeting from June 16 to June 23: Ayes: 19—Kollath, Barker, Pawlowski, Savas, Koziczowski, Albrecht, Gose, Shute, Putzer, Bahr, Robl, Crowley, Kramer, Hue, Sievert, Zellmer, Diakoff, Webster, Rankin. Nays: 15. Excused: 4—Laabs, King, Troxell, Planalp. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn. CARRIED BY VOICE VOTE. Meeting adjourned at 8:15 p.m.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held May 19, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING
TUESDAY, JUNE 2, 1992**

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

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

Roll Call: 36 present - 2 excused: Lawson and O'Brien.

Supervisor Planalp moved and it was seconded to adopt the agenda except to have the Capital Improvements Program first. **CARRIED BY VOICE VOTE.**

Correction to minutes of April 28, 1992, page 84 - Resolution 8-492 should state "\$8,246" instead of \$82,046. The account number should be changed to 23130.

COMMUNICATIONS, PETITIONS, ETC.

There were no communications.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl welcomed back Supervisors Laabs and Putzer who had been hospitalized. He announced Supervisor Putzer received the Oshkosh Northwestern's Senior of the Month award. He invited Governor Thompson to attend the July County Board meeting, since the Governor will be in Oshkosh the last week in July. A short reception was held in honor of Supervisor Muriel Crowley's 80th birthday. He reminded supervisors the June County Board meeting was changed to June 23. He asked committees

to submit regular reports to the County Board to keep everyone informed. Supervisors wishing to attend the Wis. Counties Association Convention in LaCrosse on September 13-16 should notify the County Clerk. Also, Wisconsin Counties will hold seminars on Job Training Partnership Act on June 18 and Debt Financing on June 29 in Stevens Point. Those wishing to attend should contact the County Clerk.

PUBLIC HEARING

There were no comments from the public.

EXECUTIVE BONDING PROPOSAL AND CAPITAL PROJECTS OUTLOOK

County Executive Stevenson stated that his report has been put on hold because he has received new information and must have more time to study it. He has been besieged by many people to do it differently. He will hold a meeting with the Property and Management Committee and Personnel and Finance Committee this week to discuss other options.

WISCONSIN COUNTIES ASSOCIATION REPORT

Darla Huim, Assistant Director of Wisconsin Counties Association gave a report on the history of county government. She stated there was a 25% turnover of county officials statewide. She said by statute, counties can only perform services that the state determines they can do, and those services and responsibilities have mushroomed without adequate state funding.

The Wisconsin Counties Assn. staff includes: 7 lobbyists, 2 publications staff members, 2 contract people for marketing and grants, 2 student interns, plus the Director and Assistant Director and clerical staff. The WCA Board has 7 steering committees.

Services provided:

1. Lobbying: They lobby at the state and federal levels and watch all bills introduced in Madison and reviews the Governor's budgets. They focus on issues that are common to all counties. She thinks Winnebago County did the right thing in hiring a lobbyist because there are issues that are important to Winnebago County that WCA does not lobby for.
2. Education: They host a statewide convention every year. Educational seminars are held throughout the state. They publish Wisconsin Counties magazine monthly.
3. Insurance: They have a WCA Group Health Trust with health insurance benefits for county employees. They have 13 counties involved. They also have the Wisconsin Counties Mutual Insurance Corporation, with a \$10 million dollar loss revenues fund and \$6 million dollars for capital reserve. Over \$16 million dollars have been saved by participating counties through this organization. Supervisor King is on the Board of Directors and Iris Ost is on the Loss Control Committee.

She urged counties to work with the state to get the state to pay for its operations and the county to pay for theirs. She believes the worst tax based on the ability of people to pay for it is the property tax. The second worst tax is the sales tax. The most progressive tax is the income tax because it is based on earning power. The 4 most expensive programs for counties to fund are: juvenile and probation, courts and jails, general relief and community programs.

ICE ARENA REPORT

Ted Galloway, President of the Tri-County Recreation Association, gave a background of the Ice Arena. Originally, Calumet County had considered being involved, but only Winnebago and Outagamie Counties actually did, so the "Tri-County" is a misnomer. It is run by a private board on a non-profit basis, but adheres to the Open Meeting laws. It is owned by Winnebago and

Outagamie Counties and the Tri-County Recreation Association. In the beginning, there were numerous presidents and not enough revenue to operate through the season. About 8 years ago, they decided to run it year 'round with a Professional Manager and to try to make it self sustaining. Cyril Pickett is the current Professional Manager.

A survey showed if a new floor was installed, they could host trade shows in the off season to raise revenues. They conducted a Capital Improvements Campaign and raised \$398,000 for the floor. They now need only 3/4" of ice for skating as compared to 6" of ice in the past, which is a great cost-saver. They made a promise that they would not ask for any money from the counties after the cement floor was put in.

Their total budget this year was \$425,000. Revenues from trade shows was over \$120,000. Three years ago they had a \$20,000 loss. They expect a \$13,000 profit this year. They have instituted measures to decrease their energy costs greatly.

Skating lessons were given to over 600 people. The Fox Valley Youth Hockey Assn. has over 300 members. A National Curling Tournament is scheduled for 1995. County Board members will receive an invitation to visit the facility and see some of the renovations in July.

NON-METALLIC MINING ORDINANCE

Jerry Bougie, Planning Department, gave a background of events leading up to the proposed ordinance. He said the present ordinance is ambiguous, unclear and ineffective to address recent quarry activities. He listed 5 differences between the proposed ordinance and the existing ordinance:

1. Proposed ordinance would be countywide.
2. Proposed ordinance applies to both new and existing sites.
3. Proposed ordinance is not a "zoning" ordinance. It is insurance that quarry operators perform at a certain level.

4. Proposed ordinance has clearer operation and reclamation requirements.
5. Proposed ordinance includes financial assurances to assure compliance with the ordinance.

The new requirements of the proposed ordinance may increase the cost per ton of material for the quarry operators by about 5 cents.

Many citizen concerns were heard at a public hearing in January, and quarry operators expressed their views, also. There are some provisions in the ordinance to allow for the smaller quarry operators.

The County Board will be asked to vote on the ordinance at the June 23 meeting. It would then take effect January 1, 1993. Revenue generated from ordinance permit fees would offset some of the salary of the administrator.

COMMUNITY EMPLOYMENT FOR DISABLED PERSONS

Keith Laux, Director of the Department of Community Programs, explained the mission of the department. Included among the services provided is employment, or vocational services, on a contract basis. Work Adjustment Services provided the employment training for many years.

A few years ago, it was decided to have the individuals integrated into the community in a regular work site. It was tried twice and it didn't work very well. Advocap responded the third time and the program was successful. It won a 1991 National Association of Counties Achievement Award. Mr. Laux would like the County to become involved in employing more people with disabilities.

He introduced Mary Krueger, Assistant Developmental Disabilities Coordinator, who stated 167 people have been placed in jobs in the community, with another 25 anticipated to be placed soon. Cindy Olson, Director of the Community Employment Program from Advocap also spoke on the success of the program. They have had a 93% employment rate for the last 6 months. Advocap will be a national demonstration site for persons with disabilities.

Three participants addressed the board and praised the program. They stated it increased their self-esteem, made them more independent, and gave them a sense of direction and purpose. They were all very grateful and happy with the program.

Supervisor Pawlowski moved and it was seconded to adjourn until June 23, 1992 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:45 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held June 2, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JUNE 23, 1992

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

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

Roll call: All present except King, Laabs and Duffy were excused; and Schaidler and Finch were absent.

Supervisor J.C. Pawlowski moved and it was seconded to approve the minutes of May 19, 1992. **CARRIED BY VOICE VOTE.**

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

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson informed the Board that retired Supervisor Vern Wollerman had been admitted to the hospital. He reported that the Finance Department is working on a new format for department financial reports. Work has begun on the 1993 Budget. Mr. Stevenson informed the Board that there had been a fire at a group home in Neenah and alternative living arrangements had been made. He spoke with the Fair Association and it looks like this year's fair will be the best so far. Negotiations to establish two new businesses in the Town of Menasha are continuing. Mr. Stevenson met with area police and fire departments regarding a new records management system. The Parks Department is working with the DNR concerning water safety patrol of the Boom Bay area. He informed the Board that Governor Thompson will be in Oshkosh in July. If there are issues that County personnel would like brought to the Governor's attention, they can make arrangements to meet with the Governor and his staff through the County Executive's Office. Any one interested should contact Mr. Stevenson's office by July 10.

APPOINTMENT TO MENASHA LIBRARY BOARD OF TRUSTEES

County Executive Stevenson presented the appointment of Ms. Joyce Schoepel, 2008 Omega Drive, Appleton, WI 54915 to the Menasha Library Board of Trustee for a term from July 1, 1992 to June 30, 1995. Motion by O'Brien and seconded to adopt. **CARRIED BY VOICE VOTE.**

County Executive Stevenson presented the appointment of Robert Lace, 765 Oak Street, Neenah, WI 54956 to the Affirmative Action Commission for a three-year term commencing immediately and ending April 18, 1995. Motion by Bahr and seconded to adopt. **CARRIED BY VOICE VOTE.**

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl informed the Board that anyone interested in attending the WCA Convention in September should contact Linda Wolfe. All Supervisors received an invitation to tour the Tri-County Ice Area. Chairman Maehl encouraged everyone to attend and to remember to R.S.V.P. He congratulated Supervisor Jeanette Diakoff on her winning the State Public Links Golf Tournament. On May 11 & 12, the Land and Water Conservation District held its 13th Annual Conservation Field Days. This year, 865 students from the Neenah Menasha Elementary Schools participated. Chairman Maehl thanked the County Board on behalf of the Industrial Development Board for their part in helping to finance the Neenah Industrial Park. This industrial park has generated 524 new jobs and has a tax base of \$35,700,000. This success has allowed the T.I.F. District to be dissolved ten years ahead of schedule. Chairman Maehl brought to the attention of the Supervisors Sec. 59.04, Wisconsin Statutes, regarding being excused during a County Board meeting. He also asked that the Supervisors fill in their per diem sheets properly, inserting amounts and locations. There have been some problems deciphering them in the Finance Department.

COMMITTEE REPORTS

Supervisor Lauson reported that the Parks Department will be receiving a NACo Award for the citing and development of the Expo Center and Fairgrounds. Supervisor Albrecht reported that the Aviation Committee's Master Plan for the Airport is just in the preliminary stages.

COMMUNICATIONS, PETITIONS, ETC.

A letter from Robert Hartman, Patrick Ruedinger, Terry Wesenberg, Belvia Faust, Sheree Zellner, Grant Beckfield and Pat Felker expressing their opposition to the proposed "Land Use Plan for Wittman Regional Airport" was read and referred to the Aviation Committee. Petition for zoning amendment from Leonard Schmick re: change from A-2 to R-2 for residential home was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Gerald Altenhofen for change from A-2 to R-2 for single-family residence was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Ridgeview Estates/V.H. Enterprises for zoning change from A-2 to M-1 for warehouse distribution center complex was referred to Planning & Zoning Committee.

PUBLIC HEARING

Judge William E. Crane, Circuit Court Branch I, spoke in favor of Resolution No. 50-692, "Support the Creation of a 7th Circuit Court in Winnebago County".

ANNUAL REPORT OF EAST CENTRAL WIS. REGIONAL PLANNING COMMISSION

Mr. Ken Theine, Executive Director, distributed the annual report and gave a brief explanation of plans and activities at the East Central Wis. Regional Planning Commission.

ZONING REPORTS & ORDINANCES

REPORT No. 1. A report from Planning & Zoning Committee re: zoning change to R-2 for residential lots in Town of Clayton. Moved by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 6-1-92. A request from Sandra J. Shulfer for a zoning change from A-1 to R-2. Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 2. A report from Planning & Zoning Committee re: zoning change to B-3 for existing automotive repair in Town of Nekimi. Moved by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 6-2-92. A request from William Benson for zoning change from A-1 (Agri-Business District) to B-3 (General Business District.) Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 3. A request from Planning & Zoning Committee re: zoning change to R-5 for an existing development in Town of Winneconne. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 6-3-92. A request from Russell Grignon for zoning change from R-1 (Rural Residential District) to R-5 (Planned Residential District). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

PETITION FOR ZONING AMENDMENT NO. 4. A request from Planning & Zoning Committee re: amendments to Town of Omro Zoning Ordinance. Moved by Supervisor Diakoff and seconded to adopt. **CARRIED BY VOICE VOTE.**

PETITION FOR ZONING AMENDMENT NO. 5. A request from Planning & Zoning Committee re: amendments to Town of Omro Zoning Ordinance. Motion by Supervisor Rankin and seconded to adopt. **CARRIED BY VOICE VOTE.**

PETITION FOR ZONING AMENDMENT NO. 6. A request from Planning & Zoning Committee re: amendment to Town of Winneconne Zoning Ordinance. Motion by Supervisor Breister and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 7. A request from Planning & Zoning Committee re: amendment to Town of Omro Zoning Ordinance. Motion by Supervisor Diakoff and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES

ORDINANCE NO. 420-392

Amend Sections 5.01(3) and (4) (a), General Code of Winnebago County (Second Reading)

WHEREAS, sections 5.01 (3) and (4)(a), of the General code of Winnebago County, establishing a per capita daily charge for each Huber Law prisoner has not been amended since 1978; and

WHEREAS, the expense of housing prisoners has increased greatly during the last 14 years.

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

That sections 5.01(3) and (4)(a) of the General Code of Winnebago County be amended to read as follows:

1. **PER CAPITA DAILY COST.** A per capita daily charge equal to the actual cost of meals plus \$10.00 is hereby established for Huber Law prisoners.

2. **METHOD OF DETERMINING PER CAPITA COST.** The method of charging Huber Law prisoners for their fair share of the per capita cost shall be as follows: (a) All gainfully employed prisoners working under the Huber Law provisions in the County Jail be required to pay to the County a total of 50% of their weekly take-home pay for room and board, also known as per capita cost, but not to exceed the actual cost of meals plus \$10.00 per day, 7 days a week, plus State sales tax, if any.

Submitted by,
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Vote on Resolution: Ayes: 33; Nays: 0. Excused: 3 - King, Laabs and Duffy. Absent: 2-Schaidler and Finch. **CARRIED.**

RESOLUTION NO. 40-692
Create New Full-Time Position of Clerk
Typist II: Clerk of Courts

WHEREAS, The workload in the Clerk of Courts office has continued to increase to the point that a temporary employee has been employed on a full-time basis for an extended period of time with no anticipated reduction in future workload, and

WHEREAS, it has been the policy of Winnebago County to use temporary positions only for the purpose of replacing absent regular employees or for performing assignments having a limited duration or for temporarily increasing the workforce to meet seasonal needs.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that one clerical position in the Clerk of Courts office be converted from a temporary position to a regular position effective August 3, 1992; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this conversion come from within the budget of the Clerk of Courts office and from the Contingency Fund, as set forth in the Fiscal Note below.

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

Motion by Supervisor Diakoff and seconded to adopt. 2/3rds vote required. Ayes: 33; Nays: 0. Excused: 3 - King, Laabs and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 41-692
Create New Part-Time Position of Accountant:
Department of Community Programs

WHEREAS, the accounting and reporting workload of the Department of Community Programs has increased significantly over the years and has resulted in the need for the creation of a new part-time accountant position within the Department; and

WHEREAS, additional outside funding will soon be available to cover the complete wage and benefits cost of such a position.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that a new part-time position of accountant be created within the Department of Community Programs; and

BE IT FURTHER RESOLVED, that the position be filled on or about August 1, 1992 and that the work hours assigned to the position average thirty per week during the balance of 1992; and

BE IT FURTHER RESOLVED, that the position continue to exist only as long as outside funding covers the complete wage and benefit costs of the position.

Submitted by,
COMMUNITY PROGRAMS BOARD
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. 2/3rds vote required. Ayes: 32; Nays: 0; Abstained: 1 - Shute. Excused: 3 - King, Laabs and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 42-692
Authorization of Audit for MEG Unit

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and instructs Gary Mayer, the Winnebago County Auditor, to perform an audit as to the operation of the MEG Unit of the Winnebago County Sheriff's Department.

Submitted by,
CHARLES DUFFY
COUNTY BOARD SUPERVISOR DISTRICT #16

Motion by Supervisor Montgomery and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend Line 7 by replacing the word "operation" with "financial matters". CARRIED BY VOICE VOTE. Motion by Supervisor Gose and seconded to table. Motion by Supervisor Montgomery to substitute his name for Supervisor Charles Duffy as the submitter of this Resolution. No second. Vote on motion to table: Ayes: 19 - Kollath, Barker, Koziczowski, Lace, Gose, Shute, Schwartz, Planalp, Wagner, Putzer, Robl,

Lawson, Crowley, Hue, Zellmer, Diakoff, Owens, Rankin and Breister. Naves: 14 - Pawlowski, O'Brien, Savas, Maehl, Steber, Lauson, Albrecht, Montgomery, Sundquist, Bahr, Troxell, Kramer, Sievert and Webster. Excused: 3 - King, Laabs and Duffy. Absent: 2 - Schaidler and Finch. MOTION TO TABLE CARRIED.

RESOLUTION NO. 43-692

Commendation to Winneconne High School Baseball Team

WHEREAS, on June 11, 1992, the Winneconne High School Baseball Team won the Wisconsin Inter-Scholastic Athletic Association Division II State Championship; and

WHEREAS, the Winnebago County Board of Supervisors wishes to commend the students, trainers, managers and coaches associated with said team in relationship to their accomplishment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby commends all members and coaches of the Winneconne High School Baseball Team upon their accomplishment in winning the 1992 WIAA Division II State Baseball Championship.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Clerk forward a copy of this Resolution to the Superintendent of the Winneconne Public School District and request that the Superintendent forward a copy of this Resolution to members of the Winneconne High School Baseball Team and its coaches.

Submitted by,
WILLIAM BREISTER
COUNTY BOARD SUPERVISOR, DISTRICT #37

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

RESOLUTION NO. 44-692

**Authorize Growth and Need Analysis of Departments
of Social Services, Community Programs and Public Health
by Planning Department**

WHEREAS, it has been determined that Winnebago County has an established need for additional office space, at least part of which can be satisfied by the creation of a Human Services Building for Social Services, Public Health and Community Programs; and

WHEREAS, development of such office space facility must be based on objective evaluation of Country future growth patterns; existing client needs; alternatives to current methods of transportation and service delivery; and

WHEREAS, such evaluation should be done in the most objective and factual and professional manner, emphasizing service to the public and also examining the economies of single versus multiple sites; and

WHEREAS, such study has yet to be performed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Planning Department conduct such a study in cooperation with the affected departments, and the commissioned architect, producing a written report examining important factual considerations, and describing relative costs and benefits of multiple and single building sites; said report to be provided to the County Board in the month of September, 1992.

Submitted by,
HEALTH COMMITTEE

Motion by Supervisor Steber and seconded to adopt. Motion by Supervisor Rankin and seconded to table until the September 22 County Board Meeting. Vote on motion to table: Ayes: 26; Nays: 5 - Pawlowski, Koziczkowski, Steber, Crowley, Webster. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 3 - Lauson, Schaidler and Finch. MOTION TO TABLE CARRIED.

RESOLUTION NO. 45-692

Authorize Application for the Wisconsin Land Information Program Grants-Aid to Local Governmental Units (Town of Menasha)

WHEREAS, the Wisconsin Land Information Program was created as part of the 1989 Wisconsin Act 32; and

WHEREAS, Wisconsin Act 31 Establishes a mechanism for the implementation of a grant program for local governments to im-

plement land record modernization; and

WHEREAS, the Wisconsin Statutes provide that a County Board that has established a land information office may apply for a grant; and

WHEREAS, Winnebago County established a land information office in 1990; and

WHEREAS, the Town of Menasha has been an active community participant in the WINNEBAGO COUNTY WINGS PROJECT since 1989; and

WHEREAS, the Town of Menasha is a designated Local Governmental Unit which is eligible to receive a grant not to exceed \$100,000 from the Wisconsin Land Information Board; and

WHEREAS, your Planning and Zoning Committee believes that receipt of such a grant by the Town of Menasha would further benefit the implementation of the Winnebago County WINGS (GIS) project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Town of Menasha is hereby authorized to submit an application to the Wisconsin Land Information Board for a grant in the amount of \$100,000 with such funds to be used for the purchase of GIS computerized hardware/software equipment and land data-base conversion in the Town of Menasha.

BE IT FURTHER RESOLVED that should the State approve said grant application for the Town of Menasha, the grant award shall be forwarded directly to the local community for expenditures identified in the GIS Grant Application submitted to the Wisconsin Land Information Board for the land record modernization program in the Town of Menasha and Winnebago County.

Submitted by,
PLANNING & ZONING COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Vote on Resolution: Ayes: 32; Nays: 0. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 46-692
Authorize Transfer of \$20,000 from the Winnebago County
Contingency Fund to the District Attorney's Investigation Account
and Witness Travel Account

WHEREAS, within the past year, the District Attorney's Office has prosecuted a number of serious criminal cases; and

WHEREAS, expert witness fees and travel expenses associated with the prosecution of Kelly J. Coon for the murder of a two year-old child totaled in excess of \$8,000 as the result of a need to retain a DNA expert analyst from California to testify in that matter; and

WHEREAS, the need for expert witnesses in complicated criminal cases is likely to result in a deficit in the District Attorney's Investigation Account and Witness Travel Account before the end of the budget year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$15,000 from the Winnebago County Contingency Fund to the District Attorney's Investigation Account.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5,000 from the Winnebago County Contingency Fund to the District Attorney's Witness Travel Account.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 31; Nays: 1 - Montgomery. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch.
CARRIED.

RESOLUTION NO. 47-692**Authorize Transfer of \$13,750 from Contingency Fund to Capital Outlays Fund of Maintenance Department Budget (Renovate Lounge Room 60 - Courthouse)**

WHEREAS, the continuing need for space within the Winnebago County Courthouse has resulted in a need to install movable partitions in Lounge Room 60 so as to allow division of that room into temporary smaller meeting rooms; and

WHEREAS, a need also exists for carpeting said Lounge Room so as to allow more than one meeting to occur within the temporary smaller meeting rooms at one time without the sound from such meetings disturbing others using the adjoining temporary meeting rooms.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$13,750 from the Contingency Fund of the 1992 Winnebago County Budget to the Capital Outlays Fund of the Maintenance Department Budget for the purpose of renovating Lounge Room #60 in the Courthouse.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 31; Nays: 1 - Pawlowski. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch.
CARRIED.

RESOLUTION NO. 48-692

**Authorize Transfer of \$4,120 from Contingency Fund to
Small Equipment Fund - Park View Health Center
(Purchase of 20 New Wheelchairs)**

WHEREAS, the wheelchairs presently in use at Park View Health Center are old and are requiring numerous costly repairs; and

WHEREAS, the average cost of repairing said wheelchairs ranges between \$30 and \$50; and

WHEREAS, continued repair of said wheelchairs is not cost effective; and

WHEREAS, Park View Health Center currently maintains an inventory of 265 wheelchairs which need to be constantly maintained.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of the amount of \$4,120 from the Contingency Fund of the 1992 Winnebago County Budget to the Small Equipment Fund of the 1992 Park View Health Center Budget for the purpose of purchasing 20 new wheelchairs for Park View Health Center.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 32; Nays: 0. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 49-692

**Authorize Grant Application to University of Wisconsin Extension
Education Department for Federal Food Stamp Education Program**

WHEREAS, the Federal Food Stamp Program has budgeted dollars to be used for educational purposes and the University of Wisconsin Extension Education Department has applied for and been awarded a portion of such Federal dollars; and

WHEREAS, said monies awarded to the University of Wisconsin Extension Educational Department by the Federal Government are to be awarded to County Extension Offices through a Grant Program; and

WHEREAS, the Extension Home Economists of the Calumet, Winnebago and Outagamie County University Extension Offices have designed a Grant proposal for the implementation of an educational program which will have as its purpose educating low-income families in that three-County area with regard to nutrition, budgeting and practiced eating habits; and

WHEREAS, should said Grant be accepted by Winnebago County's University of Wisconsin Extension Education Office, Winnebago County would be required to contribute in-kind services in the form of office supplies, office space and employee time in return for the acceptance of said Grant.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Home Economist to submit a Grant Application to the University of Wisconsin Extension Education Department in conjunction with the Home Economists of Calumet and Outagamie Counties, for the purpose of obtaining a Grant in the amount of \$78,429.00, with said Grant funds to be used for the design and carrying out of a program to educate low-income families in Winnebago, Outagamie and Calumet Counties with regard to nutrition, budgeting and practiced eating habits.

BE IT FURTHER RESOLVED that the Winnebago County Home Economist is authorized to accept said Grant upon award and that said Grant proceeds shall be budgeted for the purposes stated above.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes in-kind non-cash expenditures having a total budgetary effect of \$18,884.00 upon Winnebago County, for the purpose of matching this Grant. Said non-cash expenditures shall be applied as stated on the attached page.

Submitted by,
AGRICULTURE AND EXTENSION
EDUCATION COMMITTEE

It was moved by Supervisor Barker and seconded to adopt. Two-thirds vote required. Ayes: 30; Nays: 2 - Putzer and Montgomery. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 50-692
Support Creation of a 7th Circuit Court in Winnebago County

WHEREAS, your undersigned Committee has been advised of the need for an additional Circuit Court in Winnebago County; and

WHEREAS, the Committee has reviewed the Judgeship Analysis Report prepared by the District Court Administrator's Office of the Fourth Judicial District in April, 1992, a copy of which is attached hereto; and

WHEREAS, this information indicates substantial increases in all types of cases filed in Winnebago County; and

WHEREAS, said Report also indicates a need for 8.2 judges in Winnebago County based upon the 1991 judicial case load; and

WHEREAS, it is reasonable to assume that increases in such Winnebago County caseloads will continue in the future; and

WHEREAS, it may take a number of years to accomplish that which is necessary for the creation, establishment, and staffing of a new Court including;

- (a) Wisconsin legislative action to create a new Seventh Circuit Court;
- (b) Winnebago County action to finance, construct and staff a new Court;
- (c) Election of a new Judge; and

WHEREAS, now is an appropriate time for Winnebago County to move forward with a request for Wisconsin legislative action to create a Seventh Winnebago County Circuit Court.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors does hereby support the need for an additional Circuit in Winnebago County and authorizes appropriate County officials to request that the State of Wisconsin take responsive action, legislative and otherwise, to create Winnebago County Circuit Court, Branch VII.

BE IT FURTHER RESOLVED, that the current Winnebago County study for long-range County space include provisions for a new Circuit Court to be created as determined by the Wisconsin Legislature.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Vote on Resolution: Ayes: 32; Nays: 0. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 51-692

Support Legislation to Repeal Portion of Omnibus Budget Reconciliation Act of 1990 Requiring That FICA Be Withheld From the Pay of Election Officials or Election Workers

WHEREAS, the Congress of the United States passed The Omnibus Budget Reconciliation Act of 1990 which extended Federal insurance Contributions Act (FICA) coverage to election officials or election workers who earn \$100.00 or more in a calendar year; and

WHEREAS, the withholding of FICA from the pay of election workers will cause numerous problems at the State and local level throughout the United States, due to the requirement that such withholdings be matched by State and local governments resulting in the very real possibility that election workers will expect their pay be increased to compensate for this loss of income, thus further increasing the matching costs and increased costs to State and local governments; and

WHEREAS, such actions will require considerable bookkeeping and maintenance thus necessitating, in all probability, the hiring of additional clerks throughout State and local governments to maintain records of such items as well as the reporting of such withholding by means of W-2 forms to election workers and the Federal Government; and

WHEREAS, there is a bipartisan effort to eliminate this requirement that FICA be withheld from the pay of election workers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it recommends the Congress of the United States to support legislation which will repeal that portion of the Omnibus Budget Reconciliation Act of 1990 which requires that FICA be withheld from the pay of election officials or election workers.

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded by the County Clerk to Congressman Thomas Petri, U.S. Senator Robert Kasten and Senator Herbert Kohl.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Vote on Resolution: Ayes 32; Nays 0. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 52-692

Support Legislation to Establish a Local Government Postal Rate or the Utilization of the "Not-for-Profit" Rate for Local Governments

WHEREAS, The National Association of Counties has urged Congress to hold hearings on the impact of recent and potential postal rate increases on local governments; and

WHEREAS, such hearings were held in November, 1991, and the recommendations of the National Association of Counties and local governments throughout the United States are now before the U.S. House of Representatives Subcommittee on Postal Operations and Services of the Committee on Post Office and Civil Service; and

WHEREAS, it is now imperative that local governments throughout the United States show their support for the implementation for such Legislation.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby urge the Congress of the United States to support Legislation to establish a local government postal rate or the utilization of the "not-for-profit" rate for local governments for the distribution of mandated services at the local level such as jury service notices, voter registration receipts, tax notification, utility bills, etc. in an effort to benefit the taxpayers of the United States at the local level.

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded by the County Clerk to Congressman Thomas Petri, Senator Robert Kasten, Senator Herbert Kohl and Representative Frank McCloskey, chair of the Subcommittee on Postal Operations and Services.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Vote on Resolution: Ayes; 29; Nays: 3 - Troxell, Lawson and Sundquist. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 53-692

Authorization to Place Purchasing and Insurance Department Under the Jurisdiction of the Personnel & Finance Committee

WHEREAS, your undersigned Committee has reviewed and discussed the Purchasing and Insurance Department being under their jurisdiction and have come to the conclusion that the Purchasing and Insurance Department should be under the jurisdiction of the Personnel and Finance Committee.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Purchasing and Insurance Department shall be placed under the jurisdiction of the Personnel and Finance Committee.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Supervisor Montgomery asked to have the Resolution corrected by changing the "Vote Requirement for Passage" from "Majority" to "Two-thirds Vote Required." Vote on Resolution: Ayes: 32; Nays: 0. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch. CARRIED.

RESOLUTION NO. 54-692
Authorize Appointment and Re-Appointment
to the Long Term Support Advisory Board

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appoints and re-appoints the following persons to the Long Term Support Advisory Board, said appointments to run from July 1, 1992 through June 30, 1995:

David Green
Jackie Hoppe
Margaret Rogers
Zeno Job
Helen Savas

Submitted by,
SOCIAL SERVICES BOARD

I was moved by Supervisor Steber and seconded to adopt. Vote on Resolution: Ayes: 32; Nays 0. Excused: 4 - King, Laabs, Owens and Duffy. Absent: 2 - Schaidler and Finch. **CARRIED.**

Supervisor J.C. Pawlowski moved and it was seconded to adjourn to July 28, 1992. **CARRIED.**

Respectfully submitted,
Susan T. Ertmer, Deputy
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Susan T. Ertmer, Deputy Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held June 23, 1992.

Susan T. Ertmer, Duputy
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JULY 28, 1992**

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

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

Roll Call: All present except Kramer, Diakoff, Duffy & O'Brien who were excused.

Supervisor Pawlowski moved and it was seconded to approve the minutes of June 2 and June 23, 1992. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to suspend Rule 1.153. **CARRIED BY VOICE VOTE.** Supervisor Planalp moved and it was seconded to consider Resolution 59-792 before Resolution 42-792 and to add Resolution 71-792. **CARRIED BY VOICE VOTE.** Chairman Maehl announced Substitute Resolution 67-792 replaces Resolution 67-792.

COMMUNICATIONS, PETITIONS, ETC.

The family of Vern Wollerman sent a thank you note for the flowers. Letter from the Winnebago County Unit of the Wisconsin Towns Association requesting additional help for the Tax Lister was read and placed on file. Letter from Town of Winneconne in support of assistance for Tax Lister was read and placed on file. Letters from Town of Neenah, Town of Clayton, Town of Nepeuskun, Michael Brennand, 977 County Road I, Oshkosh, Charles and Sharon Carlson, 2903 Knapp Street Road, Oshkosh, and Charles F. Hyde, 1234 Washington Avenue, Oshkosh, opposing the Master Plan and expansion at Wittman Field were read and placed on file. Resolution from Town of Nekimi in Opposition to 1992 Winnebago County Airport Master Plan was received and placed on file. Letter from Thomas Zillges, 1800 Fountain Avenue, Oshkosh opposing Ordinance 63-792—Nonmetallic Mining and Reclamation Ordinance was read and placed on file. Letter from Wisconsin Counties Association stating nominations for WCA Se-

cond Vice-President are due July 31st was read and placed on file. Notice from Wisconsin Counties Association on seminar for "How To Remain Effective at the Bargaining Table" to be held August 31st in Stevens Point was read and placed on file.

Petitions for Zoning Amendments from:

Thomas F. Halverson for zoning change for duplex and 8-unit apartments;

Larsen Cooperative for zoning change for retail business purposes;

Jeffrey D. Ogden for zoning change for existing office and warehouse and cold storage warehousing;

John Kromm for zoning change for private residence;

J. R. Larson for zoning change for duplex residential development;

Gordon Jahnke for zoning change for industrial and mini-storage;

Harrison Sturgis, Jr. for zoning change for single family or duplex home construction;

Steven E. Weiland for zoning change for single family residence;

Ronald Jones for zoning change for single family residence; Bennett J. Brantmeier for amendment to Zoning Ordinance for certain domesticated wildlife;

Rose Conlon for zoning change for residential subdivision;

Gene Tipler for zoning change for a residential lot;

were referred to Planning and Zoning Committee.

Notice of Claim from Linda Hanson regarding damage to car by Highway Department was referred to Personnel & Finance Committee.

Notice of Claim from the Estate of Cecilia Pitz regarding alleged negligent acts by employees of Winnebago County Highway Department was referred to Personnel & Finance Committee.

APPOINTMENTS

County Executive Stevenson's appointments were presented:

UNIVERSITY EXTENSION OFFICE CHAIR

Christine Kniep was appointed Office Chair of the University Extension Office. Motion by Supervisor King and seconded to confirm. CARRIED BY VOICE VOTE.

TRI-COUNTY RECREATION ASSOCIATION

Supervisor Crowley was appointed to the Tri-County Recreation Association for a term effective immediately and expiring April 19, 1994. Motion by Supervisor King and seconded to confirm. **CARRIED BY VOICE VOTE.**

Chairman Maehl made the following appointment:

LONG TERM SUPPORT COMMITTEE

Dawn Rials was appointed to the Long Term Support Committee of the Social Services Board. Motion by Supervisor Laabs and seconded to confirm. **CARRIED BY VOICE VOTE.**

COUNTY BOARD CHAIRMAN'S REPORT

Supervisors were urged to make their reservations for the Wisconsin Counties Association convention. Chairman Maehl presented a check from the City of Neenah for \$94,200 for repayment to the Industrial Development Board. He presented Dean Robert Young with a gift of appreciation on his retirement from UW-Fox Valley Center. Dean Young thanked the County Board for its support and friendship. Chairman Maehl asked supervisors to read the Winnefox Library System information in the packet. He read a letter of thanks from former employee Joan Reiter.

COMMITTEE REPORTS

Vice-Chairman Albrecht gave the following report:

On behalf of the Aviation Committee, I would like to report the happenings of our airport. Approximately one year ago our Aviation Committee met with the Federal Aviation Administrator and members of his staff and were told that if we completed an approved master plan update that Winnebago County could be eligible for more federal Airport Improvement Program (AIP) funds to meet future needs; especially, needs created by the annual EAA Fly-in Convention. AIP grants come from a trust account funded by several different aviation-user taxes.

The State Bureau of Aeronautics agreed to fund 80% of the cost of the plan; the remainder was paid from County funds budgeted for EAA convention site improvements.

The plan recommended by airport management has three basic elements:

1. Landside use (non-aeronautical) southeast of the airport. Intended for large-scale manufacturing and industrial uses.
2. Landside use southwest of the airport. Intended for large-scale office and hospitality development. Access to updated Highway 41/26 interchange, planned by the state for 1996, is a key factor that makes this ripe for development.
3. Airside use (airfield) expanded west and south of the existing airfield. Primarily needed to support the growth of the EAA convention. We believe that Federal/State aviation-user grants may be available to pay for up to 92% of land acquisition and taxiway construction costs. Airside expansion is generally suggested between Fisk on the south and existing airport property to the North, west from existing airport property to Knapp Street Road (south of Waupun Road) and 1200 feet west of Knapp Street Road (north of Waupun Road) to existing airport property. If this portion of the plan is adopted, the EAA will have to participate more in rental and capital development costs. This matter has not yet been negotiated pending action by this County Board. The FAA has indicated that the airside plan may qualify for over \$6 million over the next six years.

At our July Aviation Committee meeting, we decided not to support the southeast landside element. The committee felt that this part of the plan was too big. We decided to lay over the southwest landside element until our September meeting to get more information.

The Committee acted as follows on the airside portion of the plan:

Mr. Albrecht made a motion to approve the airside portion of the master plan as illustrated in the master plan documents, generally bounded by existing airport property on the east, Fisk Road to the south, existing airport property to the north, Knapp Street Road between Waupun Road and Fisk Road to the west, and a line approximately 1200 feet west of Knapp Street Road from Waupun Road north to existing airport property to the west. It was further moved that the residents on Waukau Avenue numbered 1414, 1382, 1366, 1338 and 2903 Knapp Street Road, and 3089 Waukau, are to be given life estates if they so desire. Owners of property from 2886, 2848, 2880, 2906, 2926, 3040 Knapp Street Road, and 3089 Waukau, are to be negotiated for purchase. Other residents located along the east side of Knapp Street Road between Waupun Road and Fisk Road may be acquired through life estate as necessary. Vacant land surrounding all residential properties in the airside area will be negotiated for purchase. He further moved that the County Executive and/or

his appointees shall meet with property owners to discuss the acquisition of their property, stating that the Wisconsin Department of Transportation, Bureau of Aeronautics personnel may be involved in the process, and that the process should be done without condemnation. Negotiations would be subject to Corporation Counsel's review. Motion was seconded by Anne Lawson. Carried - 4-0.

We plan to invite our consultants to make a presentation to the Board to further explain the master plan concepts within the next month.

The airport has been busy preparing for the 1992 EAA Fly-in Convention. Last year over 800,000 people attended our event, bringing over 12,000 airplanes from all over the world. The economic impact of last year's event was more than \$70 million.

Over the past four weeks, business leaders from our community have met with executives of two major airlines, and have coordinated by telephone with one another. Over the next three weeks we expect executives of three major airlines to visit Winnebago County's airport as they consider service to Wittman.

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson introduced Governor Tommy Thompson who presented a check to County Planner David Schmidt and Paul Stevenson from the state for \$100,000 for our Land Records Management System, which is a leader in the state and nation. Bill Holland, Wisconsin Land Information Board, commended the county on the partnership between the public and private sector. Governor Thompson also presented National Association of Counties Achievement Awards to: Mark Quam, Social Services Department and Dave Webster, Oshkosh Area Schools for the Second Chance Program; Jeff Christensen, Parks Department, for the Fairgrounds Relocation and Development Program; and Linda Wolfe, County Clerk, for the County Clerk's Guide for Candidates. He gave a brief speech and received a standing ovation.

County Executive Stevenson reported the Capital Improvements Program report is not ready yet. He has been working with the Property and Management Committee and they have been considering various properties that are available. He will bring the report to the Board when it is completed to the satisfaction of the committee and himself. Supervisor Owens commented on the late tax rolls and asked for assistance for the Tax Lister. Mr. Stevenson said the Tax Lister is an excellent employee and he will check into any assistance needed.

PUBLIC HEARING

Walter Chrapla, 721 Mitchell Street, Neenah, Wis. spoke in opposition to Resolution 70-792—Authorize Industrial Development Board to Retain Interest Paid Upon Loans in its Revolving Loan Fund. He stated growth has its price on schools, parks, water supply, police and fire, etc. Judith Grimes, 1561 Oakridge Road, Neenah, Craig Gresske, 4683 Mountain Street, Neenah, Jerry Frey, Chairman, Town of Oshkosh and Harrison Sturgis, Jr., 1605 Oakridge Road, Neenah, spoke in favor of Resolution 63-792—Non-metallic Mining and Reclamation Ordinance. Bob Radtke, 6408 Highway 110, Winneconne, Phil Grundy, 1556 W. County Road Y, Oshkosh, Tom Zillges, 1720 Rivermill, Oshkosh, and Kelly Wieckert, Town of Menasha, Steve Banes and Craig Kisser of Michels Materials all opposed Resolution 63-792—Non-metallic Mining and Reclamation Ordinance.

Supervisor Owens moved and it was seconded to suspend the rules to allow one spokesman to speak on the Wittman Field Master Plan. **CARRIED BY VOICE VOTE.** Grant Beckfield, 2186 Waupun Road, Oshkosh stated the Master Plan will increase the tax burden to the taxpayers. He asked that revenues at the airport be increased or operating costs be reduced in order to operate the airport in the black. He requested a delay in the plan until it is shown the plan will pay its own way without any additional tax burden.

ZONING REPORTS & ORDINANCES

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

AMENDATORY ORDINANCE -7-01-92. A request from Loehrke-Altenhofen Land Development for zoning change from A-2 (General Farming District) to R-2 (Suburban Residential District, Single Family, Subdivided). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

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

AMENDATORY ORDINANCE -7-02-92. A request from Wyldewood Baptist Church for zoning change from A-2 (General Farming District) to R-2 (Suburban Residential District, Single Family, Subdivided). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to M-1 for warehouse development. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE -7-03-92. A request from Ridgeview Estates/VH Enterprises for zoning change from A-2 (General Farming District) to M-1 (Light Industrial & Office District). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 4. A request from Town of Wolf River on behalf of Herman Braun for zoning change from A-2 Agriculture to A-3-General Farming. Motion by Supervisor Laabs and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 5. A request from Town of Rushford on behalf of David and Diana Schumann for zoning change from Agriculture 2 to Agriculture 3. Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 6. A request from Town of Rushford on behalf of Jennie Frees for zoning change from Agriculture 2 to Agriculture 3. Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 7. A request from Town of Rushford on behalf of Richard Boehning for zoning change from Agriculture 1 to Agriculture 3. Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 42-692 - Authorization of Audit for MEG Unit

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and instructs Gary Mayer, the Winnebago County Auditor, to perform an audit as to the financial matters of the MEG Unit of the Winnebago County Sheriff's Department.

Submitted by:
CHARLES DUFFY
COUNTY BOARD SUPERVISOR
DISTRICT -16

Resolution 59-792 was substituted for this resolution.

RESOLUTION NO. 55-792 - Commendation to Janice Bocek

WHEREAS, Janice Bocek has been employed with the Sheriff's Department of Winnebago County, for the past twenty-one years and five months, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 56-792 - Mandate Usage of Safety Belts by Passengers County-operated Motor Vehicles

WHEREAS, Governor Tommy Thompson signed a permanent and mandatory safety belt use bill which became effective on July 6, 1991; and

WHEREAS, the Wisconsin Safety Belt Task Force was convened to provide oversight to the many statewide activities undertaken to increase safety belt use in Wisconsin to 70% by 1992; and

WHEREAS, research studies indicate that the proper use of lap and shoulder belts reduces fatal and serious injuries to front seat occupants by between 40 and 55 percent; and

WHEREAS, the mandatory use of safety belts will result in a reduction of lost lives, minimize the severity of injuries, and therefore, create a reduction in liability and insurance costs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that all operators and passengers of motor vehicles operated by Winnebago County employees while conducting County business shall be required to properly wear safety belts.

Submitted by,
JUDICIARY & PUBLIC SAFETY
COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 32. Nays: 2—Pawlowski and Steber. Excused: 4—O'Brien, Duffy, Kramer and Diakoff. CARRIED.

RESOLUTION NO. 57-792 - Prohibit Payment of Per Diem to Committee Secretaries

WHEREAS, it has come to the attention of your undersigned Committee that the Committee Secretary for the Winnebago County Board of Adjustment receives a half-day per diem; and

WHEREAS, said per diem is not authorized within the rules of the Winnebago County Board of Supervisors nor within any Winnebago County Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that no per diem expenses be paid to secretaries of boards or committees of Winnebago County; unless said payment is authorized within the rules of the Winnebago County Board of Supervisors or within the Winnebago County Ordinances.

Submitted by,
JUDICIARY & PUBLIC SAFETY
COMMITTEE

Supervisor Gose withdrew the resolution.

RESOLUTION NO. 58-792 - Limit Increase of Property Tax In 1993 Winnebago County Budget

WHEREAS, many of our constituents consider annual tax increases and property tax relief to be matters of great concern to them; and

WHEREAS, the Wisconsin Legislature has long held that no true property tax relief can occur until local spending is controlled despite its unabashed policy of issuing unfunded state mandates.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 property tax levy increase in excess of that for 1992 which results from discretionary County spending be less than or equal to the rate of inflation as reported by the Federal Government to be the current figure on the 1st day of the 1992 Annual Budget Session.

BE IT FURTHER RESOLVED that this policy be treated as a County Board Rule during the October Budget Session and that any department budget which exceeds the above shall require a 2/3 vote of the County Board for passage.

BE IT FURTHER RESOLVED that the Capital Improvements and airport enhancement plans be exempt from the above requirement.

BE IT FURTHER RESOLVED that the Winnebago County Clerk provide a copy of this Resolution to all County Department Heads whose budgets are contained within the Winnebago County General Budget for 1993 in order to assist them in planning their budget requests.

Submitted by,
RON J. MONTGOMERY
COUNTY BOARD SUPERVISOR
DISTRICT -15

Supervisor Montgomery moved and it was seconded to adopt. Supervisor Kollath moved, Montgomery seconded to strike lines 17-20 (fourth paragraph). Ayes: 21. Nays: 13. CARRIED. Vote on resolution as amended—2/3rds vote required: Ayes: 10—Kollath, Barker, Savas, Montgomery, Sundquist, Planalp, Lawson, Sievert, Zellmer, Webster. Nays: 24. Excused: 4—Duffy, O'Brien, Diakoff and Kramer. LOST.

RESOLUTION NO. 59-792 - Authorization for Audit of Winnebago County's Participation in the Multi-jurisdictional Enforcement Group (MEG Unit)

WHEREAS, the County Board employs an Auditor to assist in its oversight function by periodically examining financial records and procedures of County administrative departments and agencies; and

WHEREAS, previous audits have yielded invaluable suggestions for procedural improvements and cost savings; and

WHEREAS, Winnebago County participates in a Multi-jurisdictional Enforcement Group (MEG Unit) with other counties and agencies through its Sheriff's Department; and

WHEREAS, such participation has actual and potential financial impact on Winnebago County's budget; and

WHEREAS, it is desirable for such budgetary impact to be examined by the Auditor as soon as possible in anticipation of the 1992 Budget Session.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Auditor be, and hereby is, authorized to perform an audit of Winnebago County's participation in the Multi-jurisdictional Enforcement Group (MEG Unit) in a manner consistent with that employed in the audit of other County departments and agencies.

Submitted by,
RON J. MONTGOMERY
COUNTY BOARD SUPERVISOR
DISTRICT -15

Supervisor Montgomery moved and it was seconded to adopt. Supervisor Planalp moved, Montgomery seconded to delete everything but the last paragraph. Ayes: 31. Nays: 2—Steber and Pawlowski. Abstention: 1—King. Excused: 4—Duffy, O'Brien, Diakoff, Kramer. CARRIED. Vote on resolution as amended: Ayes: 31. Nays: 3 Pawlowski, Gose, Owens. Excused: 4—Duffy, O'Brien, Diakoff, Kramer. CARRIED.

RESOLUTION NO. 60-792 - Authorize Auditor to Investigate the Most Appropriate Accident Towing Method and Policy

WHEREAS, there have been allegations that the Winnebago County Sheriff's Department's vehicle accident-towing policy is inequitable; and

WHEREAS, the Sheriff's Department has responded that its policy is fair; and

WHEREAS, the committee of jurisdiction, through the political process, has been unable to determine which of these claims is accurate; and

WHEREAS, neighboring and subordinate jurisdictions employ methods which differ from the County's and have reported general satisfaction with those methods; and

WHEREAS, it is desirable for the County to employ the most efficient and effective method possible, as well as resolve any actual or perceived controversies; and

WHEREAS, an objective audit would likely reveal which of several towing-administration options are the most appropriate and equitable.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Auditor be, and hereby is, authorized to investigate towing operations and options to determine which is the most appropriate for the County.

Submitted by,
RON J. MONTGOMERY
COUNTY BOARD SUPERVISOR
DISTRICT -15

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 6—Savas, Maehl, Steber, Montgomery, Troxell, Lawson. Nays: 27. Abstention: 1—Albrecht. Excused: 4—Duffy, O'Brien, Diakoff, Kramer. LOST.

RESOLUTION NO. 61-792 - Authorize Per Diem for Excess Committee Days

WHEREAS, the following County Board Supervisors have Committee days in excess of the statutory limit and in excess of those previously allowed by resolution of the County Board, for the period from April 1, 1991 through March 31, 1992, to-wit:

SUPERVISOR	TOTAL DAYS IN EXCESS OF 30
Jeanette Diakoff	9.5
Raymond Gose	2.5
Robert Grundman	13.0
Geneva Laabs	2.5
Joseph Maehl	7.0
Carol Owens	14.0
John Planalp	11.0
Kenneth Robl	13.5
Dorothy Schwartz	.5
Don Steber	1.0

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Board Supervisors herein before named shall be paid for the excess Committee days as above described.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor King and seconded to adopt. Ayes: 32. Nays: 1—Pawlowski. Abstention: 1—Lace. Excused: 4—Duffy, Diakoff, Kramer, O'Brien. CARRIED.

RESOLUTION 62-792 - Authorize Grant Application and Acceptance of Grant Award for Elder Abuse Services

WHEREAS, Wisconsin Counties are required, pursuant to Section 46.90, Wisconsin Statutes, to provide investigation and intervention services on behalf of elderly victims of abuse; and

WHEREAS, the Wisconsin Legislature has enacted legislation to assist counties in the cost of providing these services to its citizens; and

WHEREAS, Winnebago County is presently eligible to apply for and receive a \$15,000 grant from the Wisconsin Department of Health and Social Services to provide elderly abuse services for the time period from July, 1992 through December, 1993.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Department of Social Services to apply for and accept a grant from the Wisconsin Department of Health and Social Services for the purpose of providing services to victims of elder abuse within Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that an account entitled "Elder Abuse Services" shall be established within the Winnebago County Department of Social Services Budget upon award of said grant and that monies received from said grant shall be receipted to said account.

Submitted by,
SOCIAL SERVICES BOARD

Supervisor Laabs moved and it was seconded to adopt. Supervisor Planalp moved and it was seconded to add to the last paragraph "and said account shall expire when grant funds have been depleted." Planalp amendment CARRIED BY VOICE VOTE (Kollath voted no). Vote on resolution as amended—2/3rds vote required: Ayes: 33. Nay: 1—Rankin. Excused: 4—Diakoff, O'Brien, Kramer, Duffy. CARRIED.

ORDINANCE 63-792 - Create Chapter 22, General Code of Winnebago County (Nonmetallic Mining and Reclamation Ordinance)

WHEREAS, authority is provided pursuant to Section 66.038, Wisconsin Statutes for Winnebago County to enact an Ordinance to regulate nonmetallic mining and nonmetallic mining reclamation; and

WHEREAS, the enactment of an Ordinance regulating nonmetallic mining shall promote the public health, safety and general welfare; shall protect the demand for economical extraction of nonmetallic minerals; shall permit the development and utilization of nonmetallic mineral resources in a manner compatible with neighboring land uses; shall preserve environmentally sensitive areas and minimize potential adverse environmental impacts of nonmetallic mining operations through the utilization of best management practices; and shall provide for the reclamation, rehabilitation and ultimate and official reuse of extraction sites in a manner compatible with the surrounding land use pattern.

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

The creation of Chapter 22 of the General Code of Winnebago County, to be alternately referred to as the Nonmetallic Mining and Reclamation Ordinance.

A copy of said Ordinance is herewith attached and incorporated herein.

Submitted by,
PLANNING & ZONING COMMITTEE

Supervisor Owens moved and it was seconded to adopt. Supervisor Sundquist moved and it was seconded to exempt sand and gravel pits from the ordinance between lines 122 and 123. Ayes: 16 - Kozickowski, Lace, Lauson, Albrecht, Gose, Shute, Montgomery, Sundquist, Wagner, Putzer, Troxell, King, Sievert, Zellmer, Breister, Laabs. Nays: 17—Kollath, Barker, Pawlowski, Maehl, Steber, Schwartz, Planalp, Bahr, Robl, Lawson, Crowley, Schaidler, Finch, Hue, Webster, Owens, Rankin. Abstention: 1—Savas. Excused: 4—O'Brien, Diakoff, Duffy, Kramer. LOST.

Supervisor Bahr moved and it was seconded to refer to Planning & Zoning Committee with the express direction that they meet with the quarry operators. Ayes: 25. Nays: 9—Kollath, Schwartz, Planalp, Lawson, Crowley, Schaidler, Hue, Sievert, Webster. Excused: 4—O'Brien, Diakoff, Duffy, Kramer. MOTION TO REFER TO PLANNING & ZONING COMMITTEE CARRIED.

RESOLUTION NO. 64-792 - Delete Approval for Installation of Perimeter Fencing at Wittman Regional Airport As Proposed in AIP-10 Project

WHEREAS, the installation of perimeter fencing at Wittman Regional Airport was proposed in Federal/State/County Project AIP-10; and

WHEREAS, your undersigned Committee desires to delete the proposed installation of perimeter fencing from said project; and

WHEREAS, State Grant regulations require that the deletion of said proposed improvement from such a project be approved by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the deletion of the proposed installation of perimeter fencing at Wittman Regional Airport from Federal/State/County Project AIP-10.

Submitted by,
AVIATION COMMITTEE

Supervisor Albrecht moved and it was carried to adopt. Ayes: 30. Nays: 2—Lace and Sundquist. Abstention: 1—Pawlowski. Excused: 5—Duffy, Diakoff, Kramer, Owens and O'Brien. CARRIED.

RESOLUTION NO. 65-792 - Authorize Transfer of \$12,700 From Contingency Fund to Capital Outlay Fund of the Winnebago County Sheriff's Department Budget

WHEREAS, the lowest bid upon the Microwave Project linking communications for Winnebago County between the Courthouse, the Sandpit Main Communication Tower, Park View Health Center and the Sheriff's 911 Tower at the Menasha Public Safety Building was \$12,700 greater than the amount originally budgeted for said project; and

WHEREAS, it is unlikely that a rebid of the Project shall result in a submission of a bid which is within the amount authorized in the 1992 Winnebago County Budget; and

WHEREAS, the general safety of the public demands that said Project be completed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$12,700 from the Contingency Fund of the Winnebago County Budget to the Capital Outlay Fund of the Winnebago County Sheriff's Department Budget for the purpose of completing the Microwave Communications Systems Project.

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

Motion by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 32. Nays: 1—Pawlowski. Excused: 5—Duffy, O'Brien, Diakoff, Owens and Kramer. CARRIED.

RESOLUTION NO. 66-792 - Authorize Transfer of \$100,000 From Contingency Fund to Boarding Prisoners Fund Of The Winnebago County Sheriff's Department Budget

WHEREAS, due to overcrowding within the Winnebago County Jail, the Winnebago County Sheriff has been required to board an unanticipated number of prisoners in the Waushara County Jail and other county jails within the general area of Winnebago County; and

WHEREAS, only a minimal amount of funds was budgeted within the 1992 Winnebago County Budget so as to finance any need to board prisoners in other county jails; and

WHEREAS, the Winnebago County Sheriff estimates that approximately \$100,000 will be spent during 1992 to board prisoners in other county jails due to overcrowding within the Winnebago County Jail.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$100,000 is hereby transferred from the General Contingency Fund of the 1992 Winnebago County Budget to Account -100-320-5529—Boarding Prisoners within the Winnebago County Sheriff's Department Budget for the purpose of paying for the boarding of prisoners in other county jails due to overcrowding within the Winnebago County Jail.

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

Motion by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 33. Nay: 1—Pawlowski. Excused: 4—Duffy, O'Brien, Diakoff and Kramer. CARRIED.

SUBSTITUTE

RESOLUTION NO. 67-792 - Authorize Transfer of \$9,000 From Contingency Fund to the Winnebago County Personnel Department Budget for Advertising

WHEREAS, periodic recruitment difficulties in the nursing field have required more advertising than was anticipated when the 1992 budget was prepared; and

WHEREAS, the \$12,500 budgeted within the Personnel Department budget for County-wide advertising expenses has been totally expended; and

WHEREAS, it is anticipated that \$9,000 in additional funding will be necessary to cover the cost of current and planned advertising for the balance of 1992.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$9,000 from the Contingency Fund of the 1992 Winnebago County Budget to the Winnebago County Personnel Department budget for advertising.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor King and seconded to adopt. Two-thirds vote required. Ayes: 34. Nays: 0. Excused: 4—Duffy, O'Brien, Diakoff and Kramer. CARRIED.

RESOLUTION NO. 68-792 - Authorize Transfer Of \$12,000 From Revenues Fund of Emergency Government Budget

WHEREAS, the Emergency Government Department has received unexpected revenues of \$12,000 as a result of selling three warning sirens; and

WHEREAS, the Director of the Emergency Government Department, as a result of a misunderstanding with regard to the budget procedure, failed to submit detailed justification on the Capital Outlays Summary and Justification Forms in his 1992 budget for \$8,000 in needed equipment; and

WHEREAS, the Emergency Government Department needs to replace three sirens and install five new warning sirens, but there was no detail submitted with the Emergency Government Department's Budget data in relationship to the necessary financial outlay for such capital equipment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$8,000 be transferred from the Revenues Fund of the Emergency Government Department Budget to the General Construction Fund of said Budget for the purpose of replacing three warning sirens and installing five new warning sirens.

BE IT FURTHER RESOLVED that the amount of \$4,000 be transferred from the Revenues Fund of the Emergency Government Department Budget to the General Fund Balance.

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

Motion by Supervisor Gose and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4—Diakoff, Duffy, O'Brien and Kramer.
CARRIED.

RESOLUTION NO. 69-792 - Approve Petition to Discontinue Unimproved Road Right-of-Way in Boom Bay Heights Plat, Town of Wolf River

WHEREAS, Charles E. Williams, as attorney for the estate of Adolph C. Wolfrath and Gerald Kamps, personal representative for said estate; Carmen J. Baldauf; Stanley Bork; Mary Bork; the Boom Bay Heights Improvement Association; Grace Immel; Victor Springstroh; Patricia Springstroh; Richard J. Kiesow; Violet Kiesow; Edward Kiesow; Marie Goldsworthy; Claude Goldsworthy; Wayne W. Kiesow; Nella J. Kiesow; Richard Johnson; Vivian Johnson; Jack W. Hoehne; Patricia K. Hoehne; Dennis Klabunde; Ruth Klabunde; Joe Ver Voort; Sandy Ver Voort; and the Town of Wolf River have petitioned the Winnebago County Board of Supervisors, pursuant to Section 66.296(1), Wisconsin Statutes for discontinuance of the unimproved road right-of-way portion of Boom Bay Heights Road in Boom Bay Heights Plat, Town of Wolf River, Winnebago County, Wisconsin, legally described as follows:

Part of Boom Bay Road as platted Northeast of Lots 17, 18, 19, 20 & 21 in BOOM BAY HEIGHTS, Town of Wolf River, Winnebago County, Wisconsin, described as follows:

Commencing at the northeast corner of said Lot 17; thence S36 degrees 45' 00" E, 12.94 feet, along the Southwesterly line of Boom Bay Road; Thence N 61 degrees 56' 00" E, 128.89 feet along the Northwesterly line of lands described in Volume 996, page 117 to the point of beginning; thence continuing N 61 degrees 56' 00" E, 98.04 feet, along the Southeasterly line of Boom Bay Road (as platted); thence S 32 degrees 49' 00" E, 143.79 feet, along the Southwesterly line of Boom Bay Road (as platted; thence S 65 degrees 34' 00" E, 92.42 feet, along the Northerly line of lands described in Volume 996, page 117; thence N 32 degrees 49' 00" W, 267.53 feet, along the Northeasterly line of Boom Bay Road (as platted); thence S 61 degrees 56' 00" W, 230.00 feet, along the Northwesterly line of Boom Bay Road (as platted); thence S 36 degrees 45' 00" E, 13.89 feet; thence N 82 degrees 56' 00" E, 85.05 feet; thence S 65 degrees 34' 0" E, 7.30 feet to the point of beginning; and

WHEREAS, said Petition was approved by the undersigned Committee at a public hearing; and

WHEREAS, all notice requirements as to said Petition have been met pursuant to Section 66.296 and Section 840.11, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the Petition of the aforementioned residents for discontinuance of the following described roadway:

Part of Boom Bay Road as platted Northeast of Lots 17, 18, 19, 20 & 21 in BOOM BAY HEIGHTS, Town of Wolf River, Winnebago County, Wisconsin, described as follows:

Commencing at the northeast corner of said Lot 17; thence S36 degrees 45' 00" E, 12.94 feet, along the Southwesterly line of Boom Bay Road; Thence N 61 degrees 56' 00" E, 128.89 feet along the Northwesterly line of lands described in Volume 996, page 117 to the point of beginning; thence continuing N 61 degrees 56' 00" E, 98.04 feet, along the Southeasterly line of Boom Bay Road (as platted); thence S 32 degrees 49' 00" E, 143.79 feet, along the Southwesterly line of Boom Bay Road (as platted; thence S 65 degrees 34' 00" E, 92.42 feet, along the Northerly line of lands described in Volume 996, page 117; thence N 32 degrees 49' 00" W,

267.53 feet, along the Northeasterly line of Boom Bay Road (as platted); thence S 61 degrees 56' 00" W, 230.00 feet, along the Northwesterly line of Boom Bay Road (as platted); thence S 36 degrees 45' 00" E, 13.89 feet; thence N 82 degrees 56' 00" E, 85.05 feet; thence S 65 degrees 34' 0" E, 7.30 feet to the point of beginning.

Submitted by,
PLANNING & ZONING COMMITTEE

Supervisor Owens moved and it was seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Duffy, Diakoff, Kramer and O'Brien. CARRIED.

RESOLUTION NO. 70-792 - Authorize Industrial Development Board To Retain Interest Paid Upon Loans In Its Revolving Loan Fund

WHEREAS, on January 17, 1989, the Winnebago County Board of Supervisors, pursuant to Resolution -97-1288, established that the total funds available for industrial development loans through the Winnebago County Industrial Development Board was not to exceed the aggregate amount of \$1,000,000.00; and

WHEREAS, the Winnebago County Board of Supervisors, pursuant to said Resolution, established that all interest and other fees earned by the Industrial Development Loan Fund should be credited to the General Fund of Winnebago County; and

WHEREAS, the establishment of a \$1,000,000.00 ceiling for funds available for loan through the Industrial Development Loan Fund of the Winnebago County Industrial Development Board has been minimized due to the effects of inflation; and

WHEREAS, the one million dollar placed cap upon the Winnebago County Industrial Development Board's Loan Fund seriously hampers the ability of the Winnebago County Industrial Development Board to lure businesses to Winnebago County which are likely to create jobs within Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that all interest and other fees earned by Industrial Development Loans made by the Winnebago County Industrial Development Board be credited to the Industrial Development Board's Loan Fund.

BE IT FURTHER RESOLVED that the policy established by the Amendment to Resolution -97-1288, as adopted on January 17, 1989, crediting all interest and other fees earned by Industrial Development Loans to the General Fund of Winnebago County be rescinded.

Submitted by,
INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Lawson and seconded to adopt. Ayes: 22. Nays: 12—Pawlowski, Steber, Gose, Wagner, Putzer, Bahr, Robl, Schaidler, Finch, Zellmer, Owens, Laabs. Excused: 4—Duffy, Diakoff, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 71-792 - Posthumous Commendation to Vernise Wollerman

WHEREAS, Vernise Wollerman faithfully served the community as a police officer, police chief, County Board member, community volunteer, youth leader and civic leader throughout his adult lifetime; and

WHEREAS, the Winnebago County Board of Supervisors mourns the passing of Vernise Wollerman and recognizes the void which his passing will cause within this community.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby posthumously commends Vernise Wollerman for his life-long community service and civic leadership.

BE IT FURTHER RESOLVED that the Winnebago County Clerk forward a copy of this resolution to Vernise Wollerman's spouse.

Submitted by,
PAUL SUNDQUIST
COUNTY BOARD SUPERVISOR
DISTRICT -34

Motion by Supervisor Sundquist and seconded to adopt. Motion by Chairman Maehl and seconded to add "and the entire Winnebago County Board" after Paul Sundquist's name. Amendment carried by voice vote. Vote on amended resolution CARRIED BY UNANIMOUS VOICE VOTE.

Supervisor Pawlowski moved and it was seconded to adjourn to August 18, 1992. CARRIED BY VOICE VOTE. Meeting adjourned at 10:30 p.m.

Respectfully submitted,
LINDA WOLFE
WINNEBAGO COUNTY CLERK
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held July 28, 1992.

LINDA WOLFE
WINNEBAGO COUNTY CLERK

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, AUGUST 18, 1992**

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

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

Roll Call: All present except Duffy & O'Brien who were excused.

Supervisor Pawlowski moved and it was seconded to approve the minutes of July 28, 1992. He questioned whether a two-thirds vote was needed for Resolution 70-792—Authorize Industrial Development Board to Retain Interest Paid Upon Loans In Its Revolving Loan Fund. Corporation Counsel Bodnar explained that this is a policy matter and not a budgetary transfer so a two-thirds vote was not needed. Vote on motion to approve minutes: Ayes: 28. Nays: 6 - Steber, Putzer, Bahr, Schaidler, Diakoff, Owens. Excused: 4. Duffy, O'Brien, Shute, Crowley CARRIED.

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

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Sherry J. Lind re: alleged negligence in accident with Winnebago County Highway Department vehicle was referred to Personnel and Finance Committee. Letters from Town of Winchester, Town of Menasha, Town of Algoma, Town of Omro, and Town of Rushford opposing expansion at Wittman Field. Letters from Governor Tommy Thompson, Moose Speros, Administrator, Wisconsin Division of Tourism; Robert N. Trunzo, Secretary, Wisconsin Department of Development and Robert W. Kunkel, P.E., Director, Wisconsin Department of Transportation, favoring the Master Plan and expansion of Wittman Field were read and referred to the Aviation Committee.

Petitions for Zoning Amendments from: William Drews for zoning change from A-2 to R-1 for single family residence; Orvin Rieckmann for zoning change from A-2 to R-1 for single family residence; David Mayer for zoning change from A-1 to A-2 for farmette; Ruebin Olson for zoning change from A-1 to R-1 for single family dwellings; Allen Merrill for zoning change from R-2 (FP) to R-2 for single family residence; Harold and Shirley Jacobsen for zoning change from Agricultural to M2 for manufacturing/printing shop; Robert E. Braun, Zoning Administrator, for amendment to Winnebago County Town/County Zoning Ordinance; were referred to Planning and Zoning Committee.

APPOINTMENTS

County Executive Stevenson's appointments were presented:

CITY OF NEENAH TAX INCREMENTAL DISTRICT #4

County Board Chairman Joseph Maehl was appointed to this board. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

TRI-COUNTY RECREATION ASSOCIATION

Supervisor Jerold Finch was appointed to the Tri-County Recreation Association for a term effective immediately and expiring April 19, 1994. Motion by Supervisor King and seconded to confirm. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

The Winnebago County Fair was a great success, but the buildings are bursting at the seams, and the 4-H projects could have used more space. There were some parking problems, but overall everything went very well. County Executive Stevenson just finished the budget process. He will meet with Outagamie County Executive regarding the UW-Fox Valley Center and Ice Arena. The budget has been reduced to a reasonable tax increase. In the human services area, difficult patients housed in other counties will be brought back to Winnebago County as much as possible. There has been a nursing shortage at Park View Health Center and we may have to contract with a company to perform nursing services. The final figures on the space needs are not available, so he will send supervisors the information next week.

COUNTY BOARD CHAIRMAN'S REPORT

Supervisor Ken Robl was appointed Chairman of the East Wisconsin Railroad Consortium. Items for the September 1 Special Orders of Business Meeting will be: The Challenging Client, Wittman Field Master Plan and Capital Improvements Program. The regular meeting of the County Board in September will be on September 22nd. Governor Thompson was invited to come back to another County Board meeting at his convenience. Some of the candidates involved in the September 8th primary election are: Sheriff Lee Burton and Robert Kraus for Sheriff, Supervisor Carol Owens for District 53 Assembly seat and Supervisor David Kollath for District 55 Assembly seat. Supervisor Jerry Finch has resigned from the Judiciary and Public Safety Committee due to a career change, and the vacancy will be filled on September 1st. The Winnebago County Fair experienced a 91% increase in midway revenues, a 25% increase in parking revenues and higher concession revenues. Chairman Maehl advised supervisors that East Central Wisconsin Regional Planning Agency reported Winnebago County had the highest per capita income in 1990 (\$18,000) and a 1991 employment increase of 2-1/2% compared to 1/2% statewide. He stated the population in the year 2010 is estimated to be 151,000.

COMMITTEE REPORTS

Vice-Chairman Albrecht reported the 1992 EAA Convention was a big success. They estimate 840,000 people attended, and 12,000 aircraft were displayed. Ten companies announced they will produce new airplanes, and Wittman Field will try to get them to locate here. Supervisor Diakoff reported Lisa Hilbert is tracking the foundry sand issue for the landfill, along with other issues. Supervisor Owens reported the zoning requests are numerous this year. The GIS System is in good shape because we had the foresight to do remonumentation ten years ago. Supervisor Kollath reported the Winne-Fox Library System has the largest circulation in the state. Supervisor Gose asked who gets the profits from the fair. Corporation Counsel Bodnar was instructed to review the contract and advise.

PUBLIC HEARING

There were no comments from the public.

1991 ANNUAL FINANCIAL REPORT

Finance Director Chuck Orenstein distributed copies of the 1991 Annual Financial Report. Supervisor Lauson moved and it was seconded that the County Board study the report and have Mr. Orenstein report back to the Special Orders of Business meeting on September 1st for discussion. **CARRIED BY VOICE VOTE.**

AUDIT REPORT—WINNEBAGO CONFLICT RESOLUTION CENTER

Gary Mayer, County Auditor, presented the audit report of the Winnebago Conflict Resolution Center and discussed projects for the future audits. The Social Services audit will be presented in September. Supervisor Steber asked about the County Executive's answer to the ice arena problem. Mr. Mayer reported the County Executive is not planning on pursuing collection from either Outagamie County or the Ice Arena, citing a "Winnebago County management error".

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to R-3 for duplex and multiple family development. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #8-01-92. A request from Sunrise Investments/Curt Biggar for zoning change from R-5 (Planned Residential District) to R-4 (Multiple-Family Residential District). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to B-3 for automotive repair business. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #8-02-92. A request from Larsen Cooperative/Leroy Peterson for zoning change from P-1 (Institution & Recreation Park District) to B-3 (General Business District). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to R-1 for existing residential lot. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #8-03-92. A request from John Kromm for zoning change from A-2 (General Farming District) to R-1 (Rural Residential Dist.)(Single-family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to R-1 for residential development. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #8-04-92. A request from Steven E. Weiland, et al for zoning change from A-2 (General Farming District)/(M-3 Extraction or Landfill District-Overlay) to R-1 (Rural Residential Dist.)(Single-family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

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

AMENDATORY ORDINANCE #8-05-92. A request from Ronald L. Jones for zoning change from A-2 (General Farming District) and B-2 (Community Business District) to R-2 (Suburban Residential Dist.)(Single-family, subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: zoning change to R-2 for pending subdivision. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #8-06-92. A request from Rose Colon for zoning change from B-2 (Community Business District) to R-2 (Suburban Residential Dist.)(Single-family, subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE. REPORT NO. 007. A report from Planning & Zoning Committee re: zoning change to R-1 for residential lot. Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #8-07-92. A request from Gene Tipler for zoning change from A-2 (M-3)(Agri-Business Dist.)(Extraction or Landfill Dist.) to R-1 (Rural Residential Dist.)(Single-family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 71-892 Disallow Claim of Estate of Cecelia Pitz**

WHEREAS, your Personnel and Finance Committee has had the claim of the Estate of Cecelia Pitz referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of the Estate of Cecelia Pitz dated June 23, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Abstention: 1—Bahr. Excused: 4—Duffy, O'Brien, Wagner and Putzer. CARRIED.

RESOLUTION NO. 72-892 Approve the Nonpoint Source Pollution Control Plan and Authorize Grant Application for the Arrowhead River, Rat River, Daggets Creek Priority Watershed

WHEREAS, the Arrowhead River, Rat River, Daggets Creek Priority Watershed Project, authorized and funded through the Wisconsin Nonpoint Source Water Pollution Abatement Program (Sec. 144.25 Wis. Stats., and Chapter NR 120, Wisconsin Administrative Code), was previously accepted by the Outagamie, and Winnebago County Boards (12/90); and

WHEREAS, the Outagamie County Land Conservation Department, the Winnebago County Land and Water Conservation Department, and the Watershed Project Citizens Advisory Committee, along with the Wisconsin Department of Natural Resources and the Wisconsin Department of Agriculture, Trade and Consumer Protection, worked cooperatively to prepare a pollution control plan for the Watershed Project; and

WHEREAS, said plan assesses nonpoint sources of pollution throughout the watershed; identifies **Best Management Practices** needed to control those pollutants; and guides the voluntary implementation of those practices by landowners in an effort to achieve specific water quality and water resource improvement goals; and

WHEREAS, upon approval of the watershed plan, Wisconsin Nonpoint Source Grant funds will be made available to landowners, through the County Land and Water Conservation Department, in the form of cost share assistance for purposes of installing Best Management Practices; and

WHEREAS, the Wisconsin Nonpoint Source Grant amount for Winnebago County in 1993, estimated at \$256,833.00, is to be budgeted within the Land and Water Conservation Department Fund #42850: NPS Grant Revenue Account.

NOW, THEREFORE, BE IT RESOLVED, that the Winnebago County Board of Supervisors does hereby approve the Nonpoint Source Pollution Control Plan and authorizes the Nonpoint Source Grant application for the Arrowhead River, Rat River, Daggets Creek Priority Watershed Project.

BE IT FURTHER RESOLVED that the Chairman of the Winnebago County Board is hereby authorized to notify the Wisconsin Department of Natural Resources of the Board's action, and that said notification be accompanied by a copy of this resolution.

Submitted by,
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Supervisor Lace moved and it was seconded to amend after the second paragraph to add "and to have a no-wake plan within Winnebago County within 500 feet of all shores, including rivers, lakes and channels." Vote: Ayes: 1—Lace. Nays: 34. Abstention: 1—Crowley. Excused: 2 Duffy and O'Brien. LOST. Vote on resolution: Ayes: 35. Nays: 0. Abstention: 1—Crowley. Excused: 2—Duffy and O'Brien. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn to September 1, 1992 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 7:30 p.m.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held August 18, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING
TUESDAY, SEPTEMBER 1, 1992**

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

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

Roll Call: 35 present—3 excused: Lauson, Duffy and O'Brien.

Supervisor Planalp moved and it was seconded to adopt the agenda except to delete "The Challenging Client" portion. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letters in opposition to Wittman Field Master Plan were received from: Chancey Schroeder, 136 W. 12th Avenue, Oshkosh, Wis.; Town of Oshkosh; Charles W. Riffe, P.O. Box 158, Tipton, Indiana; Murray Cunningham, 6150 Bayard Road, Minerva, Ohio; Bruce Gunther, 1213 E. Main Street, Omro, Wis.; Norma Jean Kemmerly, 230 E. Olive, Benton, Kansas; Gilbert F. Pollnow, Ph.D., 103 W. South Park Avenue, Oshkosh, Wis.; Charlie L. Brown, 1814 Lynnwood Court, Decatur, Illinois; William D. Radford, 5144 I-Ah-Maytah Road, Oshkosh, Wis.; Neil Newman, 4552 Poygan Avenue, Omro, Wis.; Ellen Newman, 4552 Poygan Avenue, Omro, Wis.; Paul J. Bryant, 7217 Canterbury, Prairie Village, Kansas; Robert Boyd Tober, M.D., FACEP, 350 Seventh Street North, Naples, Florida; J. P. Corbin, 9N089 Corron Road, Elgin, Illinois; Richard A. Kemmerly, 230 E. Olive, Benton, Kansas; Marlin J. & Beverly S. Lambert, 4055 Bonisteel, Fort Gratiot, Michigan; Mrs. Arthur H. Boldt, 1195 Apple Court, Oshkosh, Wis.; Richard W. Billberg, 2514 Village Lane, -C, Oshkosh, Wis.; Orlo Ellison, 1675 Garland, Lakewood, Colorado; and The Committee for Local Con-

cerned Citizens—Robert Hartman, Patrick Ruedinger, Terry Wesenberg, Belvia Faust, Sheree Zellner, Grant Beckfield, Pat Felker and Bunny Boelter.

Letters in support of the Wittman Field Master Plan were received from: Robert N. Trunzo, Secretary, Wisconsin Department of Development, Madison, Wis.; James R. Macy, Esq., 706 N. Eagle, Oshkosh, Wis.; D. J. Krueger, 1500 Maricopa Drive, Oshkosh, Wis.; Stephen P. Mosling, Vice-President, Administration, Oshkosh Truck Corporation, Oshkosh, Wis.; David G. Green, 404 W. New York Avenue, Oshkosh, Wis.; Patrick L. Guarino, 1033 School Avenue, Oshkosh, Wis.; Dennis E. Schwab, President, Schwab Realty, Ltd., Oshkosh, Wis.; Dennis J. Noone, Jr., President, First Wisconsin National Bank, Oshkosh, Wis.; David R. Krumrei, President and CEO, M&I Western State Bank, Oshkosh, Wis.; David Drabandt, Vice-President Finance; Mercy Medical Center, 631 Hazel Street, Oshkosh, Wis.; William D. Frueh, City Manager, Oshkosh City Hall, Oshkosh, Wis.; Richard M. Campbell, 116 S. Lark Street, Oshkosh, Wis.; Charles J. Blackerby, 1379 Lake Breeze Road, Oshkosh, Wis.; David Vierthaler, 2265 Weldon Court, Oshkosh, Wis.; Sharon Slover, Commission Chairman, Oshkosh Convention & Tourism Bureau, Oshkosh, Wis.; Wayne J. Macdonald, Vice-President, Bank One, Oshkosh, Wis.; Bill Wyman, Oshkosh B'Gosh, Oshkosh, Wis.; Clarence Jungwirth, 1620 North Oakwood Road, Oshkosh, Wis.; Paul C. Hollowell, 1004 Washington Avenue, Oshkosh, Wis.; Jack A. & Lorrie Keating Heinemann, 816 Washington Avenue, Oshkosh, Wis.; Ed and Judy Ivey, 407 N. Main Street, Oshkosh, Wis.; and N. K. Marshall, Ph.D., 1571 S. Oakwood Road, Oshkosh, Wis.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Machl announced the resignation of Supervisor Charles Duffy from District 16, City of Oshkosh. Applications will be taken until September 17th for that district. He announced a change in Supervisor Ron Montgomery's address to: 862L Vine Street, Oshkosh, Wis. 54901 and asked supervisors to change pages 40 and 47 in their new County Directories. The next County Board meeting will be held on Tuesday, September 22nd.

APPOINTMENT TO JUDICIARY & PUBLIC SAFETY COMMITTEE

Chairman Maehl submitted Supervisor John Planalp's name for appointment to the Judiciary & Public Safety Committee to replace Supervisor Jerold Finch, who resigned from the committee. Motion by Supervisor Kollath and seconded to adopt. CARRIED BY VOICE VOTE.

PUBLIC HEARING

The following persons spoke in support of the Wittman Field Master Plan: David Gustafson, Gene Goodson, 1545 Arboretum Drive, Oshkosh, Wis.; Gordon Doule, 1225 Summit, Oshkosh, Wis.; Richard Bergstrom, CEO of the Valley Inn and the Pioneer Inn; John Ingala, 1129 Van Buren, Oshkosh, Wis., Director of Public Relations at Mercy Medical Center and also representing Joe Ross, President of Mercy Medical Center; Mark Hoegh, 1750 Oshkosh Avenue, Oshkosh, Wis.; Tom Shepeck, 260 N. Campbell Road, Oshkosh, Wis., Chairman of Wittman Regional Action Group; Mike Dempsey, 2900 Fond du Lac Road, Oshkosh, President of the Oshkosh Chamber; John Kerrigan, 1850 White Swan Drive, Oshkosh, Wis., Chancellor of the University of Wisconsin-Oshkosh; Gary Bittner, 2398 Burnwood, Oshkosh, Wis.

The following persons spoke in opposition to the Wittman Field Master Plan: Chuck Carlson, 2712 Omro Road, Oshkosh, Wis.; Grant Beckfield, 2186 Waupun Road, Oshkosh, Wis.; Roy Gross, 1099 Congress St., Neenah, Wis.; Diane Leichtfuss, 1898 Waupun Road, Oshkosh, Wis.; Greg Curtis, attorney representing 90 affected property owners; Darrell Glatz, 1992 Knapp Street, Oshkosh, Wis.; Glen Schiefelbein, 2848 Knapp Street Road, Oshkosh, Wis.; M. Charles, 3289 W. Ripple, Oshkosh, Wis.; Art Hoerres, 1533 N. Main, Oshkosh, Wis.; Robert Juedes, 1655 Beech St., Oshkosh, Wis.; Carl Sosnoski, Jr., 3040 Knapp Street Road, Oshkosh, Wis.; and Alan Sosnoski.

WITTMAN FIELD MASTER PLAN

County Executive Stevenson stated that consultants were hired to produce the master plan. Before it was finished, information was prematurely released to the homeowners. He feels it is a good plan and will assist the economic development of the county. He introduced Rick Sokol, Airport Manager. Supervisors requested a short recess. Vote: Ayes: 21. Nays: 12. A recess was taken.

Mr. Sokol gave a short recap of the events leading to the updated Master Plan. A federal FAA administrator advised there may be Federal Airport Improvement Program (AIP) funds available to assist in the development of the airport. Twenty percent of the plan is being paid by the EAA Improvement Fund. They contracted with 4 consultants for assistance. They determined 3 goals:

1. Assess and meet year around aeronautical demand.
2. Assess and meet aeronautical demand associated with EAA activities.
3. Develop new revenue sources to reduce taxpayers' cost of operating the airport. This is associated with the Landside Plan.

Funding for the project would be: Federal—90%, State—5% and County—5%. Federal and State funds would be from the aviation users fees, in which there is a surplus. The County's fee may be 8%, because 2 T-hangars proposed are not reimbursable.

The Airside Plan affects the area of the airport reserved for airplane landings, parking, taxiways, etc. The Landside Plan includes public areas used for roadways, parking, economic development, etc.

The consultants then gave a brief overview of their work. Steve Benson, Koff & Associates of Kansas City, stated they examined the existing facilities and what could be projected in the future. They determined additional taxiways were needed, but the navigational aids, lighting and markings were in good shape. A perimeter service road around the airport without having to cross the runways is a key safety item. It was determined that items needed to be done were: extend the useful life of existing pavement, provide additional snow removal equipment, and improve airport rescue and fire fighting equipment. The plan was made for a 20-year period. Of the \$22,000,000 needed, \$19.2 is eligible for Federal AIP funds. \$1.7 million would be raised locally.

Brian Bainwell, President of Bainwell & Associates of Milwaukee gave his presentation on the landside segment. He stated that without any plan, land use is occurring in a haphazard way. Recommendations include having the land used as a revenue source on a land lease program to offset the operating costs. He said a Port of Entry in a foreign trade zone could be established in the future, such as Battle Creek, Michigan has done.

Keith Lindsey, Meade & Hunt, explained the ground access portion of the plan. Improvements are planned in 1993 for the Highway 41 & Highway 44 interchange due to traffic problems. An upgrade is proposed to Highways 26 and 41 with Fisk Avenue, making a back door entrance from Oregon. Once the airside portion moves to the west, it would have to be vacated. A new portion would go to Waukau and then to Ripple. A new street, parallel to Knapp Street Road going to Waukau Avenue would be built, 6 lanes would be added to Highway 41, and 2 more lanes added to Oregon Street.

Rick Sokol then explained more on the Master Plan. Pertinent issues are: 1. Relationship of Master Plan to airline service. 2. Economic impact over the next 10 years. 3. Economic impact of EAA. EAA contributes directly and indirectly to the low unemployment in the area. EAA pays \$10,000/annually for land rental, and \$10,000 fuel flowage fees annually. The 1979 agreement between the County and EAA could be re-evaluated and the financial impact renegotiated. The Aviation Committee conditionally endorsed the Airside portion of the plan and endorsed land acquisition without condemnation. They endorsed life estate options or rights of first refusal be used in some cases. They voted to remove the southeast landside portion of the plan. On September 22, 1992, the Aviation Committee will bring a resolution to the County Board to endorse the airside portion of the plan only.

Tom Poberezny, President of EAA, gave a history of the EAA moving to Oshkosh. He stated EAA is not a one week operation, but a year 'round business. The convention is the cornerstone of their activities. They spent over \$7,000,000 in capital improvements to build a convention site. Their payroll taxes are \$300,000, and City and County taxes are \$152,000. They employ 128 full time and 49 part-time employees, which increases to 450 during the convention. Their payroll annually is \$3.8 million dollars. They spent

\$13,000,000 on their headquarters and Pioneer Airport, and are planning \$10,000,000 in capital investments in the future, with 3 new hangars, expansion of museum and storage, and more exhibit facilities. They have purchased 700 acres of property and have been approached by 4 different landowners to purchase their property but the selling prices far exceeded the appraisal price. He supports the airside recommendations.

Rick Sokol stated there are 15 residences involved: 6 would be purchased outright and 9 would be through options, life estates, etc. The county needs to decide its position for the next 20 years. The acquisitions and work would be done as federal money became available. There is no timetable. An environmental assessment would be needed, so the earliest it could be done would be two years.

Mr. Poberezny responded to a question as to why Zaug's are the only vendor allowed to sell food at the EAA Fly-In. He stated Zaug was the only entity willing to operate the entire site and build its own facilities. In response to a question on why tents have to be rented through EAA, Mr. Poberezny stated they have over 700 exhibitors, and opted to have IGL Wisconsin supply them rather than numerous vendors which would add to the confusion.

Keith Lindsey, Mead & Hunt, stated Knapp Street should be closed between old Highway 26 and Sacred Heart Cemetery to accommodate the Master Plan. A new road would have to be constructed between the north and south. The TIF District could be extended from west of Highway 41 to east of Highway 41 and the money used to finance building a new road replacing Knapp Street. The average TIF District lasts around 10 years.

Jan Finkelmeyer and Larry Murphy, Accountants gave a presentation. They explained the county should have an appraisal made of the properties they wish to acquire to present to the property owner. The property owner could also get his own appraisal. Negotiations would be made based on those appraisals. Relocation assistance payments would be made. A payment can be made to property owners for the difference between the value of the property and cost to the property owner to purchase a similar property (can be up to \$25,000 for a residence or \$50,000 for a farm).

Life estates can be offered to some property owners. They would come up with a current value of the rental of the life expectancy of the people involved and deduct that from the appraisal. Property with life estates allow the owners to occupy the property until they die. They cannot sell to anyone else. The Aviation Committee stipulated that condemnation of land would not be allowed. It would need County Board approval if condemnation was used.

Winnebago County would acquire 3 homes owned by EAA for parking, moving and taxiing the airplanes. Battle Creek, Michigan and Waukesha County, Wisconsin were listed as good examples of airport development programs. Battle Creek is designated a foreign trade zone, and Oshkosh could also be designated the same. Foreign trade zones are designated by the federal government on the basis of economic need and politics.

435 acres will be needed for the airside activities. 770 acres are needed for the landside development. Costs are estimated at \$3.5 to \$6 million dollars. It is suggested to acquire the area as aggressively as possible. The City of Oshkosh would annex the southwest landside portion and the TIF district extended to provide sewer and water to it.

Following the presentations and question and answer session, the County Board took a short recess.

CAPITAL IMPROVEMENTS PROGRAM

County Executive Paul Stevenson gave the background of the space studies which led up to his recommendation in his report. The Property Management and Maintenance Committee voted 4-0 to endorse the County Executive's proposal to recommend Option 2A, which is to construct a new 78,000 square foot five-story tower between the existing Social Services Building and the Courthouse to house the Human Services Departments, and construct a new 24,000 square foot two story Human Services building in Neenah at a total cost of \$6,482,600.

Mr. Stevenson said he will send supervisors information next week on how people arrive at the Social Services building, Department of Community Services and the Public Health Nurses' offices—by car, bus, on foot, bicycle, etc.

He introduced Carl Scott, McMahon & Associates, who explained Option 2A. The pros and cons of the recommendation are:

Pros: This alternative would consolidate all the necessary functions into efficient facilities that will lend themselves towards achieving the necessary adjacencies required.

Ample public bus transportation is available for Human Services clients and for county worker use, at Oshkosh and Neenah.

Provides human services near client residences.

Cons: Acquisition of additional property on Church Avenue and Algoma Blvd. will be required to provide 137 new parking stalls. Land costs, relocation expenses and site development costs are estimated at \$695,000.

Disruption of existing parking and offices during construction.

Inhibits future expansion of branch courts and associated space.

Acquisition of additional property at Neenah will be required for needed parking. Land cost is \$215,000.

Oshkosh Social Services staff must be relocated during 10-14 months of construction.

Removes private property from tax rolls.

For the Neenah facility, a building would be built next to the old one, the old one torn down and used for parking. The building will be entered from the side streets instead of from Commercial Street. An additional floor could be added to the building for expansion.

Supervisor Sundquist asked about the H-shaped building previously proposed for the Social Services building. Mr. Scott said it is still a viable option. The Courthouse configuration could be changed. Mr. Scott stated there would be disruptions of parking, the entrances, clients, electrical interruptions, vibrations, noise and dust during construction. Supervisor Putzer stated Mark Quam, Director of Social Services, recommended one facility at Park View Health Center. Supervisor Crowley stated bus service could be obtained to Park View, and suggested the availability of a site at Highway 47 and Midway Road for the Neenah office. Supervisor Savas stated traffic congestion is very bad at the proposed Neenah site.

County Executive Stevenson was directed to look at the Mondl building by the Property Management and Maintenance Committee. They are investigating innovative ways of financing this proposal for 10 years instead of 20 years. These ideas will be presented at the September 22nd meeting.

Supervisor Pawlowski moved and it was seconded to adjourn. CARRIED. Meeting adjourned at 10:50 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held September 1, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, SEPTEMBER 22, 1992**

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

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

Roll Call: All present except Schaidler who was excused.

Supervisor Pawlowski moved and it was seconded to approve the minutes of August 18, 1992. **CARRIED BY VOICE VOTE.**

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

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Janice Breaker, Mae Huberty, Lyle Dorow and Elda Skalmoski regarding the County's interest in certain property creating an encumbrance on the title was referred to Personnel and Finance Committee.

Letters opposing the Wittman Field Master Plan were received from: Paul & Judy Erwin, Columbiaville, Michigan; Robert L. Van Etten, Ravena, New York; Mrs. Earl Madison, Oshkosh, Wis.; David J. Gregory, Hampton, Virginia; Robert Woodall, Northwood, Ohio; William C. Dixon, Decatur, Illinois; Jerry & Audrey Trumbold, Eureka, Illinois; Robert Heidrich, Harwood Heights, Illinois; Jim Robinson, Orleans, Ontario, Canada; Bill & Sharon Land, Shelbyville, Illinois; Donald O'Connell, Winneconne, Wis.; Robert H. Pike, Barrington, Illinois; Reverend Theodore J. Hendricks, Sacred Heart Church, Oshkosh, Wis.; Mike Bechler, Owner, Bechler Trucking, Van Dyne, Wis.; Town of Utica Town Board; Town of Oshkosh Town Board; Bunny Boelter, Oshkosh, Wis.; Mrs. Robert

J. Hartman, Oshkosh, Wis.; Patrick J. Brennand, Oshkosh, Wis.; Michael Brennand, Oshkosh, Wis.; R. Mike Martin, Oshkosh, Wis.; Jerry Frey, Chairman, Town of Oshkosh; Rene' M. Palmer, Oshkosh, Wis.; William and Sharon Berger, Oshkosh, Wis.; Michael S. Henschel, Henschel Milk Service, Neenah, Wis.; James and Gladys Karoses, Oshkosh, Wis.; Diane Leichtfuss, Oshkosh, Wis.; Gilbert Pollnow, Oshkosh, Wis. and Robert Horne, Pickett, Wis.

Letters in favor of the Master Plan were received from: Fred M. Pinkerton, President, C. R. Meyer, Oshkosh, Wis.; Norman Mueller, President, West Side Association, Oshkosh, Wis.; John E. Kerrigan, Chancellor, UW-Oshkosh; Mary Brefeld, Oshkosh, Wis.; Douglas P. Jarmusz, Oshkosh, Wis.; Gary E. Geisler, Vice-President, Horizon Group, Inc., Muskegon, Michigan; Nancy J. Pickard, Winneconne, Wis.; William & Myrtle Hook, Winneconne, Wis.; Terry L. Pickard, Winneconne, Wis.; Linda Harrah, Winneconne, Wis.; Benjamin T. Ganther, Oshkosh, Wis.; Raymond Hoeft, President, Omro Area Development Corp., Omro, Wis.; Orson & Nancy Willard, Oshkosh, Wis.; John E. Ruppenthal, Oshkosh, Wis.; Burton Schmidt, Oshkosh, Wis.; Jack D. Steinhilber, Steinhilber, Swanson, Mares, Curtis, Marone & Wold, Oshkosh, Wis.; Michael L. Heider, CPA, Oshkosh, Wis.; Robert & Carol Kruse, K & M Investments, Inc., Oshkosh, Wis.; Beverlee A. Mallon, Executive Director, Oshkosh Convention & Tourism Bureau, Oshkosh, Wis.; Oshkosh City Council, Oshkosh, Wis.; W. Kurt Foreman, Executive Director, Oshkosh Industrial Development Corp., Oshkosh, Wis.; Catherine Zimmerman, Oshkosh Campus Administrator, Fox Valley Technical College, Oshkosh, Wis.; William J. Schlapman, Winneconne, Wis.; Nick A. Jensen, Investment Representative, Edward D. Jones & Company, Oshkosh, Wis.; Chuck Larsen, Oshkosh, Wis.; Brian McClone, CPCU, The McClone Agency, Inc., Oshkosh, Wis.; Alan R. Abraham, Leadership Oshkosh Alumni, Lutheran Homes of Oshkosh, Inc., Oshkosh, Wis.; Robin Jones, Larsen, Wis.; Mike Sliwa, Oshkosh, Wis.; Eugene Cech, Oshkosh, Wis.; Village Board, Village of Winneconne; William L. Brault, President, Green Bay Area Visitors & Convention Bureau, Inc., Green Bay, Wis.; John A. Casper, Executive Vice President, The Chamber, Oshkosh, Wis.; Frances A. Weaver, President, Racine County Convention & Visitors Bureau, Racine, Wis.; Lorraine Weiner, 1752 Doty

Street, Oshkosh, Wis.; Rich & Bev Mallon, Oshkosh, Wis.; Seraph and Patricia Kaprelian, Oshkosh, Wis.; Paul and Loa Fergot, Oshkosh, Wis.; Joan E. Corning, Fond du Lac, Wis.; Patricia T. O'Connor, Butte des Morts, Wis.; Priscilla Dlugolenski, Oshkosh, Wis.; Peg Dorow, Oshkosh, Wis.; David Dorow, Oshkosh, Wis.; Henry and Pearl Krueger, Oshkosh, Wis.; Henry H. Kimberly, Jr., Oshkosh, Wis.; Bob Mackey, Oshkosh, Wis.; Floyd Taylor, Oshkosh, Wis.; Rob P. Kleman, Director, Oshkosh Commercial Development Corp., Oshkosh, Wis.; Kelli Trumble Gavinski, Executive Director, Wisconsin Dells Visitor & Convention Bureau, Wisconsin Dells, Wis.; John C. Burton, Oshkosh, Wis.; Nancy LaMay, no address given; Joyce Ehrenberg, no address given; and Stevens Point Area Convention & Visitors Bureau, Stevens Point.

Letter from Marilyn Wiesner, 708 Yorkshire Road, Neenah, Wis. supporting human services buildings in the Neenah-Menasha area and Oshkosh area was received and placed on file.

Petitions for Zoning Amendments from:

Clifford Osen for zoning change for planned unit development.

Muneer A. Dar and Karen A. Dar for zoning change for printing and converting equipment shop/warehouse.

Joseph F. Paulus for zoning change for single-family dwelling.

Richard Pucker for zoning change for single-family dwelling.

COUNTY BOARD CHAIRMAN'S REPORT

The Wisconsin Counties Association convention was well attended and informative. Interviews will be held soon for the District 16 County Board seat.

COMMITTEE REPORTS

Supervisor Owens reported the NMROD Ordinance on mining and reclamation will not be brought to the board on October 6th because some of the problems have been resolved amongst the quarry operators.

INSURANCE PRESENTATION

Supervisor Orrin King presented a plaque to County Executive Stevenson showing that Winnebago County was one of the pioneer counties in the Wisconsin Counties Mutual Insurance Corporation.

He also presented a check in the amount of \$30,054 as a rebate for premiums paid.

PUBLIC HEARING

Mr. Robert Hartman requested a Point of Order and asked that 2 people representing the property owners around the airport be allowed to speak at the podium at the end of the public hearing. Chairman Maehl asked the County Board to vote on this, and it carried by voice vote.

Those speaking in favor of the Wittman Field Master Plan concept: Judy Wyrembeck, 1829 McCurdy, Oshkosh, Wis.; Jack Schlosser, 2830 Stoney Beach Ave., Oshkosh, Wis.; Greg Malkowsky, 1601 Maricopa, Oshkosh, Wis.; Peter Chapman, 6577 Woodview, Winneconne, Wis.; Clarence Jungwirth, 1620 N. Oakwood, Oshkosh, Wis.; Dave Paulick, 1779 Maricopa, Oshkosh, Wis.; and James Coughlin, 211 S. Second Street, Winneconne, Wis.

Persons speaking against the Master Plan concept were: Mike Brennand, 977 County Road I, Oshkosh, Wis.; Jay Stadtmueller, 2241 Knapp Street Road, Oshkosh, Wis.; Ed Stadtmueller, 2227 Knapp Street Road, Oshkosh, Wis.; Larry Weisjohn, 1723 County Road I, Oshkosh, Wis.; Greg Curtis, Attorney representing 90 property owners; Sherry Zellner, 2217 County Road I, Oshkosh, Wis.; Al Hoffman, 1938 McCurdy Street, Oshkosh, Wis.; Herb Clark, 3686 Leonard Road West, Oshkosh, Wis.; Orv Koplitz, 3420 County Road Z, Oshkosh, Wis.; Diane Leichtfuss, 1898 Waupun Road, Oshkosh, Wis.; Bob Johnson, 4072 State Road 150, Larsen, Wis.; Beatrice Holton, 3732 Candlish Harbor Lane, Oshkosh, Wis.; David Moon, 1989 County Road I, Oshkosh, Wis.; Ted Galloway, 744 S. Park, Neenah, Wis.; Gilbert Pollnow, 103 W. South Park Avenue, Oshkosh, Wis.; Walt Chrapla, 721 Mitchell Street, Neenah, Wis.; Robert Wertsch, attorney representing Towns of Nekimi and Algoma; Robert Juedes, 1655 Beech Street, Oshkosh, Wis.; Virgil Langbauer, 126 W. 22nd, Oshkosh, Wis.; Melanie Bloechl, Oshkosh Deputy Mayor, Oshkosh, Wis.; Carl Sosnoski, Knapp Street Road, Oshkosh, Wis.; Jerry Frey, Chairman, Town of Oshkosh; Alton Ziebell, 654 Florida, Oshkosh, Wis.; Belvia Faust, 1944 Knapp Street Road, Oshkosh, Wis.; Ron Miller, Chairman, Town of Nekimi and Pat Brennand, 2925 W. Ripple Ave., Oshkosh, Wis.

Walt Chrapla, 721 Mitchell, Neenah, Wis. questioned Resolutions 86A, 86B and 86C regarding the bonding and asked what happened to the County Executive's Capital Improvements Program. Jerry Frey, Chairman, Town of Oshkosh, spoke on Resolution 87-992 regarding the Human Services Buildings at Neenah and Oshkosh. He requested the building not be built at Park View Health Center. Sam Hartmann, 585 Peckham, Neenah, Wis., spoke against Resolution 80-992 and urged retaining the Ice Arena.

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson asked the County Board to support Resolution 73-992—Approve Concept of Airside Portion of Master Plan for Wittman Regional Airport. He feels it will help economic development, jobs and be a progressive force. Per Supervisor Albrecht's request, the Emergency Government Director will give a report at the November meeting. County Executive Stevenson reported he loaned our tub grinder to Waushara County after the tornado. Discussion held on the study of courtroom security. Mr. Stevenson has assigned David Henneman, Information Systems Director, to conduct further studies.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to M-1 for cold storage warehousing and plumbing office. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #9-01-92. A request from Jeffrey D. Ogden for zoning change from B-3 (General Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-3 for duplex development and R-2 for single family dwelling. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #9-02-92. A request from David Eisele/Martenson & Eisele, Inc. for zoning change from B-3 (General Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to M-2 for mini-warehouse and truck rental. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #9-03-92. A request from Gordon Jahnke for zoning change from B-3 (General Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to R-3 for construction of two duplexes. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to R-1 for construction of single-family residence. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #9-05-92. A request from William Drews for zoning change from A-2 (General Farming District) to R-1 (Rural Res. Dist.—Single-family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: zoning change to R-1 for existing residential lot. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #9-06-92. A request from Orvin Rieckmann for zoning change from A-2 (General Farming District) to R-1 (Rural Res. Dist.—Single-family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 007. A report from Planning & Zoning Committee re: zoning change to A-2 for construction of residential dwelling. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #9-07-92. A request from David Mayer for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 008. A report from Planning & Zoning Committee re: zoning change to R-1 for creation of two single-family lots. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #9-08-92. A request from Ruebin Olson for change from A-1 (Agri-Business District) to R-1 (Rural Residential Dist.—Single-family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 009. A report from Planning & Zoning Committee re: zoning change to remove property from floodplain. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #9-09-92. A request from Allen E. Merrill for zoning change from R-2 (FP) (Suburban Residential District) Floodplain to R-2 (Suburban Residential District). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 010. A report from Planning & Zoning Committee re: zoning change to M-2 for manufacturing and printing plant. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

REPORT NO. 011. A report from Planning & Zoning Committee re: zoning change to adopt USGS revised Sawyer Creek floodplain study and maps. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #9-11-92. A request from Winnebago County Planning & Zoning Committee for zoning change to adopt USGS revised Sawyer Creek floodplain study and maps. Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 12. A request from Town of Wolf River on behalf of Karen Rodencal for zoning change from A-2 (Exclusive Agri-Business District) to R-1 (Rural Residential District). Motion by Supervisor Laabs and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 13. A request from Town of Wolf River on behalf of Robert Niemuth for zoning change from A-2 (Exclusive Agri-Business District) to R-1 (Rural Residential District). Motion by Supervisor Laabs and seconded to adopt. CARRIED BY VOICE VOTE.

Supervisor Montgomery moved and it was seconded to consider Resolution 73-992 at this time. CARRIED BY VOICE VOTE. 1 Nay Crowley.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 73-992 — Approve Concept of Airside Portion of Master Plan For Wittman Regional Airport**

WHEREAS, numerous citizens and businesses rely upon the transportation facilities provided at Wittman Regional Airport to supply their various transportation needs; and

WHEREAS, improvements are required at Wittman Regional Airport to maintain the Airport as a vital air transportation facility; and

WHEREAS, expert studies completed as to the layout of Wittman Regional Airport indicate a need to expand the aeronautical space occupied by the Airport so as to improve safety for all those utilizing said facility; and

WHEREAS, the Winnebago County Board of Supervisors believes that it would in the best interests of Winnebago County citizens and those persons utilizing Wittman Regional Airport that the Airside Portion of the Wittman Regional Airport Master Plan be approved and endorsed so as to allow the Director of the Airport facility and other County officials, as needed, to begin preliminary efforts to obtain funding from various federal and state sources so as to ultimately implement said Master Plan upon the further approval of the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and endorses the concept of the Airside Portion of the Wittman Regional Airport Master Plan as illustrated in the attached Master Plan documents and Airport Layout Plan which are hereby incorporated and made a part of this Resolution by reference.

Submitted by,
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht stated the Aviation Committee voted for no condemnation of property, the Federal funds are from airport users' fees, and there would be no bonding involved. He said EAA will benefit, but will be a participant also. Corporation Counsel Bodnar explained the resolution does not allow any purchase of property, condemnation of property or expending any money. It is merely a "concept".

He said the final Master Plan could come back completely different than the one proposed. Supervisor Gose stated there is nothing in the plan that addresses the reduction of debt at the airport. He felt supervisors should have received the 200-page Master Plan rather than the synopsis of the plan. Supervisor Wagner asked if E.A.A. asked for the plan, and Supervisor Albrecht stated they did not. Supervisor Owens felt farmland around the airport was safer than having factories and homes. Supervisor Diakoff questioned the cost, which was estimated at \$2.5 to \$5 million dollars. Mr. Sokol answered many questions of supervisors on various aspects of the plan.

Supervisor Albrecht moved and it was seconded to amend on line 30, to add: "BE IT FURTHER RESOLVED, that the concerns of Sacred Heart Parish be precisely addressed in further planning as it relates to Sacred Heart Cemetery." CARRIED BY VOICE VOTE. Vote on resolution as amended: Ayes: 21—Kollath, Barker, O'Brien, Maehl, Lauson, Albrecht, Shute, Schwartz, Montgomery, Sundquist, Planalp, Wagner, Troxell, Robl, King, Lawson, Hue, Zellmer, Webster, Rankin, Breister. Nays: 15—Pawlowski, Savas, Koziczkowski, Lace, Steber, Gose, Putzer, Bahr, Crowley, Kramer, Finch, Sievert, Diakoff, Owens, Laabs. Excused: 1—Schaidler. CARRIED.

Following a short recess, the County Board resumed deliberations. Supervisor Lauson moved to complete the Zoning Reports and hear Mr. Pittelman's report and then recess until Wednesday, September 23rd at 6:00 P.M. CARRIED BY VOICE VOTE.

Joel Pittelman, Firststar of Milwaukee, addressed the County Board and advised that interest rates are the lowest in 30 years. He stated this is a good opportunity to borrow at low rates. Meeting recessed at 10:30 P.M.

SECOND DAY—WEDNESDAY, SEPTEMBER 23, 1992

Roll Call: All present except J. C. Pawlowski. Chairman Maehl announced there would be no preliminaries since the meeting is a continuance from the previous evening.

SOLID WASTE MANAGEMENT BOARD UPDATE ON RECYCLING FACILITY

Leonard Leverage, Solid Waste Manager, reported that State recycling law required all 21 municipalities to provide recycling services for residential homes. The Solid Waste Management Board met with 17 of the 21 communities in 1990. They felt the County should continue with the landfill and recycling services, but not collection. The Solid Waste Management Board completed a Solid Waste Management Recycling Plan and formed a committee to provide a recycling facility and contract with the private sector for a 3-year period with an option to purchase after that time. They received one bid from Browning Ferris Industries, Schaumburg, Illinois.

The private sector cannot recycle cheaper than government since they cannot use prisoners for labor and they cannot get the low interest rates available to governments. The cost Brownwill Ferris Industries would have been \$117-\$135/ton for recycled materials. We are presently charging \$24.50/ton to landfill materials.

The committee investigated a regional concept with Outagamie and Brown Counties. They were told Outagamie County was not interested on two occasions, and then Outagamie County invited them to join them with no ownership or management. Transfer stations would have been needed and it would have cost \$83/ton with Outagamie County.

The Solid Waste Management Board now has a price of \$55/ton to process recycled materials. The biggest savings is by using prison labor. They are now paying \$150/ton during the interim period before the facility is built. The county does not have to provide a recycling facility. They will not break ground until they have signed agreements from 66% of the population of Winnebago County. By October 6th, they should have 60-80% signed up for recycling. The voluntary interim program has 73% of the county involved. Presently, 140 tons a month are being recycled. On December 4th, they will award bids if they have 66% or more of the population signed up.

Since 1991, everyone has had to recycle waste oil, auto batteries and appliances. The landfill charges \$3.00 for appliances and \$1.00 for tires. By 1993, communities must submit plans to the D.N.R. on how they are going to recycle. The Solid Waste Management Board is considering providing services for residential hazardous waste, such as turpentine, leaded paints, cleaning fluids, etc., which would be accepted at the landfill throughout the year.

Mr. Leverage explained the problems with foundry sand and shredded fluff. Foundry sand was being used as daily cover, but it takes up more space than using sani-foam. Foundry sand would fill up the landfill 1-1/2 years sooner than with sani-foam. To offset the lose of airspace the Solid Waste Management Board wants to charge \$5.00 tipping fee for foundry sand, but the law in 1989 stated landfills shall accept foundry sand free. The Governor directed the D.N.R. Board to look at foundry sand for other uses, such as road building and not put it in landfills.

RESOLUTION NO. 74-992 - Authorize Transfer of 2.2 Million Dollars From Recycling Engineering Fund and Fund Equity of Solid Waste Management Board to Building Fund and Equipment Fund of Solid Waste Management Board for Purpose of Financing Construction of Material Recovery Facility (MRF)

WHEREAS, Wisconsin Recycling Law mandates local municipalities to provide a recycling program to residential households; and

WHEREAS, Wisconsin recycling laws prohibits landfill disposal of the following materials on the following dates:

1991 BANNED MATERIALS

Lead Acid Batteries
Major Appliances
Waste Oil (exception—energy recover)

1992 BANNED MATERIALS

Yard Waste

1995 BANNED MATERIALS

Aluminum Containers
Plastic Containers
Corrugated Paper or Other Container Board
Foam Polystyrene Packaging
Glass Containers
Magazine or Other Material Printed on Similar Paper
Newspaper or Other Material Printed on Newsprint
Office Paper
Steel Containers
Waste Tires

WHEREAS, the Winnebago County Board of Supervisors has vested the Solid Waste Management Board with the authority to plan, construct and operate solid waste management facilities necessary to provide solid waste services to Winnebago County; and

WHEREAS, local municipalities have expressed their desire to enter into agreements with the Solid Waste Management Board to provide a recycling facility to process and market recyclable materials; and

WHEREAS, the Solid Waste Management Board has authorized construction of a recycling facility at an estimated cost of 2.2 Million Dollars adjacent to the Sunnyview Landfill Site; and

WHEREAS, the approval of the Winnebago County Board of Supervisors is required for all capital construction projects greater than \$3,000 which were not included within the Solid Waste Management Board Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Solid Waste Management Board to transfer \$500,000 from the Recycling Engineering Fund and \$1,700,000 from the Fund Equity of the Solid Waste Management Board to the following accounts in the following amounts within the Solid Waste Management Board Budget:

Building Fund - \$1,450,000;
Equipment Fund - \$750,000;

for the purpose of financing the construction of a Material Recovery Facility at a site adjacent to the Winnebago County Landfill.

Submitted by,

**SOLID WASTE MANAGEMENT BOARD AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor O'Brien and seconded to adopt. Vote Requirement for Passage: Two-thirds of Membership. Ayes: 35. Nays: 1—Putzer. Excused: 1—Pawlowski. CARRIED.

RESOLUTION NO. 75-992 - Authorize Petition for Annexation of Sunnyview Landfill Property to City of Oshkosh

BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive, the County Board Chairperson and the County Clerk, hereby be authorized to file a petition for a direct unanimous annexation and any other appropriate forms which may be required relating thereto pursuant to Sec. 66.021(2) and (12), Wisconsin Statutes, with the City of Oshkosh, to annex thereto the Winnebago County owned Sunnyview Landfill Property presently located in the Town of Oshkosh, Winnebago County, Wisconsin, as described in the attached legal description, which is incorporated herein by reference.

Submitted by,
SOLID WASTE MANAGEMENT BOARD

Moved by Supervisor O'Brien and seconded to adopt. Supervisor O'Brien explained the Landfill presently pumps and trucks the leachate to the City of Oshkosh for disposal. Through annexation, we will be able to do it through the sewer system at a savings in excess of \$1,000,000. The county is responsible for the leachate from the landfill for 50 years. Vote on resolution: Ayes: 34. Nays: 2—Sievert and Finch. Excused: 1—Pawlowski. CARRIED.

RESOLUTION NO. 76-992 - Authorization to Permit Solid Waste Management Board to Construct a Recycling Facility on County-owned Property

WHEREAS, Wisconsin recycling law mandates local municipalities to provide recycling programs to residential households; and

WHEREAS, Wisconsin recycling law prohibits landfill disposal of the following materials on the following dates:

1991 BANNED MATERIALS

Lead Acid Batteries
Major Appliances
Waste Oil (exception—energy recover)

1992 BANNED MATERIALS

Yard Waste

1995 BANNED MATERIALS

Aluminum Containers
Plastic Containers
Corrugated Paper or Other Container Board
Foam Polystyrene Packaging
Glass Containers
Magazine or Other Material Printed on Similar Paper
Newspaper or Other Material Printed on Newsprint
Office Paper
Steel Containers
Waste Tires; and

WHEREAS, the Winnebago County Board of Supervisors has vested the Solid Waste Management Board with the authority to plan, construct and operate solid waste management facilities necessary to provide solid waste services to Winnebago County; and

WHEREAS, local municipalities have expressed their desire to enter into agreements with the Solid Waste Management Board to provide a recycling facility to process and market recyclable materials; and

WHEREAS, the Solid Waste Management Board proposes to construct a recycling facility on County-owned land on the south property of the Sunnyview Landfill site; and Landfill Site; and

WHEREAS, the Winnebago County Board approval is required for all capital construction projects on County-owned land.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Solid Waste Management Board to construct a recycling facility on County-owned property, specifically the south property of the Sunnyview Landfill Site.

Submitted by,
**SOLID WASTE MANAGEMENT BOARD AND
PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE**

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 1—Pawlowski. CARRIED.

RESOLUTION NO.77-992 - Disallow Claim of Sherry J. Lind

WHEREAS, your Personnel and Finance Committee has had the claim of Sherry J. Lind referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Sherry J. Lind dated August 10, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO.78-992 - Authorize Ground Lease Between Wesley Koplitz and Marcia Rogers (Ground Lease Airport)

WHEREAS, Wesley Koplitz and Marcia Rogers, 4768 Fond du Lac Road, Oshkosh, Wisconsin have indicated to Winnebago County a desire to enter into a ground lease for 1800 square feet of airport property for a term of 25 years with an option to renew the lease for five additional periods of five years each at a cost of seven cents (\$.07) per square foot per year for the first five years of the initial lease term; and

WHEREAS, Wesley Koplitz and Marcia Rogers desire to lease such airport property for the purpose of constructing an airplane hangar for the purpose of personal storage of non-commercial aircraft; and

WHEREAS, your undersigned committee is desirous of entering into such a lease agreement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that authorization is hereby provided to the County Executive and the County Clerk to enter into a ground lease agreement between Winnebago County and Wesley Koplitz and Marcia Rogers pursuant to those terms as set forth above and those terms contained in a proposed lease agreement, a copy of which may be obtained for review from the office of the Winnebago County Corporation Counsel.

Submitted by,
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33.
Nays: 3—Barker, Finch, Bahr. Excused: 1—Pawlowski.
CARRIED.

**RESOLUTION NO. 79-992 - Authorize Support For Creation of
“Not For Profit” Postage Rate For Local Governments**

WHEREAS, the National Association of Counties has urged Congress to hold hearings on the impact of recent and potential postal rate increases on local governments; and

WHEREAS, such a hearing was held in November, 1991, and the recommendations of the National Association of Counties, local governments throughout the United States are now before the United States House of Representatives Subcommittee on Postal Operations and Services of the Committee on Post Office and Civil Services; and

WHEREAS, it is now imperative that local governments throughout the United States show their support for the implementation of such legislation.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby urges Congress to support legislation to allow for the utilization of the current existing “Not For Profit” postal rate by local governments for the distribution of mandated services at the local level such as jury service notices, voter registration receipts, tax notification, utility bills, etc., in an effort to benefit the taxpayers of the United States at the County level.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to the Offices of Congressman Thomas Petri, Senator Robert W. Kasten and Senator Herbert Kohl.

Submitted by,
CAROL OWENS, DISTRICT #35
RAYMOND GOSE, DISTRICT #12
ALAN SHUTE, DISTRICT #13
JOHN PLANALP, DISTRICT #18
COUNTY BOARD SUPERVISORS

It was moved by Supervisor Owens and seconded to adopt. Ayes: 35. Nays: 1—Sundquist. Excused: 1—Pawlowski. CARRIED.

RESOLUTION NO. 80-992 - Authorize Negotiations For Sale of Tri-County Ice Arena

BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive is hereby authorized to initiate discussions with the County Executive of Outagamie County and the Board of Directors of the Tri-County Recreation Association for the purpose of negotiating the sale of the Tri-County Ice Arena to the Tri-County Recreation Association.

BE IT FURTHER RESOLVED that no new lease agreement between Winnebago County, Outagamie County and the Tri-County Recreation Association should be entered into until such negotiations are initiated and until such time as the County Executive reports back to the County Board as to the progress of such negotiations.

Submitted by,
DONALD STEBER
COUNTY BOARD SUPERVISOR, DISTRICT -9

Motion by Supervisor Steber and seconded to adopt. Ayes: 6 Putzer, Robl, Laabs, Steber, Montgomery, Bahr. Nays: 30. Excused: 1—Pawlowski. LOST.

RESOLUTION NO. 81-992 - Support Legislation Exempting Election Workers From Social Security Payroll Tax

WHEREAS, under the 1990 Federal Tax Act, Social Security Payroll Tax was extended to all temporary and part-time public employees not covered in a retirement plan; and

WHEREAS, as of July 1, 1991, said law applies to election workers who earn more then \$100.00 annually; and

WHEREAS, said tax serves as a disincentive to many individuals to work in elections and places an unnecessary financial and book-keeping burden on state and local governments.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby endorses legislation recently approved by the House of Representatives Social Security Subcommittee and the Senate Finance Committee that would raise the exemption on annual earnings for election workers from \$100.00 to \$1,000.00 starting in 1993 and raising said exemption to \$500.00 for the period between October 1 and December 31, 1992.

BE IT FURTHER RESOLVED that a copy of this Resolution in support of said legislation, which is known as House Resolution 11, be transmitted by the Winnebago County Clerk to the offices of Representative Thomas Petri and Senators Robert W. Kasten and Herbert Kohl.

Submitted by,
CAROL OWENS, DISTRICT -35
RAYMOND GOSE, DISTRICT -12
ALAN SHUTE, DISTRICT -13
JOHN PLANALP, DISTRICT -18

Motion by Supervisor Owens and seconded to adopt. Ayes: 34.
Nays: 1—Schwartz. Excused: 2—Pawlowski and Lawson.
CARRIED.

ORDINANCE NO. 83-992 - Amend Chapter 13, General Code of Winnebago County (Animal Waste)

WHEREAS, the Winnebago County Land Conservation Committee and the Winnebago County Planning and Zoning Committee have agreed that a transfer of authority regarding the administration of the County's Animal Waste Management Ordinance (Chapter 13, General Code of Winnebago County) from the Planning and Zoning Department to the Land and Water Conservation Department would be in the best interest of County residents and would improve the administration of said Ordinance.

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

That Chapter 13 of the General Code of Winnebago County be amended to read as follows:

ANIMAL WASTE MANAGEMENT—CHAPTER 13

13.01 - AUTHORITY

(1) This chapter of the Code is adopted pursuant to authority granted in Chapter 59, and sec. 92.11 and 92.16, Wis. Stats.

(2) This chapter of the Code incorporates by reference the technical standards developed by the United States Department of Agriculture Soil Conservation Service, hereinafter called the USDA-SCS Technical Guide, adopted by the Winnebago County Land and Water Conservation Department, for use in the design, construction, operation, and maintenance of animal waste storage facilities. Any such standards shall apply until amended and then shall apply as amended.

(3) This chapter of the Code also incorporates by reference the Soil Survey of Winnebago County, 1980, USDA-Soil Conservation Service.

13.02 - FINDINGS AND DECLARATION OF POLICY

(1) The Winnebago County Board of Supervisors finds that storage of animal wastes in facilities not meeting technical design, construction, operation, and maintenance standards, or the improper abandonment of such storage facilities, may cause pollution of the surface waters and ground waters of Winnebago County, and may result in actual or potential harm to health of County residents and transients, to livestock, aquatic life and other animals and plants, and to the property tax base of Winnebago County.

(2) The Winnebago County Board of Supervisors also finds that the USDA-SCS technical standards, as adopted by the Winnebago County Land and Water Conservation Department, provide the basis for effective and environmentally safe methods of construction, operation, and maintenance of animal waste storage facilities.

13.03 - PURPOSE

The purpose of this chapter of the Code is to regulate the location, design, construction, alteration, operation, maintenance, and abandonment of all animal waste storage facilities in order to prevent water pollution, protect the health and safety of residents and transients, prevent the spread of disease, and promote the prosperity and general welfare of the citizens of Winnebago County.

13.04 - INTERPRETATION

The provisions of this chapter of the Code shall be held to be minimum requirements and shall be liberally construed in favor of Winnebago County and shall not be deemed a limitation or repeal of any other power granted by Wisconsin Statutes.

13.05 - JURISDICTION

This chapter of the Code shall apply to the unincorporated areas of Winnebago County.

13.06 - EFFECTIVE DATE

This chapter of the Code shall become effective upon its adoption by the Winnebago County Board of Supervisors and publication in booklet form as provided in Sec. 66.035, Wis. Stats.

13.07 - DEFINITIONS

(1) "**Abandonment**" means a animal waste storage facility is no longer being used for its intended purpose, and is no longer receiving animal wastes, has not received any animal wastes for a period of one year and, based on available evidence, will not receive animal wastes from an active livestock operation within the next six months.

(2) "**Animal Waste**" means livestock excreta, bedding material, rain or other water, soil, hair, feathers, and other debris normally included in animal waste handling operations.

(3) "**Animal Waste Storage Facility**" means an excavated or earthen impoundment or a fabricated structure of concrete, wood and/or steel used for temporary storage of animal waste or other organic waste.

(4) "**Applicant**" means any person who applies for a permit under this chapter of the Code.

(5) "**Department**" means the Winnebago County Land and Water Conservation Department.

(6) **"Permit"** means the signed, typed statement issued by the Winnebago County Land and Water Conservation Department under this chapter of the Code authorizing the applicant to construct, reconstruct, enlarge, or substantially alter an animal waste storage facility.

(7) **"Person"** means any individual, corporation, partnership, joint venture, agency, unincorporated association, municipal corporation, county, or state agency within Wisconsin, the federal government, or any combination thereof.

(8) **"Technical Standards"** means the current, written standards and specifications for animal waste storage facilities contained in the USDA-SCS Technical Guide.

(9) **"SCS"** means the Soil Conservation Service, an agency of the United States Department of Agriculture.

(10) **"Water Pollution"** means contaminating or rendering unclean or impure the ground or surface waters of the state, or making the same injurious to public health, harmful for commercial or recreational use, or deleterious to fish, bird, animal or plant life.

13.08 - ACTIVITIES SUBJECT TO REGULATION

(1) **APPLICABILITY.** Any person who constructs, reconstructs, enlarges, or substantially alters any animal waste storage facility or who employs another person to do the same on land subject to this ordinance, shall be subject to the provisions of this chapter of the Code.

(2) **COMPLIANCE.** A person is in compliance with this chapter of the Code if the procedures of this chapter have been followed, a permit from the Winnebago County Land and Water Conservation Department has been issued prior to commencing construction activities subject to regulation under this section, and there is full compliance with the requirements of the permit.

13.09 - STANDARDS AND SPECIFICATIONS

(1) **ANIMAL WASTE STORAGE FACILITIES.** The standards and specifications for design, construction, operation, and maintenance of animal waste storage facilities are those identified in Standard 313 and 425, USDA-SCS Technical Guide.

(2) **ANIMAL WASTE MANAGEMENT AND UTILIZATION.** Animal wastes for which storage permits are issued under this chapter of the Code shall be managed and utilized in accordance with Standard 590, USDA-SCS Technical Guide.

13.10 - APPLICATION AND ISSUANCE OF PERMITS

(1) **PERMIT REQUIRED.** Except as hereinafter provided, no person may undertake an activity subject to this chapter of the Code without first obtaining a **ANIMAL WASTE STORAGE PERMIT** from the Winnebago County Land and Water Conservation Department.

(2) **EXCEPTION TO PERMIT REQUIREMENT.** Emergency repairs for broken pipes or equipment, leaking dikes, or the removal of obstructions may be performed without a permit from the Land and Water Conservation Department. If such repairs alter the original design and construction of the facility, the person who initiates such repairs shall make a report to the Land and Water Conservation Department within two days of the emergency. The determination as to need for additional work and a permit shall be rendered by the Department within two days of the aforementioned report.

(3) **PLAN REQUIREMENTS.** Each application for a permit under this chapter of the Code shall include a **ANIMAL WASTE STORAGE FACILITY PLAN**. Such plans shall include the following:

- (a) A plan map showing location of the facility, including buildings and homes within 300 feet of the proposed site. The sketch shall be drawn to scale, with a scale no smaller than 1 inch:100 feet.
- (b) The location of any wells within 300 feet of the facility.

- (c) The location of all soil test pits, including a detailed log of each pit, to a depth of at least 3 feet below the planned bottom elevation of the facility. The location of each test pit, prior to digging, and the log descriptions of each pit, as it is excavated, shall be determined and recorded by Winnebago County Land and Water Conservation Department or SCS staff.
- (d) Depth of high ground water, estimated or observed, in the soil profile and date determined.
- (e) Depth to bedrock, estimated or observed.
- (f) Ground contours (2 foot maximum intervals), with spot elevations, indicating land slope at and around the site for a minimum distance of 100 feet.
- (g) Provisions for adequate drainage and control of runoff to prevent pollution of surface and ground water. The location of any navigable body of water within 500 feet of the proposed site must be shown. Lakes, ponds and flowages in Winnebago County shall be presumed navigable if they are listed in Wis. Dept. of Natural Resources publication "Surface Water Resources of Winnebago County" or are shown on U.S. Geological Survey (USGS) quadrangle maps for Winnebago County, revised 1980. Rivers and streams in Winnebago County shall be presumed to be navigable if they are designated as continuous waterways or intermittent waterways on the USGS maps.
- (h) The number(s) and type(s) of animals for which storage is to be provided.
- (i) Planned duration of storage, expressed in days or months, and volume of storage, expressed in cubic feet.
- (j) Description of the type(s) of materials the facility is to consist of; size, dimensions, and cross sections of the facility, and any other specific details including, but not limited to, concrete, concrete thickness in floors and walls, steel schedules, and fencing.

- (k) A time schedule for construction of the facility.
- (l) Description of how waste will be transferred into and removed from the facility.
- (m) Spreading and utilization plans.
- (n) Scale of the plan drawing(s) and north arrow.
- (o) Description of bench mark(s) including elevation(s) expressed in feet and hundredths.

(4) **REVIEW OF APPLICATION.** The Land and Water Conservation Department shall receive and review all permit applications to determine if the proposed facility will comply with ordinance requirements. The procedure will generally be as follows:

- (a) Prior to issuance of a permit, animal waste storage facility plans shall be approved either by the SCS Area Engineer, by a registered professional civil engineer, or by a Land and Water Conservation Department staff person having the appropriate Engineering Job Approval authority.
- (b) Within thirty days after an application has been submitted to the Department, the applicant shall be notified in writing whether the application has been approved or disapproved. Approval of such plans may be conditional based on site specific requirements determined by the Department or SCS.

(5) **PERMIT CONDITIONS.** All permits issued under this chapter of the Code shall be issued subject to the following conditions and requirements:

- (a) The animal waste storage facility design, construction, operation, and maintenance shall be carried out in accordance with the facility plan and standards specified in Section 13.09 of this chapter of the Code.

- (b) Any modifications to an approved facility plan must be approved in writing by the Land and Water Conservation Department. Written approval by the Department shall occur only after the SCS Area Engineer has reviewed and verbally approved the proposed modifications.
- (c) All activities authorized by permit must be completed within two years from the date of issuance after which time such permit shall be void unless renewed prior to expiration.

(6) **RENEWALS.** A permit may be renewed once. The landowner or his contractor responsible for installation of a storage facility may renew a Animal Waste Storage Permit prior to expiration date by submitting a renewal form (LWCD—AWSP-02) and the appropriate fee to the Land and Water Conservation Department. Prior to any permit renewal a complete review of the project site conditions and design parameters shall be made by the Department to determine if any changes have occurred that would alter the permit criteria. The permit shall expire two years from the date of renewal. No additional renewals shall be granted.

13.11 - PERMIT FEE

- (1) The initial fee for a permit under this chapter shall be \$50.00.
- (2) The renewal fee for a permit under this chapter shall be \$25.00.

13.12 - PERMIT REVOCATION

The Land and Water Conservation Department may revoke any permit issued under this chapter if the person issued the permit has misrepresented any information in the permit application or animal waste facility plan, or if the person violates any of the conditions of the permit.

13.13 - ADMINISTRATION

(1) **ADMINISTRATIVE AUTHORITY.** The Land and Water Conservation Department shall administer and enforce this chapter based upon technical review and advice from SCS Area Engineering staff.

(2) **ADMINISTRATIVE PROCEDURES.** The administration and enforcement of this chapter by the Land and Water Conservation Department shall be carried out pursuant to established Department procedures and policies.

(3) **INSPECTION AUTHORITY.** Staff or representatives of the Winnebago County Land and Water Conservation Department shall be authorized to enter upon any lands affected by this chapter to inspect the site prior to and after permit issuance to determine compliance with the ordinance.

(4) **ENFORCEMENT AUTHORITY.** The Land and Water Conservation Department shall be authorized to issue a stop work order on animal waste storage facility sites that have had permits revoked or where activity is in violation of this chapter. Issuance and retraction of stop work orders shall be carried out pursuant to established procedures and policies of the Department.

(5) **PENALTIES.** Any person who violates any of the provisions of this chapter, upon conviction of such violation, shall be subject to a penalty as provided in Sec. 25.04 of the Code. The following schedule of cash deposits as provided in Sec. 25.04(4)(b)(7) of the code is hereby established.

(a) Failure to obtain a Permit—\$200.00.

(b) All other violations of this chapter—\$100.00.

13.14 - ABANDONMENT

The owner and/or operator of any existing animal waste storage facility in Winnebago County shall not abandon nor otherwise make said facility inoperative without written authorization from the Winnebago County Land and Water Conservation Department.

13.15 - APPEALS

Any person aggrieved by a decision of the Land and Water Conservation Department, concerning the enforcement of this chapter, may appeal to the Winnebago County Land Conservation Committee.

(DRAFT 9/92)

CHAPTER 13**ANIMAL WASTE MANAGEMENT**

- 13.01 Authority**
- 13.02 Findings and Declaration of Policy**
- 13.03 Purpose**
- 13.04 Interpretation**
- 13.05 Jurisdiction**
- 13.06 Effective Date**
- 13.07 Definitions**
- 13.08 Activities Subject to Regulation**
- 13.09 Standards and Specifications**
- 13.10 Application and Issuance of Permits**
- 13.11 Permit Fee**
- 13.12 Permit Revocation**
- 13.13 Administration**
- 13.14 Abandonment**
- 13.15 Appeals**

Submitted by,
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35.
Nays: 0. Abstention: 1—Owens. Excused: 1—Pawlowski.
CARRIED.

**RESOLUTION NO. 84-992 - Authorize Transfer of \$5500.00
From Contingency Fund to Parks Department Budget—Capital Ex-
penditures Fund (Purchase Emissions Testing Device)**

WHEREAS, the Local Government Alternative Fuel Program specifies that municipalities such as Winnebago County, which received grants from that program, transport propane-fueled vehicles to Milwaukee twice each year for emissions testing; and

WHEREAS, the University of Wisconsin-Milwaukee, College of Engineering has agreed to permit Winnebago County to test its own propane-fueled vehicles for emissions, provided that Winnebago County utilizes the proper equipment; and

WHEREAS, said emissions testing equipment retails for approximately \$5500.00; and

WHEREAS, the cost of such equipment is at least \$1700.00 less than the cost of testing such equipment in Milwaukee, taking into consideration the cost of testing, the wages paid to County officials for driving the car to Milwaukee, and the cost of fuel and wear and tear on such vehicles.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5500.00 from the Contingency Fund of the 1992 Winnebago County Budget to the Capital Equipment Fund of the Parks Department Budget for the purpose of purchasing a fuel emissions testing device for the purpose of testing fuel emissions upon the County's propane-fueled vehicles.

Submitted by,

**PARKS & RECREATION COMMITTEE AND PERSONNEL
& FINANCE COMMITTEE**

Motion by Supervisor Lauson and seconded to adopt. Vote Requirement for Passage: Two-Thirds of Membership. Ayes: 36. Nays: 0. Excused: 1—Pawlowski. CARRIED.

RESOLUTION NO. 85-992 - Application For Aids From Wisconsin Department of Natural Resources (Boom Cut Dredging and Rip Rap Project)

WHEREAS, Winnebago County recognizes that safe waterways are necessary for recreational boating and that marshland habitat restoration is vital to maintain the quality of our lakes and appropriate wildlife cover; and

WHEREAS, the Boom Cut area of Lake Poygan is shallow, full of debris and is not a safe boating channel and this area is bordered by prime waterfowl nesting and feeding area; and

WHEREAS, this area has long been recognized as needing dredging and rip rap to preserve the boating channel and protect the high quality marshlands that adjoin this area; and

WHEREAS, Winnebago County and the Department of Natural Resources wish to apply as co-applicants to complete a dredging and rip rap project in the Boom Cut; and

WHEREAS, \$112,000 is available from the Department of Natural Resources for this project and financial assistance for dredging and rip rapping is available from the Wisconsin Waterways Commission for such a project; and

WHEREAS, the anticipated cost of the project is \$250,000.00, and sum sufficient in aid is anticipated to be available from the Wisconsin Department of Natural Resources and Wisconsin Waterways Commission.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive and Department of Natural Resources officials be and hereby are authorized to submit an application, on behalf of Winnebago County and the Department of Natural Resources, to the Wisconsin Waterways Commission for such funding aids as may be available and to take whatever action is necessary to complete the aforementioned Boom Cut Project.

BE IT FURTHER RESOLVED that Winnebago County is authorized to accept whatever funds have been budgeted for this project from the Department of Natural Resources; and is further authorized to be named as a co-applicant with the Department of Natural Resources in any permit application and easement required to complete the project.

Submitted by,

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ron Bruch of the Department of Natural Resources explained that 10% of the project costs would come from the local unit of government, however, up to \$30,000 will be provided by a fund drive from the public so there will be no cost to the county. Ayes: 36. Nays: 0. Excused: 1—Pawlowski. CARRIED.

RESOLUTION NO. 86A-992 - Authorize The Borrowing of \$2,100,000.00; and Providing for the Issuance and Sale of General Obligation Bonds, Series 1992A Therefor

WHEREAS, the County Board hereby finds and determines that it is necessary, desirable and in the best interest of Winnebago County, Wisconsin (the "County") to raise funds for the purpose of paying the costs of planning, design, engineering and construction of a structure to be utilized by the Winnebago County Solid Waste Management Board as a material recovery facility (the "Project"), and there are insufficient funds on hand to pay said costs; and

WHEREAS, the Winnebago County Board hereby finds and determines that the Project is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes; and

WHEREAS, counties are authorized by the provisions of Section 67.04 of the Wisconsin Statutes to borrow money and to issue general obligation bonds for projects undertaken for such public purposes, and it is now necessary to authorize the sale of such general obligation bonds.

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

Section 1. Authorization of the Bonds. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of TWO MILLION ONE HUNDRED THOUSAND DOLLARS (\$2,100,000.00) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Bonds. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, General Obligation Bonds, Series 1992A, aggregating the principal amount of TWO MILLION ONE HUNDRED THOUSAND DOLLARS (\$2,100,000.00) (the "Bonds").

Section 3. Sale Date and Price of the Bonds. The County shall offer the Bonds for public sale on or subsequent to October 26, 1992 at a price of not less than Ninety-Nine and One Half Percent (99.5%) of the principal amount thereof, plus accrued interest to the date of delivery.

Section 4. Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Firststar Bank Milwaukee/N.A.) is hereby authorized and directed to cause a notice of sale, to be published at least once in either the *Oshkosh Northwestern*, the official newspaper of the County, or in *The Bond Buyer*, a financial newspaper published in New York, New York, prior to the date set for the sale of the Bonds.

Section 5. Official Notice of Sale. The Finance Director (in consultation with the County's financial advisor, Firststar Bank Milwaukee/N.A.) shall also cause an Official Notice of Sale to be prepared and distributed and may prepare or cause to be prepared and distributed an Official Statement or other form of offering circular.

Section 6. Arbitrage Covenant. The County shall not take any action with respect to the Bond Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Bonds (the "Closing"), would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Bond Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Bonds remain outstanding, moneys on deposit in any fund or account created or derived from the Bond Proceeds or from any other source, will not be used or invested in a manner which would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Bonds, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Bond Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 7. Additional Tax Covenants; Small Issuer Exemptions from Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Bonds) to assure that the Bonds are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds, shall provide an appropriate certificate of the County for inclusion in the transcript of proceedings as of the closing, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Bonds will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

In accordance with Section 148(f)(4)(C) of the Code, the County covenants that it is a governmental unit with general taxing powers; that the Bonds are not "private activity bonds" as that term is defined in Section 141 of the Code; that ninety-five percent (95%) or more of the net proceeds of the Bonds are to be used for local governmental activities of the County; and that the aggregate face amount of all tax-exempt obligations (other than "private activity bonds") issued by the County in calendar year 1992 will not exceed \$5,000,000.00. If for any reason the County did not qualify for the small issuer exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County hereby designates the Bonds to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide an appropriate certificate of the County as of the closing.

Section 8. Award of the Bonds. Following receipt of bids for the Bonds, the County shall consider taking further action to provide the details of the Bonds; to award the Bonds to the lowest responsible bidder therefor whose proposal results in the lowest true interest cost to the County; and to levy a direct annual irrevocable tax to pay the principal of and interest on the Bonds as the same becomes due as required by law.

Section 9. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 22nd day of September, 1992.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Finance Director Chuck Orenstein explained if the loan is kept under \$5 million, there will be no penalty if no money is spent on the project for up to 3 years and the interest can be kept. Supervisor O'Brien moved and it was seconded to amend to insert on line 12 after "facility" to add: "and the solid waste disposal landfill cell construction". CARRIED BY VOICE VOTE. Vote Requirement for Passage: Two-thirds of Membership. Ayes: 32. Nays: 2—Putzer, Robl. Excused: 3—Pawlowski, Troxell and Owens. CARRIED.

RESOLUTION NO. 86B-992 - Authorize The Borrowing of \$2,800,000.00; and Providing for the Issuance and Sale of General Obligation Promissory Notes, Series 1992B Therefor

WHEREAS, the County Board hereby finds and determines that it is necessary, desirable and in the best interest of Winnebago County, Wisconsin (the "County") to raise funds for the purpose of paying the cost of a portion of the construction of an arterial highway to serve the west side of U.S. Highway 41 in the northern portion of Winnebago County; for the purpose of paying the cost of a portion of the planning, design, engineering and construction of an animal barn exhibition building at the Sunnyview Exposition site; and for the purpose of paying the costs of a portion of the planning, design, engineering and land purchase for the construction of one or more buildings within Winnebago County to be utilized for the purpose of housing administrative offices for Winnebago County departments, to include, but not be limited to the Winnebago County Department of Social Services and the Winnebago County Department of Community Programs (the "Projects"), and there are insufficient funds on hand to pay for said costs; and

WHEREAS, the Winnebago County Board hereby finds and determines that the Projects are within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes; and

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation bonds for projects undertaken for such public purposes, and it is now necessary to authorize the sale of such general obligation bonds.

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

Section 1. Authorization of the Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of TWO MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$2,800,000.00) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, General Obligation Promissory Notes, Series 1992B, aggregating the principal amount of TWO MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$2,800,000.00) (the "Notes").

Section 3. Sale Date and Price of the Notes. The County shall offer the Notes for public sale on or subsequent to October 26, 1992 at a price of not less than Ninety-Nine and One Half Percent (99.5) of the principal amount thereof, plus accrued interest to the date of delivery.

Section 4. Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Firststar Bank Milwaukee/N.A.) is hereby authorized and directed to cause a notice of sale, to be published at least once in either the *Oshkosh Northwestern*, the official newspaper of the County, or in *The Bond Buyer*, a financial newspaper published in New York, New York, prior to the date set for the sale of the Notes.

Section 5. Official Notice of Sale. The Finance Director (in consultation with the County's financial advisor, Firststar Bank Milwaukee/N.A.) shall also cause an Official Notice of Sale to be prepared and distributed and may prepare or cause to be prepared and distributed an Official Statement or other form of offering circular.

Section 6. Arbitrage Covenant. The County shall not take any action with respect to the Bond Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Notes (the "Closing"), would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Bond Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Notes remain outstanding, moneys on deposit in any fund or account created or derived from the Bond Proceeds or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Bond Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 7. Additional Tax Covenants; Small Issuer Exemptions from Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Notes) to assure that the Notes are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes, shall provide an appropriate certificate of the County for inclusion in the transcript of proceedings as of the closing, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Notes will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

In accordance with Section 148(f)(4)(C) of the Code, the County covenants that it is a governmental unit with general taxing powers; that the Notes are not "private activity bonds" as that term is defined in Section 141 of the Code; that ninety-five percent (95%) or more of the net proceeds of the Notes are to be used for local governmental activities of the County; and that the aggregate face amount of all tax-exempt obligations (other than "private activity bonds") issued by the County in calendar year 1992 will not exceed \$5,000,000.00. If for any reason the County did not qualify for the small issuer exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County hereby designates the Notes to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide an appropriate certificate of the County as of the closing.

Section 8. Award of the Notes. Following receipt of bids for the Notes, the County shall consider taking further action to provide the details of the Notes; to award the Notes to the lowest responsible bidder therefor whose proposal results in the lowest true interest cost to the County; and to levy a direct annual irrevocable tax to pay the principal of and interest on the Notes as the same becomes due as required by law.

Section 9. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 22nd day of September, 1992.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Finance Director Chuck Orenstein stated the total combined projects' cost is \$11 million. The projects would not be done until the County Board approves them as there is no specific amount allocated to any of the projects. Supervisor Schaidler moved and it was seconded to postpone consideration of this resolution until the end of the budget hearings. Ayes: 14—Troxell, Lawson, Schaidler, Sievert, Savas, Putzer, Robl, Crowley, Zellmer, Owens, Steber, Gose, Montgomery, Planalp. Nays: 22—Kollath, O'Brien, Kozickowski, Lauson, Shute, Wagner, Webster, Breister, Barker, Lace, Albrecht,

Schwartz, Sundquist, Finch, Laabs, Maehl, Bahr, King, Kramer, Hue, Diakoff, Rankin. Excused: 1—Pawlowski. LOST. Supervisor Lace moved and it was seconded to postpone consideration until after Resolution 87-992. CARRIED BY VOICE VOTE. Supervisor Putzer requested a roll call vote on the postponement. Ayes: 31. Nays: 5—Kollath, Barker, Putzer, Robl, Hue. Excused: 1—Pawlowski. CARRIED. (Resolution 87-992 was then considered.)

Resumption of Resolution 86B followed. Supervisor Schaidler moved to amend on line 12 to strike everything after "Winnebago County;" all of line 13, 14 and up to "site;" on line 15. Ayes: 14 - O'Brien, Shute, Wagner, Troxell, Schaidler, Lace, Albrecht, Putzer, Crowley, Zellmer, Owens, Laabs, Steber, Montgomery. Nays: 18—Kollath, Koziczkowski, Lauson, Lawson, Sievert, Webster, Breister, Barker, Sundquist, Robl, Finch, Maehl, Gose, Bahr, King, Hue, Diakoff, Rankin. Abstentions: 2—Savas, Kramer. Excused: 3 Schwartz, Pawlowski, Planalp. LOST.

Vote on Resolution as presented: Vote Requirement for Passage: Two-thirds of Membership. Ayes: 27. Nays: 8—Putzer, Steber, Montgomery, Troxell, Robl, Crowley, Zellmer, Owens. Excused: 2 Pawlowski and Planalp. CARRIED.

RESOLUTION NO. 86C-992 - Authorize The Borrowing of \$4,900,000.00; and Providing for the Issuance and Sale of General Obligation Promissory Notes, Series 1992B Therefor

WHEREAS, the County Board hereby finds and determines that it is necessary, desirable and in the best interest of Winnebago County, Wisconsin (the "County") to raise funds for the purpose of paying the cost of a portion of the construction of an arterial highway to serve the west side of U.S. Highway 41 in the northern portion of Winnebago County; for the purpose of paying the cost of a portion of the planning, design, engineering and construction of an animal barn exhibition building at the Sunnyview Exposition site; and for the purpose of paying the costs of a portion of the planning, design, engineering and land purchase for the construction of one or more buildings within Winnebago County to be utilized for the purpose of housing administrative offices for Winnebago County departments, to include, but not be limited to the Winnebago County Department of Social Services and the Winnebago County Department of Community Programs (the "Projects"), and there are insufficient funds on hand to pay for said costs; and

WHEREAS, the Winnebago County Board hereby finds and determines that the Projects are within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes; and

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for projects undertaken for such public purposes, and it is now necessary to authorize the sale of such general obligation promissory notes.

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

Section 1. Authorization of the Notes. For the purpose of paying the cost of the Projects, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of FOUR MILLION NINE HUNDRED THOUSAND DOLLARS (\$4,900,000.00) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, General Obligation Promissory Notes, Series 1992B, aggregating the principal amount of FOUR MILLION NINE HUNDRED THOUSAND DOLLARS (\$4,900,000.00) (the "Notes").

Section 3. Sale Date and Price of the Notes. The County shall offer the Notes for public sale on or subsequent to October 26, 1992 at a price of not less than Ninety-Nine and One Half Percent (99.5%) of the principal amount thereof, plus accrued interest to the date of delivery.

Section 4. Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Firststar Bank Milwaukee/N.A.) is hereby authorized and directed to cause a notice of sale, to be published at least once in either the *Oshkosh Northwestern*, the official newspaper of the County, or in *The Bond Buyer*, a financial newspaper published in New York, New York, prior to the date set for the sale of the Notes.

Section 5. Official Notice of Sale. The Finance Director (in consultation with the County's financial advisor, Firststar Bank Milwaukee/N.A.) shall also cause an Official Notice of Sale to be prepared and distributed and may prepare or cause to be prepared and distributed an Official Statement or other form of offering circular.

Section 6. Arbitrage Covenant. The County shall not take any action with respect to the Note Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Notes (the "Closing"), would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Note Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Notes remain outstanding, moneys on deposit in any fund or account created or derived from the Note Proceeds or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Note Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 7. Additional Tax Covenants; Small Issuer Exemptions from Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Notes) to assure that the Notes are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes, shall provide an appropriate certificate of the County for inclusion in the transcript of proceedings as of the closing, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Notes will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

In accordance with Section 148(f)(4)(C) of the Code, the County covenants that it is a governmental unit with general taxing powers; that the Notes are not "private activity bonds" as that term is defined in Section 141 of the Code; that ninety-five percent (95%) or more of the net proceeds of the Notes are to be used for local governmental activities of the County; and that the aggregate face amount of all tax-exempt obligations (other than "private activity bonds") issued by the County in calendar year 1992 will not exceed \$5,000,000.00. If for any reason the County did not qualify for the small issuer exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County hereby designates the Notes to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide an appropriate certificate of the County as of the closing.

Section 8. Award of the Notes. Following receipt of bids for the Notes, the County shall consider taking further action to provide the details of the Notes; to award the Notes to the lowest responsible bidder therefor whose proposal results in the lowest true interest cost to the County; and to levy a direct annual irrevocable tax to pay the principal of and interest on the Notes as the same becomes due as required by law.

Section 9. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 22nd day of September, 1992.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Withdrawn.

RESOLUTION NO. 87-992 - Approve Construction of Neenah Human Services and Administration Building and Oshkosh Human Services and Administration Building

WHEREAS, during the last year, the Property Management and Maintenance Committee of the Winnebago County Board of Supervisors has studied various plans and options with regard to the development and construction of office space to be utilized by the Winnebago County Department of Community Programs, Winnebago County Department of Social Services and other County agencies; and

WHEREAS, after considerable study and deliberation, the Property Management and Maintenance Committee is of the opinion that the Neenah Human Services and Administration Building plan and Oshkosh Human Services and Administration Building plan ("Plan 2-A"), as outlined in the 1992/93 Executive Bonding Proposal and Capital Projects Outlook, is the most feasible plan proposed with regard to providing office space for County employees as outlined above as well as providing services to residents of Winnebago County whom normally have dealings with the Winnebago County Departments of Community Programs and Social Services.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby endorses and adopts the plan for the construction of a Neenah Human Services and Administration Building and Oshkosh Human Services and Administration Building as outlined in the 1992/93 Executive Bonding Proposal and Capital Projects Outlook for Winnebago County ("Plan 2-A").

BE IT FURTHER RESOLVED that the Winnebago County Board of Supervisors hereby authorizes appropriate Winnebago County officials to proceed with the implementation of said plan and the development and construction of said structures as outlined in the Executive Bonding Proposal and Capital Projects Outlook.

Submitted by,
PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

It was moved by Supervisor Wagner and seconded to adopt. It was unclear whether the \$225,000 for the Neenah site included the demolition of the buildings. Supervisor Laabs stated the Park View site seemed preferable because parking would not be a problem, the operations of the departments would not be disrupted, there is room for growth, and property would not be taken off the tax rolls. Supervisor Crowley stated the Social Services Board disagrees with the sites proposed and favors Park View. Supervisor Koziczkowski reported on the costs of a shuttlebus to transport people to the Park View site: Van: \$16,000-\$18,000; Driver—\$15,000/yr. and Gas - \$10.00/day. Some supervisors felt sites in Neenah and Oshkosh would be needed in addition to the Park View site if it was located there. Supervisor Schwartz stated 43% of the people who use the clinic walk or take the bus there, which could not be done if it was located at Park View.

Vote on resolution: Ayes: 25 -Kollath, O'Brien, Lauson, Shute, Wagner, Troxell, Lawson, Schaidler, Webster, Breister, Lace, Albrecht, Schwartz, Sundquist, Finch, Zellmer, Owens, Maehl, Gose, Bahr, King, Kramer, Hue, Diakoff, Rankin. Nays: 10—Koziczkowski, Sievert, Barker, Savas, Putzer, Robl, Crowley, Laabs, Steber, Montgomery. Excused: 2—Planalp and Pawlowski. CARRIED.

RESOLUTION NO. 88-992 - Authorize Transfer of \$425.00 From Contingency Fund of 1992 Winnebago County Budget To Small Equipment Fund of Winnebago County Board Budget (Purchase Wheelchair)

WHEREAS, the wheelchair which is presently housed in the Winnebago County Clerk's Office for use by citizens visiting the Courthouse facility is approaching the end of its useful lifespan; and

WHEREAS, the purchase of a new wheelchair would be of assistance to citizens visiting the Winnebago County Courthouse who have ambulatory difficulties.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby transfers the amount of \$425.00 from the Contingency Fund of the 1992 Winnebago County Budget to the Small Equipment Fund of the County Board's Budget for the purpose of purchasing a wheelchair to be housed within the Winnebago County Clerk's Office which may be used by citizens with ambulatory disabilities who visit the Winnebago County Courthouse.

Submitted by,
JOHN PAWLOWSKI
COUNTY BOARD SUPERVISOR, DISTRICT #3

Not considered because the author was not in attendance to present it. Chairman Maehl called a recess from 9:30 to 9:45 P.M. The meeting resumed at 9:45 P.M. Supervisor Gose moved and it was seconded to consider Resolution 91-992. CARRIED BY VOICE VOTE.

RESOLUTION NO. 91-992 - Authorize Moratorium on Creation of New County Salaried Positions

BE IT RESOLVED by the Winnebago County Board of Supervisors that no salaried positions be created within the Winnebago County Table of Personnel Organization subsequent to December 31, 1992 which are not in existence within the Winnebago County Table of Personnel Organization at the present time.

Submitted by,
ROBERT PUTZER
COUNTY BOARD SUPERVISOR, DISTRICT #20

It was moved by Supervisor Putzer and seconded to adopt. Supervisor Montgomery moved and it was seconded to amend to state: "BE IT RESOLVED by the Winnebago County Board of Supervisors that no new positions be added to the Table of Personnel Organization between the time of adoption of this Resolution and December 31, 1993." Withdrawn by Montgomery. Supervisor Montgomery moved and it was seconded to amend line 6 to change "salaried" to "new" and line 7 be changed from "1992" to "1993". Supervisor Gose moved to postpone to the Budget Session to be considered then as the first amendment. Ayes: 22. Nays: 8—Troxell, Lawson, Putzer, Robl, Zellmer, Laabs, Montgomery, Bahr. Excused: 7—Pawlowski, O'Brien, Kozickowski, Lauson, Sundquist, Finch, Planalp. MOTION TO POSTPONE CARRIED.

Supervisor Diakoff moved and it was seconded to consider Resolution 92-922 at this time. CARRIED BY VOICE VOTE.

RESOLUTION NO. 92-992 - Create a Section 125 Flexible Benefits Program for Employees of Winnebago County

WHEREAS, Section 125 of the Internal Revenue Code allows employers to establish a system whereby employees can designate the use of pre-tax dollars to pay for health insurance premiums, uncovered medical and dental expenses, and child care expenses; and

WHEREAS, employers participating in such a program are relieved of paying the employer share of social security taxes on all monies designated by employees under the program; and

WHEREAS, proposals for the offering of services in the administration of such a program have been solicited and obtained in accordance with Winnebago County purchasing procedures and a vendor has been selected; and

WHEREAS, the establishment of such a program in Winnebago County, as generally described in the program description attached hereto, is seen to be in the best interests of Winnebago County and its employees.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that there be established a Section 125 Flexible Benefits Program for the employees of Winnebago County, with such program to be operational as of January 1, 1993, and

BE IT FURTHER RESOLVED, that the County Executive and the County Clerk be and hereby are authorized to execute an agreement with Valley Trust Company and or successor administrators, if any, to implement such a program.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Mr. Tom Beyer, Valley Trust Corporation, administrator for Section 125 Plans, which are also called Flexible Benefits or Cafeteria Plans, explained the program. The plan takes advantage of the tax code by using tax-free dollars for benefits. This would be a voluntary program open to all county employees who would submit their selections to Valley Trust and payments would be made by payroll deduction. The county saves the 7.76% Social Security tax and the employees save the federal and state taxes on the premiums. They expect 250-300 employees to participate. It would not add any new benefits. Vote on resolution: Ayes: 27. Nays: 2—Lace and Lawson. Excused: 8—O'Brien, Koziczkowski, Lauson, Sundquist, Putzer, Crowley, Pawlowski, Planalp. CARRIED.

At approximately 10:15 P.M., Supervisor Steber moved, Supervisor Hue seconded to convene in closed session for the purpose of conferring with legal counsel for Winnebago County in accordance with Section 19.85(1)(g), Stats., concerning a strategy to be adopted by the Winnebago County Board of supervisors with regard to litigation in which it is or is likely to become involved relating to the operation of Park View Health Center and litigation in which it is or is likely to become involved relating to the operation of the Winnebago County Department of Community Programs. Ayes: 27 Kollath, Shute, Wagner, Troxell, Lawson, Schaidler, Sievert, Webster, Breister, Barker, Savas, Lace, Albrecht, Schwartz, Putzer, Robl, Crowley, Zellmer, Laabs, Maehl, Steber, Montgomery, King, Kramer, Hue, Diakoff, Rankin. Nays: 3—Owens, Gose, Bahr. Excused: 7—O'Brien, Koziczkowski, Lauson, Sundquist, Finch, Planalp, Pawlowski. CARRIED. Meeting went into closed session.

At approximately 10:45 P.M., Supervisor Albrecht moved to go back into open session. Ayes: 25—Kollath, Shute, Wagner, Troxell, Lawson, Schaidler, Sievert, Webster, Breister, Barker, Savas, Albrecht, Schwartz, Putzer, Robl, Zellmer, Owens, Maehl, Steber, Gose, King, Kramer, Hue, Diakoff, Rankin. Nays: 0. Excused: 12—O'Brien, Koziczkowski, Lauson, Lace, Sundquist, Crowley, Finch, Laabs, Montgomery, Pawlowski, Planalp, Bahr. CARRIED. Meeting resumed in open session.

RESOLUTION NO. 89-992 - Authorize Settlement of Claim Against Park View Health Center by Deborah J. Schneider ERD Case No. 9101823

WHEREAS, Deborah J. Schneider has filed a complaint with the Equal Rights Division of the Wisconsin Department of Industry, Labor and Human Relations against Park View Health Center, alleging that she has been discriminated against as a result of an alleged handicap; and

WHEREAS, a tentative settlement agreement has been reached between Deborah J. Schneider and Winnebago County wherein Deborah J. Schneider would settle all claims against Winnebago County and release Winnebago County from any further liability upon the payment of \$7250.00 to her; and

WHEREAS, the County Board's Personnel and Finance Committee and the Director of Park View Health Center recommend settlement of the aforementioned action upon those terms stated above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes settlement of the claim of Deborah J. Schneider against Park View Health Center in relationship to the Wisconsin Department of Industry, Labor and Human Relations, Equal Rights Division Discrimination Case No. 9101823 pursuant to those terms stated above and that said payment shall be paid out of the Reserve-Salary Fund.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 25. Nays: 0. Excused: 12—O'Brien, Kozickowski, Lauson, Lace, Sundquist, Finch, Laabs, Pawlowski, Montgomery, Planalp, Bahr, Kramer. CARRIED.

RESOLUTION NO. 90-992 - Authorize Winnebago County Department of Community Programs to Contract With Lutheran Social Services For Operation of Community-based Residential Facilities

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Department of Community Programs to enter into a contract with Lutheran Social Services for the purpose of staffing and operating community-based residential facilities established by the Winnebago County Department of Community Programs for the purpose of treating mentally ill adult residents of Winnebago County.

Submitted by,
COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 25. Nays: 0. Excused: 12—O'Brien, Koziczkowski, Lauson, Lace, Sundquist, Finch, Laabs, Pawlowski, Montgomery, Planalp, Bahr, Kramer. CARRIED.

Supervisor King moved and it was seconded to adjourn to October 6, 1992. CARRIED BY VOICE VOTE. Meeting adjourned at 11:00 p.m.

Respectfully submitted,
LINDA WOLFE
WINNEBAGO COUNTY CLERK

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held September 22 and 23, 1992.

LINDA WOLFE
WINNEBAGO COUNTY CLERK

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, OCTOBER 6, 1992**

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

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

Roll Call: All present except Lawson, Zellmer & O'Brien who were absent.

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

COMMUNICATIONS, PETITIONS, ETC.

Letters opposing the Wittman Field Master Plan were received from: Carl Sosnoski, Custom Heating & Cooling, 3040 Knapp Street Road, Oshkosh, Wis.; G. B. Condo, 9901 SW 20th Street, Miami, Florida; and Robert Woodall, 230 Ritter Avenue, Northwood, Ohio.

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson presented his 1993 Winnebago County Budget to the supervisors. He asked the board members to read the budget and the auditor's analysis. He appointed County Planner David Schmidt to work with the Property Management and Maintenance Committee to set up a timetable for the building projects. Mr. Stevenson will be going to Moody's in New York to get the county's rating checked. He asked for a volunteer to fill the vacancy on the Advocap Board.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl announced Warehouse Specialists, Inc. are developing a 140-acre industrial site in the Town of Clayton. It will be a 300,000 square foot building, and a \$5,000,000 operation with 25 full-time jobs. He also stated the Veterans Service Office reported \$7,439,876 in benefits were distributed to veterans in our county. They also provided \$2,095,235 in grants and loans to veterans and \$8,487,670 in home loans were guaranteed. County Government Day will be held on October 20th with a luncheon at the Legion on the Lake.

Appointments were announced to the Wisconsin Counties Association's steering committees as follows:

James Lauson, Chairman, Environment and Land Use
Jackie Wagner, Health & Human Services, and Taxation & Finance
John Planalp, Judicial & Public Safety
Ken Robl, Transportation & Public Works
Orrin King & Joe Maehl, County Organization & Administration

In addition, Ken Robl was named as one of the 50 representatives on the National Association of Counties' Transportation Committee.

Chairman Maehl asked if the supervisors were interested in changing the October 19 budget meeting to a daytime meeting. Discussion held. Supervisor Wagner moved and it was seconded to change the October 19 budget meeting to 1:30 P.M. and hold the public hearing at 7 P.M. Vote: Ayes: 18. Nays: 16. Chairman Maehl overruled the vote, and the meeting will remain at 6 P.M. on October 19.

APPOINTMENT

Chairman Maehl appointed Kristi Winters, 109 Taylor Hall, 780 High Street, Oshkosh, Wis. to Supervisory District No. 16. Supervisor Bahr moved and it was seconded to confirm the appointment. **CARRIED BY VOICE VOTE.** Chairman Maehl administered the oath of office to Ms. Winters who replaces former supervisor Charles Duffy.

Chairman Maehl appointed Kristi Winters to the Agriculture and University Extension Education Committee and Land Conservation Committee. Supervisor Lauson moved and it was seconded to confirm the appointment. **CARRIED BY VOICE VOTE.**

PUBLIC HEARING

Jeff Christensen, Parks Director, spoke in support of Resolution 95-1092-Approve Asylum Bay Access Site Lease Agreement.

4-H AMBASSADORS

Jim Barthel, 4-H and Youth Agent, gave a report on 4-H activities and stated this is National 4-H Week and Wisconsin and Winnebago County's 4-H Month. Twenty 4-H ambassadors attended the meeting. Pat Grasley, University Extension Office, introduced the 4-H ambassadors: Amy Cramer spoke about her 5 weeks in Japan through the 4-H program; Chris Cramer spoke about his experiences and development through 4-H; Sara Barthel told about her trip to the National 4-H Congress in Chicago representing 5,000 members; Kris Wilson explained her involvement in food demonstrations at the local and state level; and Darcy Kind spoke about her many exhibits at the County Fair and the 4-H Dipper ice cream stand. She stated a food court will be completed in 1993 paid for by the County and 4-H.

1991 COMPREHENSIVE ANNUAL FINANCIAL REPORT

Finance Director Chuck Orenstein presented the 1991 Comprehensive Annual Financial Report. He discussed numerous sections of the book and explained that \$1.5 million dollars was used to stabilize the 1992 budget. He answered various questions the supervisors posed.

WINNEBAGO COUNTY EXECUTIVE BUDGET ANALYSIS

Gary Mayer, County Auditor, presented the analysis of the 1993 Executive Budget he prepared. He stated it is a guide to the budget book. He stated without the increased labor costs and fringe benefits, there probably would not have been an increase in the tax levy.

Supervisor Planalp moved to correct the error in the budget book to remove the \$100,000 in the ambulance service. Withdrawn.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 82-892 - Ratify Action of the Secretary of Transportation, Wisconsin Department of Transportation in Accepting Grant Offer and Executing Grant Agreement—Wittman Regional Airport—Oshkosh, Wisconsin - AIP 3-55-0061-10-92

WHEREAS, Winnebago County has submitted to the Federal Aviation Administration a project application dated July 3, 1992 for a grant of federal funds for a project associated with Wittman Regional Airport; and

WHEREAS, the Federal Aviation Association has approved a project for the Airport Planning Area consisting of the following:

- (1) Construction of a taxiway and crossover taxiways;
 - (2) Expand West Apron;
 - (3) Install Distance to-go signs (Runways 9/27 and 18/36);
- and
- (4) Rehabilitate ARFF Building Roof; and

WHEREAS, the Wisconsin Department of Transportation, through monies made available by the federal government has offered a grant to Winnebago County for use in the completion of said projects in the amount of \$2,032,635.00.

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

That the County of Winnebago, as sponsored, ratifies the action of the Secretary of Transportation in entering into a Grant Agreement for the purpose of obtaining federal aid in the development of Wittman Regional Airport, Oshkosh, Wisconsin, said Agreement being as set forth herein below.

That the Board of Supervisors of Winnebago County does hereby ratify and affirm the agency agreement between the Secretary of Transportation and the County of Winnebago, Wisconsin dated January 31, 1992 in accordance with Section 114.32 and Section 1.33, Wisconsin Statutes, effecting this project.

BE IT FURTHER RESOLVED, that the County of Winnebago does hereby ratify and adopt all statements, representations, warranties, covenants and agreements contained in the "Application for Federal Assistance" executed July 3, 1992, the assurance made is required by Title 49 CFR, DOT Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in the Federal Assisted Programs of the Department of Transportation, Subsection 21.7(a)(1) and the Assurance required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 on behalf of the County of Winnebago, Wisconsin and does hereby ratify the action of the Secretary of Transportation in accepting said offer on July 28, 1992 and by such acceptance, the County agrees to all term and conditions thereof.

BE IT FURTHER RESOLVED that the proposed Grant Agreement is incorporated by reference as a part of this Resolution. A copy of said Grant Agreement may be obtained from the Office of the Airport Manager or from the Winnebago County Corporation Counsel.

Submitted by,
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Diakoff requested a report on what is done and what has been spent on the AIP projects. Vote on resolution: Ayes: 30. Nays: 4—Pawlowski, Lace, Steber, Crowley. Abstention: 1—Kramer. Absent: 3—Lawson, Zellmer and O'Brien. CARRIED.

RESOLUTION NO. 88-992 - Authorize Transfer of \$425.00 From Contingency Fund of 1992 Winnebago County Budget to Small Equipment Fund of Winnebago County Board Budget (Purchase Wheelchair)

WHEREAS, the wheelchair which is presently housed in the Winnebago County Clerk's Office for use by citizens visiting the Courthouse facility is approaching the end of its useful lifespan; and

WHEREAS, the purchase of a new wheelchair would be of assistance to citizens visiting the Winnebago County Courthouse who have ambulatory difficulties.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby transfers the amount of \$425.00 from the Contingency Fund of the 1992 Winnebago County Budget to the Small Equipment Fund of the County Board's Budget for the purpose of purchasing a wheelchair to be housed within the Winnebago County Clerk's Office which may be used by citizens with ambulatory disabilities who visit the Winnebago County Courthouse.

Submitted by,
JOHN PAWLOWSKI
COUNTY BOARD SUPERVISOR
DISTRICT #3

Supervisor Pawlowski moved and it was seconded to adopt. Supervisor Pawlowski moved and it was seconded to amend the amount to \$1,995 for an electric wheelchair. Finance Director Orenstein advised the wording would have to be changed from "Contingency Fund" to "Capital Outlay". Supervisor Planalp moved and it was seconded to refer the resolution to the Personnel and Finance Committee. CARRIED BY VOICE VOTE.

RESOLUTION NO. 93-1092 - Adopting the Overall Economic Development Program, 1992 Annual Report Prepared by the East Central Regional Planning Commission

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors hereby adopts the Overall Economic Development Program 1992 Annual Report prepared by the East Central Wisconsin Regional Planning Commission.

Submitted by,
INDUSTRIAL DEVELOPMENT BOARD

It was moved by Supervisor Hue and seconded to adopt. Ayes: 30. Nays: 4—Bahr, Kramer, Owens, Laabs. Abstention: 1 Planalp. Absent: 3—Lawson, Zellmer, & O'Brien. CARRIED.

RESOLUTION NO. 94-1092 - Amend Section 5.16 of the Rules of the Winnebago County Board of Supervisors (Judiciary and Public Safety Committee)

WHEREAS, no Committee of the Winnebago County Board of Supervisors has been granted jurisdiction over the Winnebago County Child Support Agency and the Winnebago County Juvenile Intake Office; and

WHEREAS, it would be appropriate for said County Departments to be placed under the jurisdiction of the Judiciary and Public Safety Committee.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Section 5.16 of the Rules of the Winnebago County Board of Supervisors to read as follows:

5.16 JUDICIARY & PUBLIC SAFETY COMMITTEE

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

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

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

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

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

Submitted by,
JUDICIARY & PUBLIC SAFETY
COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Vote Requirement for Passage: Two-thirds of those present. Ayes: 35. Nays: 0. Absent: 3—Lawson, Zellmer & O'Brien. CARRIED.

RESOLUTION NO. 95-1092 - Approve Asylum Bay Access Site Lease Agreement

WHEREAS, the Wisconsin Department of Natural Resources desires to lease park land owned by the State to Winnebago County for the purpose of providing a boating and fishing access site to Lake Winnebago; and

WHEREAS, said lease would be for the period of twenty (20) years for and in consideration of the payment of One Dollar (\$1.00) by Winnebago County to the State of Wisconsin; and

WHEREAS, said lease agreement is the first step in the County eventually acquiring ownership of an access site to Asylum Bay for boaters and fishermen.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to enter into a lease between Winnebago County and the Wisconsin Department of Natural Resources so as to allow Winnebago County to lease from the State of Wisconsin an access site for boaters and fishermen to Asylum Bay on Lake Winnebago in the Town of Oshkosh, the term of said lease to be for a period of twenty (20) years, for and in consideration of the payment of One Dollar (\$1.00) by Winnebago County to the State of Wisconsin. A copy of said lease agreement is herewith attached and made a part of this resolution by reference.

Submitted by,
PARKS & RECREATION COMMITTEE

It was moved by Supervisor Lauson and seconded to adopt. Ayes: 34. Nays: 1—Pawlowski. Absent: 3—Lawson, Zellmer & O'Brien. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn to October 19, 1992 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:15 p.m.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held October 6, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ANNUAL SESSION
COUNTY BOARD MEETING
MONDAY, OCTOBER 19, 1992**

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

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

Roll Call: All present except Lawson and Zellmer who were excused.

County Clerk Linda Wolfe noted corrections to the minutes of September 22, 1992 on page 209: Amendatory Ordinance #9-02-02 should read "zoning change from B-3 (General Business District) to R-2/R-3 (Suburban Residential District (Two-family Res. District)", and page 169 of the October 21, 1991 minutes - Park View Health Center-L.P.N. on a tie vote was retained in the budget. Supervisor J. C. Pawlowski moved to accept the minutes of September 1 and September 22, 1992 with the corrections noted by the County Clerk. **CARRIED BY VOICE VOTE.**

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

COMMUNICATIONS, PETITIONS, ETC.

A notice of meeting on "Demystifying Worker's Compensation and Unemployment Compensation" from Wisconsin Counties Association was read and placed on file. A notice of meeting on Intergovernmental Cooperation from East Central Wis. Regional Planning Commission and UWM-Extension Offices was read and placed on file.

Petitions for Zoning Amendments from: Leonard L. Baer for changing from A-1 to R-1 for single family residence, and David Henneman, Town of Menasha for an amendment to the Winnebago County Town/County Zoning Ordinance were referred to Planning & Zoning Committee.

APPOINTMENTS

County Executive Stevenson's appointments were presented:

ADVOCAP BOARD

Supervisor Kristi Winters was appointed to the Advocap Board to replace Charles Duffy. Her term of office will begin immediately and expire April 20, 1993. Motion by Supervisor Kollath and seconded to confirm. **CARRIED BY VOICE VOTE.**

COMMUNITY PROGRAMS BOARD

Supervisor Jerold Finch was appointed to the Community Programs Board to fill the unexpired term of Charles Duffy. The term will expire April 20, 1993. Motion by Supervisor Schwartz and seconded to confirm. **CARRIED BY VOICE VOTE.**

Chairman Maehl made the following appointment:

LONG TERM SUPPORT COMMITTEE

Lois Gruetzmacher, 3576 Leonard's Point Lane, Oshkosh, WI 54904 was appointed to the Long Term Support Committee of the Social Services Board for a term to end April 1995. Wayne Winistorfer, 30 Sweet Street, Oshkosh, WI 54901, was appointed for a term to end April 1993. Motion by Supervisor Montgomery and seconded to confirm. **CARRIED BY VOICE VOTE.**

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson reported that Chairman Maehl was appointed a member of the Economic Development Steering Committee for the National Association of Counties. He stated that Chairman Maehl, Finance Director Chuck Orenstein and he went to New York to Moody's to check on the county's bond rating. Moody's said that Winnebago County is one of the top counties in the nation for management practices.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported Student Government Day will be October 20th, with a luncheon at the Legion on the Lake at noon. The Parks Department received a \$240,000 grant for reclamation; the watershed project received \$248,000; the City of Omro received a \$60,000 grant, and the University Extension Office received

a \$100,000 food and family nutrition grant. Rules for the budget proceedings were read. He advised that Channel 10 will broadcast only on October 19 and October 26.

COMMITTEE REPORTS

Supervisor Wagner commended Supervisor Albrecht for forming a committee with citizen members to work on the Master Plan.

PUBLIC HEARING

Don Hansen, Neenah and Judy Gruszynske, Omro, spoke in support of the Food Expo Court Building planned at the Exposition Center. It will be used as a public shelter and rest area, as well as for 4-H food sales. The 4-H clubs have pledged \$30,000 of the \$60,000 cost. The target date for completion is August 1, 1993.

Walter Chrapla, 721 Mitchell Street, Neenah, Wis. reviewed some of the recommendations he made at the budget hearings last year. He urged a 5-year capital improvements program with priorities be set. He felt Information Systems Department should also have a 5-year plan. He feels the monthly financial statements should be less complex. He asked the county to compile a list of studies conducted in the past and what action has been taken on them. He recommended a Clean Sweep Program at the landfill. He objected to the charge of 25 cents for a copy of a document charged by the county. He felt the notice of the budget hearing should have been larger. He reiterated the juvenile detention report in 1989 recommended placing juveniles at Park View Health Center and no planning has been done for a juvenile detention center. He enumerated items in the 1993 budget that he felt were questionable. He stated that since \$2.9 million was applied to the budget to hold down the tax levy, the taxpayers must have been overtaxed in the past. He stated that County Board should ask for a complete debt retirement schedule. He stated the \$14,000 overpayment to the Tri-County Ice Arena should be pursued with Outagamie County. Supervisor O'Brien invited Mr. Chrapla to attend the Solid Waste Management Board meetings.

ZONING REPORTS & ORDINANCES

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

AMENDATORY ORDINANCE -10-01-92. A request from Joseph F. Paulus for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential District, Single Family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to remove floodplain zoning designation. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE. Supervisor Lace voted nay.

AMENDATORY ORDINANCE #10-02-92. A request from Richard Pucker for zoning change from R-1 (Floodplain)(Rural Res. Dist. Single Family, non-subdivided) to R-1 (Rural Residential District, Single Family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Lace voted nay.

AMENDATORY ORDINANCE 3. A request from Town of Omro on behalf of Mary Smith for zoning change from A-1 (Agriculture) to R-1 (Residential). Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 4. A request from Town of Omro on behalf of Gregory Brahmer for zoning change from A-1 (Agriculture) to R-1 (Residential). Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 97-1092 - Establish Compensation Plan for County Executive to be Elected in 1993.

WHEREAS, the compensation for the position of County Executive shall be set by the County Board prior to the first date for the circulation of nomination papers for election to fill the position for the upcoming term; and

WHEREAS, the first date for the circulation of nomination papers for election to the position of County Executive for the term of office commencing in April of 1993 is December 1, 1992.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the salary established for the position of County Executive for the term commencing the 3rd Tuesday in April, 1993 shall be as follows:

ANNUAL SALARY

First Full Year of Term (4/93-4/94)	\$ 50,500
Second Full Year of Term (4/94-4/95)	\$ 52,000
Third Full Year of Term (4/95-4/96)	\$ 53,500
Fourth Full Year of Term (4/96-4/97)	\$ 55,000

BE IT FURTHER RESOLVED, that fringe benefits be provided to the position in accordance with County policy for Winnebago County Department Heads.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 27. Nays: 8—Steber, Putzer, Bahr, Robl, Crowley, Schaidler, Owens, Laabs. Abstention: 1—Winters. Excused: 2—Lawson and Zellmer. CARRIED. Supervisor Planalp moved and it was seconded to reconsider. Ayes: 24. Nays: 12—Kollath, Pawlowski, Lauson, Montgomery, Winters, Sundquist, King, Finch, Webster, Rankin, O'Brien, Maehl. Excused: 2—Lawson and Zellmer. Motion to reconsider: CARRIED. Discussion held on the salary of the County Executive. Supervisor Wagner moved and it was seconded to amend the salary to \$52,000 for the next four years. Ayes: 12—Barker, Savas, Gose, Shute, Planalp, Wagner, Putzer, Bahr, Robl, Kramer, Owens, Rankin. Nays: 24. Excused: 2—Lawson and Zellmer. LOST. Vote on resolution: Ayes: 24. Nays: 12—Pawlowski, Savas, Steber, Planalp, Wagner, Putzer, Bahr, Robl, Crowley, Kramer, Owens, Laabs. Excused: 2—Lawson and Zellmer. CARRIED.

RESOLUTION NO. 98-1092 - Disallow Claim of Janice Breaker, Mae Huberty, Lyle Dorow and Elda Skalmoski

WHEREAS, your Personnel and Finance Committee has had the claim of Janice Breaker, Mae Huberty, Lyle Dorow and Elda Skalmoski referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Janice Breaker, Mae Huberty, Lyle Dorow and Elda Skalmoski dated September 1, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Abstention: 1—Pawlowski. Excused: 2—Lawson and Zellmer. CARRIED.

RESOLUTION NO. 99-1092 - Commendation to Robert Schumann

WHEREAS, Robert Schumann has been employed with the Highway Department of Winnebago County, for the past thirty years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED that the County Clerk send a copy of this Resolution to Robert Schumann.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2—Lawson and Zellmer. CARRIED.

RESOLUTION NO. 100-1092 - Authorize Submission and Acceptance for Grant from Wisconsin Historical Society

WHEREAS, the State of Wisconsin Historical Society has received approximately \$250,000 in Federal Funds earmarked for the control and preservation of historical records; and

WHEREAS, Winnebago County does not have a formal records management program; and

WHEREAS, the County Clerk's Office is presently using imaging equipment for the more effective and less costly retention of records; and

WHEREAS, the Winnebago County Clerk desires to establish a records management program; and

WHEREAS, the State of Wisconsin Historical Society has indicated to the County that grant money could be made available to the County for the establishment of such a program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Auditor to send a grant application to the Wisconsin Historical Society requesting an award of \$16,500 for the establishment of a formal records management program.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes that provisions be made in the 1993 Winnebago County Budget to provide matching funds of \$5500 in the form of staff salary in the form of assistance to the consultant which would be provided with such funds for said project.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2—Lawson and Zellmer. CARRIED.

1993 WINNEBAGO COUNTY BUDGET

County Executive Stevenson began presenting his 1993 Executive Budget and answered questions regarding the various items.

Supervisor Pawlowski moved and it was seconded to adjourn to October 20, 1992 at 8:30 A.M. CARRIED BY VOICE VOTE.
Meeting adjourned at 9:15 p.m.

TUESDAY, OCTOBER 20, 1992

Chairman Maehl called the meeting to order at 8:30 A.M. Roll call showed all present except Lawson, Zellmer, Koziczowski and Finch. County Executive Stevenson continued presenting the 1993 Executive Budget. At 11:50 A.M., Supervisor Pawlowski moved and it was seconded to adjourn until 1:30 P.M. CARRIED BY VOICE VOTE.

AFTERNOON SESSION

Students from area schools attending County Government Day sponsored by the American Legion were shown a new video on Winnebago County government. To give the students a chance to participate in government, Chairman Maehl asked the students to present a mock motion on any subject to debate and vote upon. A motion was made and seconded by students to lower the drinking age to 19. Carried by a voice vote of the students. Vote by County Board members: Ayes: 17—Kollath, Pawlowski, O'Brien, Maehl, Lace, Steber, Lauson, Gose, Montgomery, Sundquist, Wagner, Putzer, Robl, Crowley, Kramer, Hue, Diakoff. Nays: 15—Barker, Albrecht, Shute, Schwartz, Winters, Bahr, Troxell, King, Schaidler, Sievert, Webster, Owens, Rankin, Breister, Laabs. Excused: 6—Lawson, Zellmer, Koziczowski, Finch, Planalp, Savas. CARRIED.

RESOLUTION NO. 96-1092 - Adopt 1993 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1993 Annual County Budget, a copy of which is incorporated herein by reference, be and same is hereby adopted.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt.

AMENDMENT (1) - Authorize Moratorium on Creation of New County Salaried Positions

BE IT RESOLVED by the Winnebago County Board of Supervisors that no salaried positions be created within the Winnebago County Table of Personnel Organization subsequent to December 31, 1992 which are not in existence within the Winnebago County Table of Personnel Organization at the present time.

Submitted by,
ROBERT PUTZER
COUNTY BOARD SUPERVISOR
DISTRICT #20

Supervisor Putzer moved and it was seconded to adopt. Ayes: 9—Planalp, Wagner, Putzer, Bahr, Troxell, Robl, Kramer, Sievert, Owens. Nays: 21. Abstention: 1—Montgomery. Excused: 7 Pawlowski, Savas, Koziczkowski, Lace, Lawson, Finch, Zellmer. LOST.

AMENDMENT (2) - Add \$2,858 to the Register of Deeds 1993 Budget

WHEREAS, the County Executive eliminated the request of the Register of Deeds for an additional person in that office at a net cost of \$2,858 and the Judiciary and Public Safety Committee at their meeting of September 3, 1992 approved having an amendment drafted reinstating this new position request; and

WHEREAS, the gross cost of this new position would be limited to salary and fringe benefits in the amount of \$17,858 and no additional costs for equipment or telephones is requested; and

WHEREAS, the addition of said new position would result in a decrease of \$10,000 in overtime and \$5,000 for temporary employees resulting in a total cost savings of \$15,000, thus leaving a net levy impact of \$2,858; and

WHEREAS, \$5,662 was paid out in overtime by the Register of Deeds Office in 1991 and \$6,500 was paid out in overtime by the Register of Deeds Office for the first 6 months of 1992; and

WHEREAS, the Register of Deeds Office projects that it will pay out \$13,000 in overtime salary to its employees in 1992; and

WHEREAS, through June, 1992, the total number of documents processed in the Register of Deeds Office was 18,772, as opposed to 11,916 documents being processed for the same 6 month period in 1991; and

WHEREAS, the continuous demand for employees to work overtime has placed a personal burden upon said employees.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that \$2,858 be added to the Register of Deeds Budget for salaries and fringes as is shown on Page 665 of the 1993 Annual Budget and that a Clerk Typist I position be added to the Table of Organization of the Register of Deeds Office as is shown on Page 23 of the 1993 Annual Budget.

Submitted by,
JUDICIARY & PUBLIC SAFETY
COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 30.
Nays: 1—Putzer. Excused: 7—Pawlowski, Savas, Koziczkowski,
Lace, Lawson, Finch, Zellmer. CARRIED.

**AMENDMENT (3) - Add \$11,151 to Park View Health Center
1993 Budget (Net Cost)**

BE IT RESOLVED by the Winnebago County Board of Supervisors that \$11,151 be added to Salary and Fringe Benefit items for Park View Health Center as is shown on Page 508 of the Winnebago County 1993 Budget Book for the purpose of adding 2 new Registered Nurse Supervisor positions to the Nursing Department at Park View Health Center and that the Table of Organization for Park View Health Center, as is shown on Page 23 of the 1993 Winnebago County Budget Book, be amended accordingly so as to add said 2 new positions in the 1993 Annual Budget.

Submitted by,
PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Supervisor Montgomery corrected the amount on line 3 and line 6 to \$22,302. Vote on amendment as corrected: Ayes: 25. Nays: 4 Albrecht, Planalp, Wagner, Troxell. Abstention: 1—Winters. Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (4) - Add \$8,806 to Park View Health Center 1993 Budget (Net Cost)

BE IT RESOLVED by the Winnebago County Board of Supervisors that \$8,806 be added to Salary and Fringe Benefit items for Park View Health Center as is shown on Page 508 of the Winnebago County 1993 Budget Book for the purpose of adding 3 new Registered Nurses positions to the Nursing Department at Park View Health Center and that the Table of Organization for Park View Health Center, as is shown on Page 23 of the 1993 Winnebago County Budget Book, be amended accordingly so as to add said 3 new positions in the 1993 Annual Budget.

Submitted by,
PARK VIEW HEALTH CENTER COMMITTEE

Supervisor Montgomery moved and it was seconded to adopt. Supervisor Montgomery corrected lines 3 and 6 to \$26,418. Vote on amendment as corrected: Ayes: 27. Nays: 3—Planalp, Putzer and Troxell. Excused: 8—Pawlowski, Savas, Finch, Lawson, Zellmer, Webster, Robl, Bahr. CARRIED.

AMENDMENT (5) - Add \$5,044 to Park View Health Center 1993 Budget (Net Cost)

BE IT RESOLVED by the Winnebago County Board of Supervisors that \$5,044 be added to Salary and Fringe Benefit items for Park View Health Center as is shown on Page 508 of the Winnebago County 1993 Budget Book for the purpose of adding 1 new COTA/Activity Specialist position to the Nursing Department at Park View Health Center and that the Table of Organization for Park View Health Center, as is shown on Page 23 of the 1993 Winnebago County Budget Book, be amended accordingly so as to add said new position in the 1993 Annual Budget.

Submitted by,
PARK VIEW HEALTH CENTER COMMITTEE

It was moved by Supervisor Montgomery and seconded to adopt. Ayes: 29. Nays: 1—Planalp. Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (6) - Add Part-time Developmental Disabilities Service Coordinator Position and Part-time Clerk Typist Position to Community Programs Budget

WHEREAS, Winnebago County Executive Paul Stevenson has indicated that, with the exception of a few positions, all requests for new positions on the County Table of Organization should be introduced by committees of jurisdiction; and

WHEREAS, the numbers of adults with developmental disabilities requiring Department of Community Programs services continue to grow, necessitating the establishment of waiting lists of 150 individuals without service coordination; and

WHEREAS, new revenues are available and budgeted in the proposed Department of Community Programs 1993 Budget request; and

WHEREAS, these new revenues would totally fund the requested positions so that no County dollars are required; and

WHEREAS, the committee of jurisdiction, the D.C.P. Board, has approved of this request.

NOW, THEREFORE, BE IT RESOLVED, that two new part-time positions be added to the Table of Organization to include a part-time (30 hours per week) position of Developmental Disabilities Service Coordinator and a part-time (13 hours per week) clerical staff position.

BE IT FURTHER RESOLVED that the related costs of \$30,000 for the service coordinator, as outlined on the attached new position request form and the \$8,070.00 cost for the clerk typist, as outlined on the attached new position request form, be approved with the understanding that the addition of said positions shall have no impact on the County tax levy, as such positions shall be funded from alternative sources.

Submitted by,

COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Supervisor Diakoff moved and it was seconded to amend line 33 to add "and that when full funding is no longer granted, said positions will be vacated." Ayes: 27. Nays: 0. Excused: 11 Pawlowski, Savas, Koziczkowski, Lace, Lauson, Gose, Montgomery, Lawson, Finch, Zellmer, Owens. CARRIED. Vote on amended amendment: Ayes: 29. Nays: 0. Excused: 9—Pawlowski, Savas, Koziczkowski, Lace, Lauson, Montgomery, Lawson, Finch, Zellmer. CARRIED.

AMENDMENT (7) - Add \$18,603 to Public Health 1993 Budget (Net Cost): Create Position of Financial Manager

WHEREAS, members of your undersigned Committee have determined a need for an on-site Financial Manager to assist the Director in Budget preparation, monitoring, and grant accountability; and

WHEREAS, such a Financial Manager would develop reports for the Health Committee and Finance Department and would perform single audit tracking of Federal and State Grants; and

WHEREAS, said additional staff member would assure that no funding from outside sources was lost or forfeited because of flawed accounting practices.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$17,998 be added to Salary and Fringe Benefit items for the Public Health Department and that \$605 be added to the Small Equipment Fund of the Public Health Department as is shown on Page 413 of the Winnebago County 1993 Budget Book for the purpose of adding the position of Financial Manager to the Public Health Department and that the Table of Organization for the Public Health Department, as is shown on Page 22 of the 1993 Winnebago County Budget Book be amended accordingly so as to add said new position in the 1993 Annual Budget.

Submitted by,
HEALTH COMMITTEE

Motion by Supervisor Steber and seconded to adopt. Ayes: 20. Nays: 11—O'Brien, Montgomery, Planalp, Wagner, Putzer, Troxell, Robl, Hue, Sievert, Webster, Rankin. Excused: 7—Pawlowski, Savas, Koziczkowski, Lace, Lawson, Finch, Zellmer. CARRIED.

Supervisor Diakoff moved and it was seconded to reconsider. Ayes: 19. Nays: 9—Koziczkowski, Steber, Schwartz, Montgomery, Winters, Bahr, King, Crowley, Laabs. Excused: 10—Pawlowski, Savas, Sundquist, Planalp, Lawson, Kramer, Finch, Zellmer, Barker, Webster. CARRIED.

Supervisor Diakoff moved and it was seconded to amend to add "that the revenues of \$18,603 would offset the cost of this position". CARRIED BY VOICE VOTE. Supervisor Wagner moved and it was seconded to amend to make this position a full-time person for the county as a whole to be a grants tracker. Ayes: 1 Wagner. Nays: 29. Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. LOST. Vote on amendment: Ayes: 22. Nays: 8—Montgomery, Shute, Planalp, Putzer, Kramer, Schaidler, Hue, Rankin. Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (8) - Add \$2,975 to Public Health Department Budget (Net Cost): Authorize Computer and Printer Purchase

WHEREAS, members of your undersigned Committee have determined a need for increased accessibility to personal computers by Public Health Department management staff; and

WHEREAS, such access will reduce the number of employees viewing Supervisor/employee activity and sensitive client information.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that \$2550 be added to the 1993 Public Health Department Budget for the purchase of Capital Equipment, specifically, a personal computer; and that \$425 be added to the 1993 Public Health Department Budget for the purchase of small equipment, specifically, a printer.

Submitted by,
HEALTH COMMITTEE

Motion by Supervisor Steber and seconded to adopt. Ayes: 19. Nays: 11—Kollath, Shute, Montgomery, Wagner, Putzer, Troxell, Robl, Sievert, Diakoff, Webster, Rankin. Abstention: 1—Winters. Excused: 7—Pawlowski, Savas, Koziczowski, Lace, Lawson, Finch, Zellmer. CARRIED.

AMENDMENT (9) - Add \$4,612 To Public Health 1993 Budget (Net Cost): Increase Staffing to 2.0 FTE Clerk Typist II Positions

WHEREAS, members of the Winnebago County Health Committee have determined a problem in meeting record keeping standards as determined by Medicare and Medicaid Reimbursement Programs; and

WHEREAS, this activity is performed by the equivalent of 1.8 full-time employees who are designated as Clerk Typist II.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$4,612 be added to Salary and Fringe Benefit items for the Public Health Department as is shown on Page 413 of the Winnebago County 1993 Budget Book for the purpose of creating 2.0 FTE Clerk Typist II positions within the Public Health Department and that the Table of Organization for the Public Health Department, as is shown on Page 22 of the 1992 Winnebago County Budget Book be amended accordingly.

Submitted by,
HEALTH COMMITTEE

Motion by Supervisor Steber and seconded to adopt. Ayes: 7 Barker, Steber, Schwartz, Bahr, King, Crowley, Laabs. Nays: 24. Excused: 7—Pawlowski, Savas, Koziczkowski, Lace, Lawson, Finch, Zellmer. LOST.

AMENDMENT (10) - Add \$4,739 To Public Health 1993 Budget (Net Cost): Create Position of Public Health Aide

WHEREAS, members of the undersigned Committee have determined that a need for professional staff assistance at clinic sites exists; and

WHEREAS, monies received from the Ryan White grant will be able to be utilized more effectively with the provision of additional staffing support; and

WHEREAS, the provision of additional staffing support for public health clinic sites will increase reimbursements to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$4,739 be added to the Salary and Fringe Benefit items for the Public Health Department as is shown on Page 413 of the Winnebago County 1993 Budget Book for the purpose of adding the position of Public Health Aide to the Public Health Department and that the Table of Organization for the Public Health Department, as is shown on Page 22 of the 1993 Budget Book, be amended accordingly so as to add said new position in the 1993 Annual Budget.

Submitted by,
HEALTH COMMITTEE

Supervisor Steber moved and it was seconded to adopt. Ayes: 21. Nays: 10—Maehl, Albrecht, Montgomery, Sundquist, Planalp, Wagner, Troxell, Robl, Sievert, Diakoff. Excused: 7—Pawlowski, Savas, Koziczkowski, Lace, Finch, Zellmer, Lawson. CARRIED.

AMENDMENT (11) - Add \$1,696 to Corporation Counsel 1993 Budget:Capital Equipment

BE IT RESOLVED by the Winnebago County Board of Supervisors that \$1696 be added to the Capital Equipment of the Corporation Counsel's Budget for the cost of adding an HP Laser Jet Series III Printer to the 1993 Annual Budget of said Department.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 29. Nays: 1—Breister. Excused: 8—Pawlowski, Savas, Koziczowski, Lace, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (12) - Add \$11,791 to Winnebago County Department of Social Services 1993 Budget (Net Cost): Create Position of Full-time Case Manager in Financial Assistance Division

WHEREAS, continuing workload demands in the Financial Assistance Division of the Winnebago County Department of Social Services are resulting from the growth of programs such as Healthy Start and the Medical Assistance Waiver Program; and

WHEREAS, payment of overtime to administer these and other divisional programs is at best a short-term solution to this problem, in that constant overtime demands result in staff turnover; and

WHEREAS, State and Federal aid are available to assist in paying for 50% of the costs of staffing the Financial Assistance Division positions.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the amendment of the 1993 Winnebago County General Budget so as to add \$11,791 to the Budget of the Winnebago County Department of Social Services for the purpose of adding the position of Financial Assistance Case Manager to that Department, with such monies being budgeted as is shown on the new Position Request Form which is attached herein and incorporated herein by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the amendment of Page 24 within the 1993 Winnebago County General Budget so as to add a position of Financial Assistance Case Manager to said Budget.

Submitted by,
SOCIAL SERVICES BOARD

Motion by Supervisor Laabs and seconded to adopt. Supervisor Diakoff moved and it was seconded to amend line 33 to add "when the position is no longer funded, that the position be eliminated." Vote on Diakoff amendment: Ayes: 28. Nays: 3—Winters, Crowley, Kramer. Excused: 7—Pawlowski, Savas, Koziczowski, Lace, Lawson, Finch, Zellmer. CARRIED.

Vote on amendment as amended: Ayes: 16—Kollath, Barker, Steber, Lauson, Albrecht, Gose, Schwartz, Winters, Sundquist, Putzer, King, Crowley, Diakoff, Owens, Breister, Laabs. Nays: 14—O'Brien, Maehl, Shute, Montgomery, Planalp, Wagner, Troxell, Robl, Kramer, Schaidler, Hue, Sievert, Webster, Rankin. Excused: 8—Pawlowski, Savas, Koziczowski, Lace, Lawson, Finch, Zellmer, Bahr. CARRIED.

AMENDMENT (13) - Add \$31,721 to Winnebago County Department of Social Services 1993 Budget (Net Cost): Create Full-time Social Worker Position—Neenah/Menasha Area

WHEREAS, the growing number of child and family problems in Winnebago County have resulted in an increased number of cases of child abuse, child neglect and juvenile delinquency which have been referred to the Winnebago County Department of Social Services; and

WHEREAS, the Winnebago County Department of Social Services has continued to see an increase in workload growth for social workers within its Juvenile Units, despite the fact that the Department of Social Services has restricted providing services in juvenile cases where it has no legal obligation to do so; and

WHEREAS, the number of open child and family cases in the Neenah office of the Winnebago County Department of Social Services has increased by 23% since 1989 without the addition of social work staff.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes amendment of the 1993 Winnebago County Budget so as to add the amount of \$31,721 to that Budget for the purpose of funding an additional full-time social work position in the Juvenile Unit of the Neenah/Menasha office of the Winnebago County Department of Social Services, with such monies being budgeted within those accounts as is shown in the new Position Request Form which is attached hereto and incorporated by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes amendment of Page 24 of the 1993 Winnebago County General Budget so as to add a full-time social worker to the Table of Organization.

Submitted by,
SOCIAL SERVICES BOARD

Supervisor Laabs moved and it was seconded to adopt. Ayes: 12 - Kollath, O'Brien, Maehl, Steber, Lauson, Gose, Schwartz, Sundquist, King, Crowley, Owens, Laabs. Nays: 18—Barker, Albrecht, Shute, Montgomery, Winters, Planalp, Wagner, Putzer, Troxell, Robl, Kramer, Schaidler, Hue, Sievert, Diakoff, Webster, Rankin, Breister. Excused: 8—Pawlowski, Savas, Bahr, Lace, Zellmer, Finch, Lawson, Koziczowski. LOST.

AMENDMENT (14) - Add \$16,062 to 1993 Winnebago County Department of Social Services Budget (Net Cost): Create Half-time Social Worker Position in Second Chance Program

WHEREAS, problems relating to juveniles and their families continue to present challenges to the school, the Department of Social Services and the community at large; and

WHEREAS, the Second Chance Program, a cooperative program between the Winnebago County Department of Social Services and the Oshkosh School District, has been extremely effective in providing for the needs of juveniles at risk of school failure and incarceration and of preventing their failure and incarceration; and

WHEREAS, the Second Chance Program has experienced growth as it has accepted increasingly more problematic juveniles and has increased the number of juveniles which it is willing to accept; and

WHEREAS, the placement of a child within the Second Chance Program is an economically more feasible option than incarcerating a child in an institution such as Lincoln Hills or Wales.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the amendment of the 1993 Winnebago County General Budget so as to add \$16,062 to the Winnebago County Department of Social Services Budget for the position of creating a half-time social worker position with the Second Chance Program, with said funds to be budgeted within the Winnebago County Department of Social Services Budget as is indicated in the new Position Request Form which is attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes amendment of Page 24 of the 1993 Winnebago County General Budget so as to add the position of half-time social worker for the Second Chance Program to the Table of Organization which is contained therein.

Submitted by,
SOCIAL SERVICES BOARD

Motion by Supervisor Laabs and seconded to adopt. Ayes: 21. Nays: 12—Barker, O'Brien, Albrecht, Montgomery, Wagner, Putzer, Troxell, Kramer, Hue, Sievert, Rankin, Breister. Excused: 5 Pawlowski, Koziczkowski, Savas, Lawson, Zellmer. CARRIED.

AMENDMENT (15) - Split Budget for New Position of Account Clerk II Between Two Cost Center: Treasurer (100-136) and Tax Assessment (100-137)

WHEREAS, the proposed new position of Account Clerk II is intended to be shared between the office of the County Treasurer and the office of Tax Lister, but the funding for the position is all included in the cost center for County Treasurer (100-136); and

WHEREAS, it is appropriate that the cost for this position be apportioned according to the anticipated split in hours between the two cost centers.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the cost of the proposed position of Account Clerk II be apportioned as follows:

County Treasurer (100-136)	\$ 11,238
Tax Assessment (100-137)	\$ 11,237

Submitted by,
JEANETTE DIAKOFF
COUNTY BOARD SUPERVISOR
DISTRICT #33

Withdrawn by Supervisor Diakoff.

Supervisor Robl moved and it was seconded to recess until October 21, 1992 at 8:30 A.M. CARRIED. Meeting adjourned at 4:00 P.M.

WEDNESDAY, OCTOBER 21, 1992

Chairman Maehl opened the meeting with a public hearing. There were no comments from the public. Roll call showed all present except: Webster, Savas, Pawlowski, Lawson, Kramer, Finch, Zellmer.

AMENDMENT (16) - Add \$75,000 to 1993 Emergency Government Budget: Ambulance Subsidy

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to add an additional \$75,000 to the Budget of the Emergency Government Department for the purpose of providing an ambulance subsidy to ambulance operators within Winnebago County.

Submitted by,
JUDICIARY & PUBLIC SAFETY
COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 12—Albrecht, Gose, Shute, Planalp, Bahr, King, Schaidler, Sievert, Owens, Rankin, Breister, Laabs. Nays: 20. Excused: 6—Pawlowski, Savas, Lawson, Finch, Zellmer, Webster. LOST. Motion by Supervisor Diakoff to reconsider. Ayes: 12—Albrecht, Gose, Shute, Planalp, King, Schaidler, Sievert, Diakoff, Owens, Rankin, Breister, Laabs. Nays: 20. Excused: 6—Pawlowski, Savas, Lawson, Finch, Zellmer, Webster. LOST.

AMENDMENT (17) - Add \$50,000 To 1993 Sheriff's Department Budget: Boarding of Prisoners

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to add an additional \$50,000 to the Budget of the Winnebago County Sheriff—Detention for the purpose of boarding prisoners, with such budgetary addition to be reflected in the line item provided on Page 268 of the 1993 Winnebago County General Budget Book. in the 1993 Annual Budget.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 26. Nays: 5—Steber, Schwartz, Putzer, Robl, Kramer. Abstention: 1 Planalp. Excused: 6—Pawlowski, Savas, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (18) - Increase Jail Assessment Revenues By \$100,000

WHEREAS, the Winnebago County Auditor, in his budget analysis, recommended that Jail Assessment Revenues be increased by \$100,000 from that stated in the 1993 Winnebago County General Budget Book.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 Winnebago County General Budget be amended so as to increase revenues from jail assessments as is stated in line item Account #100-321-43231 on Page 264 of the 1993 Winnebago County General Budget Book by \$100,000 to a total of \$224,000.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Supervisor Gose moved and it was seconded to amend line 14 to \$200,000. CARRIED BY VOICE VOTE. Vote on amended resolution: Ayes: 32. Nays: 0. Excused: 6—Pawlowski, Savas, Lawson, Zellmer, Finch, Webster. CARRIED.

AMENDMENT (19) - Increase Concession Revenue in the Detention Center of the Sheriff's Department Budget by \$15,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 Winnebago County General Budget be amended so as to increase revenue within the Sheriff's Department—Detention Center for concessions by \$15,000 from that which is shown on Page 268 of the Winnebago County General Budget Book. in the 1993 Annual Budget.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 30. Nays: 1—Steber. Excused: 7—Pawlowski, Savas, Gose, Lawson, Finch. Zellmer, Webster. CARRIED.

AMENDMENT (20): - Increase Revenue for Boarding of Prisoners By \$90,000

WHEREAS, the Winnebago County Auditor has recommended to the Winnebago County Board of Supervisors that the amount of revenue budgeted within the 1993 Winnebago County General Budget is exceedingly low for revenue anticipated from the boarding of prisoners in the Winnebago County Jail.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 Winnebago County General Budget be amended so as to increase the anticipated revenue budgeted for the boarding of prisoners, as is shown on Page 269 of the Winnebago County General Budget Book for Account #100-320-44220, by \$90,000.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—Pawlowski, Savas, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (21):- Increase Anticipated Revenue For Prisoner Phone Call Commissions

BE IT RESOLVED by the Winnebago County Board of Supervisors, that anticipated revenues for prisoner phone call commissions at the Winnebago County Jail should be increased within the 1993 Winnebago County Budget within the Budget of the Sheriff's Department from \$24,000 to \$40,000.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said anticipated revenue for prisoner phone call commissions be moved from Non-levy Cost Center Account #100-321 to Levy Cost Center Account #100-320 within the 1993 Winnebago County General Budget, so as to have the effect of reducing the net tax levy by \$40,000.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—Pawlowski, Savas, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (22): - Add \$103,474 to Sheriff's Department 1993 Budget—Detention Center (Net Cost): Create 5 Full-time Control Module Personnel Positions Within Winnebago County Jail

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to add the amount of \$103,474 to the budget of the Sheriff's Department—Detention Center for the purpose of creating 5 new full-time control module personnel positions in the Winnebago County Jail.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Table of Organization within the Sheriff's Department, as is shown on Page 24 of the 1993 Winnebago County General Budget Book, be amended accordingly so as to add said positions to the Table of Organization. in the 1993 Annual Budget.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Supervisor Gose corrected line 3 and line 12 which should be \$98,474. Supervisor Putzer moved and it was seconded to postpone until the grant information is available. Ayes: 16—Koziczkowski, Lace, Steber, Lauson, Albrecht, Schwartz, Planalp, Putzer, Troxell, King, Kramer, Schaidler, Sievert, Diakoff, Rankin, Breister. Nays: 15—Kollath, Barker, O'Brien, Maehl, Gose, Shute, Montgomery, Winters, Sundquist, Wagner, Bahr, Crowley, Hue, Owens, Laabs. Excused: 7—Pawlowski, Savas, Robl, Lawson, Finch, Zellmer, Webster. MOTION TO POSTPONE CARRIED.

AMENDMENT (23) - Add \$103,474 to Sheriff's Department 1993 Budget—Detention Center (Net Cost): Create 5 Full-time Control Module Personnel Positions Within Winnebago County Jail—Juvenile Secure Detention Facility

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to add the amount of \$103,474 to the budget of the Sheriff's Department—Detention Center for the purpose of creating 5 new full-time control module personnel positions in the Winnebago County Jail, contingent upon the jail being certified to be utilized as a juvenile secure detention facility.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Table of Organization within the Sheriff's Department, as is shown on Page 24 of the 1993 Winnebago County General Budget Book, be amended accordingly so as to add said positions to the Table of Organization. in the 1993 Annual Budget.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Supervisor Gose corrected the amount on line 3 and 14 to \$98,474. Ayes: 28. Nays: 1. Excused: 9—Pawlowski, Savas, Lawson, Planalp, Bahr, Robl, Finch, Zellmer, Webster. CARRIED.

**AMENDMENT (24) - Increase Revenue For Investment Interest
By \$150,000**

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to increase the amount of revenue for Account #100-136-48110, as is shown on Pages 77-78 of the Budget Book, by \$150,000 and thereby decreasing the tax levy accordingly in the 1993 Annual Budget.

Submitted by,
JEANETTE DIAKOFF DIST. #33
ORRIN H. KING DIST. #24
ROBERT PUTZER DIST. #20
DAVID M. KOLLATH DIST. #1
DAVID ALBRECHT DIST. #11
COUNTY BOARD SUPERVISORS

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 30.
Nays: 0. Excused: 8—Pawlowski, Savas, Robl, Bahr, Lawson, Finch, Zellmer, Webster. CARRIED.

**AMENDMENT (25) - Increase Revenue For Interest on Delinquent
Taxes by \$100,000**

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to increase the amount of revenues for Account #100-136-41130, for interest on delinquent taxes by \$100,000, as is shown on Pages 77-78 of the Budget Book, and thereby decreasing the tax levy accordingly.

Submitted by,
JEANETTE DIAKOFF DIST. #33
ORRIN H. KING DIST. #24
ROBERT PUTZER DIST. #20
DAVID M. KOLLATH DIST. #1
DAVID ALBRECHT DIST. #11
COUNTY BOARD SUPERVISORS

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 29.
Nays: 1—O'Brien. Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDED AMENDMENT (26) - Increase Amount Budgeted For County Board Expenditures By \$14,950 (Highway Committee Seminars)

WHEREAS, no monies have been budgeted for attendance of the Highway Committee at educational seminars.

BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount budgeted for County Board Expenditures be increased by \$14,950 and that the following line items within the 1993 Winnebago County Board Budget, as is shown on Pages 728-729 of the Budget Book, be increased by the following amounts:

Salaries—Elected Officials	\$ 8,250
Lodging	\$ 1,800
Automobile Allowance	\$ 150
Registration	\$ 3,250
Meals	\$ 1,500
TOTAL	\$ 14,950

Submitted by,
KENNETH ROBL DIST. #23
ROBERT PUTZER DIST. #20
JAMES BAHR DIST. #21
HERBERT KRAMER DIST. #27
JOHN PAWLOWSKI DIST. #3
COUNTY BOARD SUPERVISORS

Motion by Supervisor Putzer and seconded to adopt. Ayes: 27.
 Nays: 2—Sievert and Montgomery. Excused: 9—Pawlowski, Savas,
 Bahr, Robl, Lawson, Schaidler, Finch, Zellmer, Webster.
CARRIED.

AMENDMENT (27) - Reduce Expenditures Budgeted for Engineer by \$15,000 in Airport Budget—Administration

WHEREAS, no landside planning will be performed by engineers on behalf of the Airport in 1993.

BE IT RESOLVED by the Winnebago County Board of Supervisors that expenditures budgeted for "Architects & Engineers" as is shown in the Airport—Administration budget of the 1993 Winnebago County General Budget, Account #510-471, as is shown on Page 302 of the Budget Book, be reduced by \$15,000, from \$25,000 to \$10,000 in the 1993 Annual Budget.

Submitted by,

DAVID ALBRECHT DIST. #11

EUGENE TROXELL DIST. #22

JOHN HUE DIST. #30

COUNTY BOARD SUPERVISORS

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 29. Nay: 1—Montgomery. Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (28) - Reduce Expenditures Budgeted For Capital Outlay - Airport - Building To Enclose Generator By \$15,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that the capital outlay expenditure for a building to enclose a generator at the Airport as is shown on Page 325 of the Budget Book, be reduced by \$15,000, from \$16,000 to \$1,000, within the 1993 Winnebago County General Budget in the 1993 Annual Budget.

Submitted by,

DAVID ALBRECHT DIST. #11

EUGENE TROXELL DIST. #22

JOHN HUE DIST. #30

COUNTY BOARD SUPERVISORS

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 30. Nays: 0. Excused: 8—Pawlowksi, Savas, Bahr, Robl, Webster, Finch, Lawson, Zellmer, CARRIED.

AMENDMENT (29) - Reduce Expenditures For Machine and Equipment Parts, Airport - Fire Station Budget By \$2500.00.

WHEREAS, a capital outlay for a new fire truck is budgeted within the 1993 Winnebago County General Budget; and

WHEREAS, Federal and State Airport Improvement Project matching funds are available to assist Winnebago County in purchasing a new fire truck for its Airport; and

WHEREAS, expenditures for machine and equipment parts should be reduced as a result of the purchase of a new fire truck.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to reduce the amount appropriated for expenditures for machine and equipment parts in the Airport—Fire Station Budget, Account #510-474, as is shown on Page 311 of the Winnebago County Budget Book, by \$2500.00 from \$3700.00 to \$1200.00.

Submitted by,

DAVID ALBRECHT DIST. #11

EUGENE TROXELL DIST. #22

JOHN HUE DIST. #30

COUNTY BOARD SUPERVISORS

It was moved by Supervisor Albrecht and seconded to adopt. Ayes: 29. Nays: 0. Abstention: 1—Breister. Excused: 8—Pawlowksi, Savas, Robl, Bahr, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (30) - Substitute Capital Outlay For 20th Avenue Turn Lane At Airport Terminal With Capital Outlay For Fencing Around Airport Terminal

BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 Winnebago County General Budget be amended so as to delete from the Capital Outlay Fund of the 1993 Airport Budget an appropriation for a 20th Avenue Turn Lane at the Airport Terminal and to substitute, in place of said capital outlay,

the installation of fencing around the Airport Terminal. The amount appropriated for said capital outlay shall remain at \$2,000. Said capital outlays are detailed on Page 325 of the Winnebago County General Budget Book.

Submitted by,
DAVID ALBRECHT, DIST. #11
EUGENE TROXELL, DIST. #22
JOHN HUE, DIST. #30
COUNTY BOARD SUPERVISORS

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 29. Nays: 1—Lace. Excused: 8—Pawlowski, Savas, Robl, Bahr, Lawson, Finch, Zellmer, Webster. CARRIED.

Supervisor Lauson moved and it was seconded to adjourn for lunch. CARRIED BY VOICE VOTE. Meeting adjourned at Noon.

AFTERNOON SESSION

AMENDMENT (31) - Increase Revenue to Park View Health Center For Provision of Meals To Winnebago County Jail (Net Revenue \$54,000)

WHEREAS, Park View Health Center will realize revenues for the provision of meals to the Winnebago County Jail of \$229,000 in 1993; and

WHEREAS, expenses to Park View Health Center, resulting from the provision of meals to the Winnebago County Jail, shall increase in the following categories:

Food	\$170,000
Supplies	\$ 5,000; and

WHEREAS, said revenues and expenses were not budgeted within the Park View Health Center Budget in the 1993 Winnebago County General Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 Park View Health Center Budget as contained within the 1993 Winnebago County General Budget be amended so as to increase net revenue for Park View Health Center by the amount of \$54,000 in relationship to the provision of meals to the Winnebago County Jail.

Submitted by,
RON MONTGOMERY DISTRICT #15
RAYMOND GOSE DISTRICT #12
COUNTY BOARD SUPERVISORS

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 29. Nays: 0. Excused: 9—Pawlowski, Savas, Lace, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (32) - Reduce Expenditures for Advertising Expenses In Airport Administration Budget by \$25,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to reduce the amount of expenditures budgeted for advertising within the Airport—Administration Budget, Account #510-471, as is shown on Page 308 of the Winnebago County Budget Book by \$25,000, from \$40,350 to \$15,350.

Submitted by,

JEANETTE DIAKOFF DIST. #33
COUNTY BOARD SUPERVISOR

Supervisor Diakoff moved and it was seconded to adopt. Supervisor Albrecht moved to amend to reduce the expenditures by \$5,000 to \$35,350. Ayes: 16—Kollath, O'Brien, Maehl, Albrecht, Gose, Shute, Schwartz, Winters, Sundquist, Wagner, Putzer, Troxell, King, Kramer, Hue, Rankin. Nays: 13—Barker, Koziackowski, Steber, Montgomery, Planalp, Crowley, Schaidler, Diakoff, Owens, Breister, Laabs, Lauson, Sievert. Excused: 9—Pawlowski, Savas, Lace, Bahr, Robl, Lawson, Finch, Zellmer, Webster. Vote on Albrecht amendment CARRIED. Vote on amended amendment: Ayes: 25. Nays: 5 - Lace, Montgomery, Kramer, Diakoff, Owens. Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (33) - Delete Drainage Easement From Capital Outlay Fund of County Road Maintenance Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to delete the amount of \$27,755 from the Capital Outlay Fund of the County Road Maintenance Budget, Account #100-420, as is shown on Page 293 of the Winnebago County Budget Book in the 1993 Annual Budget.

Submitted by,

JEANETTE DIAKOFF
COUNTY BOARD SUPERVISOR
DISTRICT #33

Supervisor Diakoff moved and it was seconded to adopt. Ayes: 20. Nays: 9—O'Brien, Lace, Schwartz, Winters, Sundquist, King, Kramer, Schaidler, Wagner. Abstention: 1—Montgomery. Excused: 8 - Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (34) - Reduce Account Clerk II Position In Treasurer's Budget to 1/2 Time Position and Create Full-time Account Clerk I Position to Assist Tax Lister: (Net Cost: \$8807)

WHEREAS, a need exists to assist the Tax Lister in keeping tax listings up to date; and

WHEREAS, such a need may be met by shifting personnel assignments.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that a full-time Account Clerk position within the Treasurer's Office be reduced to a half-time Account Clerk position and that the Table of Organization for that office be amended accordingly so as to reduce funding by \$11,238 for that position within the 1993 Winnebago County General Budget.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a full-time Account Clerk I position be added to the Table of Organization so as to assist the Tax Lister and that \$20,044 for salaries and fringe benefits be added to the Treasurer's—Tax Assessment Budget, Account #100-137 within the 1993 Winnebago County General Budget.

Submitted by,
JEANETTE DIAKOFF
COUNTY BOARD SUPERVISOR
DISTRICT #33

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 29. Nays: 0. Abstention: 1—Winters. Excused: 8—Pawlowski, Savas, Robl, Bahr, Finch, Zellmer, Webster, Lawson. CARRIED.

AMENDMENT (35) - Increase Expenditures For Property and Liability Insurance: Safety Building Board by \$15,000

WHEREAS, an error was made in the preparation of the 1993 Winnebago County General Budget so as to inadvertently exclude expenditures for the Public Safety Building Board relating to Building Insurance Premiums.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors so as to increase expenditures for Property and Liability Insurance for the Public Safety Building Board by \$5100 to \$5125, and amend Account #100-113, as is shown on Page 737 of the Budget Book, and that the 1993 Winnebago County General Budget be amended accordingly.

Submitted by,
ORRIN H. KING
COUNTY BOARD SUPERVISOR
DISTRICT #24

Motion by Supervisor King and seconded to adopt. Ayes: 30. Nays: 0. Excused: 8—Pawlowski, Savas, Finch, Zellmer, Lawson, Bahr, Robl, Webster. CARRIED.

AMENDMENT (36) - Reduce Expenditures For Overtime—Winnebago County Department of Social Services—Financial Assistance By \$11,791

BE IT RESOLVED by the Winnebago County Board of Supervisors that expenditures budgeted for the Overtime Account of the Department of Social Services—Financial Assistance Budget of the 1993 Winnebago County General Budget, Account #210-630, as is shown on Page 468 of the Budget Book, be reduced by \$11,791, from \$32,000 to \$20,209 in the 1993 Annual Budget.

Submitted by,
JOHN SCHAIDLER DIST. #28
JEANETTE DIAKOFF DIST. #33
JOHN PLANALP DIST. #18
COUNTY BOARD SUPERVISORS

It was moved by Supervisor Schaidler and seconded to adopt. Ayes: 19. Nays: 11—Kollath, O'Brien, Koziczowski, Maehl, Steber, Gose, Schwartz, King, Crowley, Owens, Laabs. Excused: 8 Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster.

AMENDMENT (37) - Remove \$4800 From the 1993 Airport Budget Unclassified Expense Medical and Dental Line Item

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to delete an appropriation of \$4800 from the Medical and Dental Line Item of the Airport—Unclassified Expense Budget, Account #510-479, as is shown on Page 324 of the Winnebago County Budget Book.

Submitted by,
JEANETTE DIAKOFF DIST. #33
MURIEL CROWLEY DIST. #26
JOHN SCHAIDLER DIST. #28
COUNTY BOARD SUPERVISORS

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 17 - Kollath, Barker, Maehl, Koziczkowski, Lace, Steber, Lauson, Gose, Montgomery, Crowley, Kramer, Schaidler, Sievert, Diakoff, Owens, Breister, Laabs. Nays: 13—O'Brien, Albrecht, Shute, Schwartz, Winters, Sundquist, Planalp, Wagner, Troxell, Putzer, King, Hue, Rankin, Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (38) - Delete Capital Outlay - Automobile For Airport (\$4500)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to delete a \$4500 expenditure from the Airport Budget Capital Outlays for the purchase of a car from the Sheriff's Department, as is shown on Page 325 of the Budget Book.

Submitted by,
JEANETTE DIAKOFF
COUNTY BOARD SUPERVISOR
DISTRICT #33

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 13 - Barker, O'Brien, Lace, Lauson, Montgomery, Planalp, Troxell, Crowley, Schaidler, Sievert, Diakoff, Owens, Laabs. Nays: 16 Kollath, Maehl, Koziczkowski, Steber, Albrecht, Gose, Shute, Schwartz, Winters, Sundquist, Wagner, Putzer, King, Hue, Rankin, Breister. Excused: 9—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Kramer, Webster. LOST.

AMENDMENT (39) - Delete Capital Outlay - Airport For West Side Property Acquisition—Phase I (\$20,000)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to delete a \$20,000 expenditure from the Airport Budget - Capital Outlays for the West Side Property Acquisition Project - Phase I, as is shown on Page 325 of the Budget Book.

Submitted by,
JEANETTE DIAKOFF
COUNTY BOARD SUPERVISOR
DISTRICT #33

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 10 - Kozickowski, Lace, Steber, Gose, Crowley, Kramer, Sievert, Diakoff, Owens, Laabs. Nays: 19. Excused: 9—Pawlowski, Savas, Bahr, Robl, Winters, Lawson, Finch, Zellmer, Webster. LOST.

AMENDMENT (40) - Delete \$21,564 From Finance Department Budget - Salaries and Fringe Benefits

BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 Winnebago County General Budget be amended so as to delete \$21,564 from the Finance Department Budget, as is shown on Page 95 of the Winnebago County Budget Book, for salaries and fringe benefits.

Submitted by,
JEANETTE DIAKOFF
COUNTY BOARD SUPERVISOR
DISTRICT #33

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 29. Nays: 1—Gose. Excused: 8—Pawlowski, Savas, Bahr, Robl, Lawson, Finch, Zellmer, Webster. CARRIED.

AMENDMENT (41) - Delete \$92,963 From 1993 Winnebago County General Budget: Limit Cost-of-Living Increases to 3% For County Employees

WHEREAS, the salary of the County Executive was established at this County Board Session so as to provide a cost-of-living increase of approximately 0% for the 1993 calendar year, and approximately 2.75% for each year thereafter; and

WHEREAS, given the present rate of inflation a cost-of-living increase for County employees of 3.0% above their 1992 salary rate is appropriate and reasonable in 1993.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 Winnebago County General Budget be amended so as to limit cost-of-living increases for Winnebago County employees above their 1992 base to 3.0%.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that \$92,963 be deleted from the 1993 Winnebago County General Budget for salaries and fringe benefits for all Winnebago County employees not presently covered by contractual provisions for the 1993 Budget year; as the amount established for such salaries and fringe benefits within the 1993 County Executive's Budget is calculated based upon a 3.5% cost-of-living increase factor.

Submitted by,
JOHN PLANALP
COUNTY BOARD SUPERVISOR
DISTRICT #18

Supervisor Planalp moved and it was seconded to adopt. Ayes: 9—Barker, Lace, Shute, Planalp, Troxell, Wagner, Sievert, Owens, Breister. Nays: 20. Excused: 9—Pawlowski, Savas, Putzer, Bahr, Robl, Lawson, Finch, Zellmer, Webster. LOST.

Supervisor Wagner moved to reconsider Amendment (16). Corporation Counsel Bodnar reminded her that there was already a vote to reconsider this Amendment which lost.

AMENDMENT (42) - Delete Capital Outlay From Finance Department Budget For DOT Matrix Printer

BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1993 Winnebago County General Budget be amended so as to delete \$505 from the Finance Department Budget—Capital Outlays for a DOT Matrix Printer, as is shown on Page 98 of the Winnebago County Budget Book.

Submitted by,
JEANETTE DIAKOFF
COUNTY BOARD SUPERVISOR
DISTRICT #33

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 27. Nays: 2—Wagner and King. Abstention: 1—Winters. Excused: 8 Pawlowski, Savas, Lawson, Zellmer, Finch, Bahr, Robl, Webster. CARRIED.

Following a discussion on the juvenile detention space needs, Chairman Maehl appointed a Juvenile Detention Research Committee composed of members of the Judiciary & Public Safety Committee, Property Management and Maintenance Committee, and chaired by Vice-Chairman Albrecht.

Supervisor Lauson moved and it was seconded to adjourn until Monday, October 26, 1992 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 3:30 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their annual meeting held October 19, 20 and 21, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
MONDAY, OCTOBER 26, 1992**

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

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

Roll Call: All present except Lawson, Lace & O'Brien who were excused.

Supervisor Planalp moved and it was seconded to suspend Rule 1.153. **CARRIED BY VOICE VOTE.** Supervisor Planalp moved and it was seconded to consider Resolution 112-1092 at the beginning of the meeting, and to consider Resolutions 103-1092, 110-1092 and 111-1092 consecutively. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Memo from Gold Cross Ambulance was received and placed on file. A list of automobiles and vehicles maintained by the county was distributed. Memo on cost savings of the Purchasing/Insurance Department was distributed.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl gave a report on the speaking contest and poster contest sponsored by the Land Conservation Committee. Area winners will compete at the state level. The County Board Christmas Party will be at Germania Hall in Menasha on December 14. The next Board meeting will be November 17th. The election is November 3rd, and he wished Supervisors Kollath and Owens good

luck in their races. He commended Iris Ost, Purchasing/Insurance Director, on the good job she is doing. He welcomed Supervisors Pawlowski and Zellmer back after their illnesses. He thanked the board for their input and courtesy during the budget session.

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson announced Vice-Presidential candidate Al Gore will be at UW-O at Noon on Wednesday, and President Bush will be campaigning by train on Saturday at 1:30 P.M. in Oshkosh.

COMMITTEE REPORTS

Supervisor Wagner urged everyone to vote "no" on the referendum regarding the change in the constitution for property tax reduction. She said it would allow for unfair taxation.

PUBLIC HEARING

Sherry Payne, Neenah, Wis., and Paul Clancy, 2119 Country Lane, Neenah, Wis. opposed Resolution 109-1092 regarding the death penalty. Walter Chrapla, 721 Mitchell Street, Neenah, Wis. suggested laying over Resolution 112-1092 on the ice arena since supervisors received the lease on their desks and haven't had time to review it. He suggested the \$15,918 owed to Winnebago County by Outagamie County for the ice arena be submitted under the county's errors and omissions policy for partial payment or pursued with Outagamie County. He advocated a 5-year capital improvement program to assist in addressing problems such as the juvenile detention problem. He requested information on the tipping fee for the landfill, and wanted to see estimates for the bond issue for the west side arterial, animal barn and Social Services building project. Finance Director addressed some of his questions.

Bill Frueh, City Manager, City of Oshkosh, urged supervisors to support Amendment (44) to restore the ambulance subsidy. He stated the subsidy is important to the county or we could go back to the chaotic ambulance service we had before 1976 when subsidies began. With the subsidy, the county can assure a uniform level of service throughout the county.

Herb Clark, 3686 Leonard Road West, Oshkosh, Wis. objected to spending more money on the fairgrounds, encouraged the county to implement a 5-year capital improvements plan, and stressed keeping the tax rate down. He questioned the decrease in revenues in the County Clerk's budget. Linda Wolfe, County Clerk, responded that for each \$50.00 marriage license, \$25.00 goes to the state, and beginning May 1, 1992, \$20.00 goes to Family Court Counseling, and \$5.00 to County Clerk's revenues. The Family Court Counseling budget will show an increase in revenues.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO.112-1092 - Approve Lease for Tri-County Ice Arena

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed lease between the Tri-County Recreation Association, Inc. and Winnebago County and Outagamie County, said lease to be for a period of five (5) years, and authorizes its County Executive and County Clerk to execute said agreement in final form. Said lease is incorporated as a part of this resolution by reference.

Submitted by,
JEROLD FINCH
MURIEL CROWLEY
COUNTY BOARD SUPERVISORS

Motion by Supervisor Finch and seconded to adopt. Supervisor Steber moved and it was seconded to postpone the resolution until the November 17 meeting. Vote to postpone: Ayes: 28. Nays: 7 Maehl, Lauson, Albrecht, Winters, Finch, Hue, Webster. Excused: 3 - Lawson, O'Brien, Lace. POSTPONED.

AMENDMENT (43) - Delete Photocopy Machine From Capital Outlay Fund of General Services Department Budget - Printing (\$77,000)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to delete \$77,000 from the Capital Outlay Fund of the General Services Department Budget—Printing, as shown on Page 146 of the Winnebago County Budget Book.

Submitted by,
JEANETTE DIAKOFF
COUNTY BOARD SUPERVISOR
DISTRICT #33

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Lawson, O'Brien and Lace. **CARRIED.**

Supervisor Lauson moved and it was seconded to consider the amendments prior to adopting the budget. **CARRIED BY VOICE VOTE.**

SUBSTITUTE

AMENDMENT (22) - Add \$98,474 to Sheriff's Department 1993 Budget - Detention Center (Net Cost): Create 5 Full-time Control Module/Booking Clerk Positions Within Winnebago County Jail

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to add the amount of \$98,474 to the budget of the Sheriff's Department—Detention Center for the purpose of creating 5 new full-time control module/Booking Clerk positions in the Winnebago County Jail.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Table of Organization within the Sheriff's Department, as is shown on Page 24 of the 1993 Winnebago County General Budget Book, be amended accordingly so as to add said positions to the Table of Organization in the 1993 Annual Budget.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Lt. Tony Ceelen, Sheriff's Department, answered questions and explained the need for the positions. Ayes: 30. Nays: 4—Planalp, Robl, Schaidler, Zellmer. Excused: 4—Finch, Lawson, O'Brien, Lace. **CARRIED.**

AMENDMENT (44) - Add \$60,000 To 1993 Emergency Government Budget: Ambulance Subsidy

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1993 Winnebago County General Budget so as to add an additional \$60,000 to the Budget of the Emergency Government Department for the purpose of providing an ambulance subsidy to ambulance operators within Winnebago County.

Submitted by,
JACQUELYN WAGNER
COUNTY BOARD SUPERVISOR
DISTRICT #19

Motion by Supervisor Gose and seconded to adopt. Ayes: 21. Nays: 12—Barker, Pawlowski, Koziczkowski, Steber, Montgomery, Sundquist, Putzer, Troxell, Robl, Crowley, Hue, Breister. Abstention 1—Kramer. Excused: 4—Finch, Lawson, Lace, and O'Brien. CARRIED.

RESOLUTION NO. 96-1092 - Adopt 1993 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1993 Annual County Budget, a copy of which is incorporated herein by reference, be and same is hereby adopted.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Supervisor Albrecht moved and it was seconded to adopt as amended. Ayes: 26. Nays: 8—Pawlowski, Montgomery, Putzer, Bahr, Troxell, Robl, Zellmer, Owens. Excused: 4—Finch, Lawson, Lace and O'Brien. CARRIED.

Supervisor Bahr requested considering Resolutions 104-1092 and 105-1092 at this time.

RESOLUTION NO. 104-1092 - RESOLUTION AWARDDING THE SALE OF \$2,100,000 GENERAL OBLIGATION SOLID WASTE BONDS, SERIES 1992A, PROVIDING THE FORM OF BONDS; AND LEVYING A TAX IN CONNECTION THEREWITH

WHEREAS, on September 23, 1992, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted a resolution entitled: "Resolution: Authorize the Borrowing of \$2,100,00.00; and Providing for the Issuance and Sale of General Obligation Bonds, Series 1992A Therefor" (the "Authorizing Resolution") which authorized the issuance of general obligation bonds for the purpose of paying the cost of planning, design, engineering and construction of a structure to be utilized by the Winnebago County Solid Waste Management Board as a material recovery facility and solid waste disposal landfill cell construction (the "Project");

WHEREAS, pursuant to the Authorizing Resolution, the Finance Director caused a Notice of Sale to be published in The Bond Buyer offering the aforesaid general obligation bonds for public sale on October 26, 1992 and also caused an Official Notice of Sale to be circulated to potential bidders;

WHEREAS, the following sealed bid proposals were received:

BIDDER	TRUE INTEREST RATE
Robert W. Baird & Co., Incorporated	5.4832%
Clayton Brown & Associates, Inc.	5.4931
Firstar Bank Milwaukee, N.A.	5.5188
Griffin, Kubik, Stephens & Thompson	5.5432
Harris Trust & Savings Bank	5.6876
Kemper Securities Group, Inc.	5.8945

WHEREAS, it has been determined that the bid proposal submitted by Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. A copy of said bid is attached hereto as Exhibit A and incorporated herein by this reference.

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

Section 1. Ratification of the Notices of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Bonds set forth in Exhibits B-1 and B-2 attached hereto as and for the details of the Bonds. The Notice of Sale, Official Notice of Sale and other offering materials prepared and circulated by the County and Firstar Bank Milwaukee, N.A. are hereby ratified and approved in all respects. All actions taken by officers of the County and Firstar Bank Milwaukee, N.A. in connection with the preparation and distribution of the Notice of Sale and Official Notice of Sale are hereby ratified and approved.

Section 1A. Award of the Bonds. The bid proposal of Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin (the "Purchaser") is hereby accepted, said proposal offering to purchase the \$2,100,000 Winnebago County General Obligation Solid Waste Bonds, Series 1992A (the "Bonds") for the sum of TWO MILLION EIGHTY NINE THOUSAND FIVE HUNDRED EIGHTY FIVE AND 55/100 DOLLARS (2,089,585.55), plus accrued interest to the date of delivery, resulting in a true rate of 5.4832%.

Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation Solid Waste Bonds, Series 1992A"; shall be dated November 1, 1992; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; shall bear interest at the rates set forth below; and shall mature serially on November 1 of each year, in the years and principal amounts as follows;

Year	Principal Amount	Interest Rate
1994	\$125,000	4.70
1995	130,000	4.70
1996	130,000	4.70
1997	140,000	4.75
1998	145,000	4.75
1999	150,000	4.85
2000	155,000	5.00
2001	165,000	5.20
2002	175,000	5.40
2003	180,000	5.50
2004	190,000	5.70
2005	200,000	5.90
2006	215,000	6.00

Interest is payable semi-annually on May 1 and November 1 of each year commencing on May 1, 1993.

Section 3. Redemption Provisions. At the option of the County, the Bonds maturing on November 1, 2001 and thereafter shall be subject to redemption prior to maturity on November 1, 2000 or on any interest payment date thereafter. Said Bonds shall be redeemable as a whole or 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 Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as **Exhibit C** and incorporated herein by this reference.

Section 5. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years and in the amounts as follows:

Levy Year	Amount
1992	\$110,117.50
1993	235,117.50
1994	234,242.50
1995	228,132.50
1996	232,022.50
1997	230,372.50
1998	228,485.00
1999	226,210.00
2000	228,460.00
2001	229,880.00
2002	225,430.00
2003	225,530.00
2004	224,700.00
2005	227,900.00

The direct annual irrepealable tax hereby levied shall be carried onto the tax roll and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected. So long as any part of the principal of or interest on the Bonds remains unpaid, the tax hereinabove levied shall be and continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account created by Section 6 hereof.

Section 6. Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$2,100,000 Winnebago County General Obligation Solid Waste Bonds, Series 1992A dated November 1, 1992", which fund account shall be used solely for the purpose of paying the principal of and interest on the Bonds. There shall be deposited in said fund account all accrued interest paid on the Bonds at the time the Bonds are delivered to the Purchaser, any premium, all money raised by taxation pursuant to Section 6 hereof and all other sums as may be necessary to pay principal of and interest on the Bonds as the same becomes due. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Bonds and shall be maintained for such purpose until such indebtedness is fully paid or other extinguished.

Section 7. Construction Fund. The proceeds of the Bonds (the "Bond Proceeds")(other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into an account separate and distinct from all other funds and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Bonds.

Section 8. Arbitrage Covenant. The County shall not take any action with respect to the Bond Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Bonds (the "Closing"), would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Bond Proceeds may temporarily be invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Bonds remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Bonds, whether such moneys were derived from the Bond Proceeds or from any other source, will not be used or invested in a manner which would cause the Bonds to be "arbitrage bonds" within the meaning of the Code or Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Bonds, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Bond Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 9. Additional Tax Covenants; Small Issuer Exemption from Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Bonds) to assure that the Bonds are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Bonds will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

In accordance with Section 148(f)(4)(D) of the Code, the County covenants that it is a governmental unit with general taxing powers; that the Bonds are not "private activity bonds" as defined in Section 141 of the Code; that ninety-five percent (95%) or more of the net proceeds of the Bonds are to be used for local governmental activities of the County; and that the aggregate face amount of all tax-exempt obligations (other than "private activity bonds") issued by the County, including all subordinate entities of the County, during calendar year 1992 will not exceed \$5,000,000. If for any reason the County did not qualify for the small issuer exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County Board of Supervisors hereby designates the Bonds to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with the responsibility for issuing the Bonds, shall provide an appropriate certificate of the County, all as of the Closing.

Section 10. Execution of the Bonds. The Bonds shall be issued in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated by its fiscal agent, if any, sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the delivery of the Bonds, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute and deliver all documents as may be necessary and convenient to effectuate the Closing.

Section 11. Payment of the Bonds. The principal of and interest on the Bonds shall be paid in lawful money of the United States of America by the County Clerk or Treasurer.

Section 12. Persons Treated as Owners; Transfer of Bonds. The County shall keep books for the registration and for the transfer of the Bonds. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

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

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Bonds. Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 13. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Letter of Representations on file in the County Clerk's office. The County Clerk or County Finance Officer, is authorized and directed to execute such Letter of Representations and deliver it to DTC on behalf of the County.

Section 14. Conflicting Resolutions, Severability; Effective Date.

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

Adopted and recorded this 26th day of October, 1992.

Joseph N. Maehl
Chairperson

ATTEST:

Linda Wolfe
County Clerk

Submitted by:
PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Mr. Dave DeYoung, Firststar Bank, explained the bond issue and recommended acceptance. Ayes: 32. Nays: 1—Laabs. Excused: 5 O'Brien, Lace, Lawson, Finch, Lauson. CARRIED.

RESOLUTION 105-1092 - RESOLUTION AWARDING THE SALE OF \$2,800,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 1992B; PROVIDING THE FORM OF NOTES; AND LEVYING A TAX IN CONNECTION THEREWITH

WHEREAS, on September 23, 1992, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted a resolution entitled: "Resolution: Authorize the Borrowing of \$2,800,00.00; and Providing for the Issuance and Sale of General Obligation Promissory Notes, Series 1992B Therefor" (the "Authorizing Resolution") which authorized the issuance of general obligation promissory notes for the purpose of paying the cost of a portion of the construction of an arterial highway to serve the west side of U.S. Highway 41 in the northern portion of Winnebago County; for the purpose of paying the cost of a portion of the planning, design, engineering and construction of an animal bar/exhibi-

tion building at the Sunnyview Exposition site; and for the purpose of paying the costs of a portion of the construction of one or more buildings within Winnebago County to be utilized for the purpose of housing administration offices for Winnebago County departments, to include, but not be limited to the Winnebago County Department of Social Services and the Winnebago County Department of Community Programs (the "Project");

WHEREAS, pursuant to the Authorizing Resolution, the Finance Director caused a Notice of Sale to be published in **The Bond Buyer** offering the aforesaid general obligation promissory notes for public sale on October 26, 1992 and also caused an Official Notice of Sale to be circulated to potential bidders;

WHEREAS, the following sealed bid proposals were received:

BIDDER	TRUE INTEREST RATE
Clayton Brown & Associates, Inc.	5.1454%
Robert W. Baird & Co. Incorporated	5.1799
Firstar Bank Milwaukee, N.A.	5.205
Lehman Brothers	5.2063
Griffin, Kubik, Stephens & Thompson	5.2365
Harris Trust & Savings Bank	5.4086
Kemper Securities Group, Inc.	5.5172

WHEREAS, it has been determined that the bid proposal submitted by Clayton Brown & Associates, Inc., Chicago, Illinois fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. A copy of said bid is attached hereto as Exhibit A and incorporated herein by this reference.

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

Section 1. Ratification of the Notices of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Notes set forth in **Exhibits B-1 and B-2** attached hereto as and for the details of the Notes. The Notice of Sale, Official Notice of Sale and other offering materials prepared and circulated by the County and Firstar Bank Milwaukee, N.A. are hereby ratified and approved in all respects. All actions taken by officers of the County and Firstar Bank Milwaukee, N.A. in connection with the preparation and distribution of the Notice of Sale and Official Notice of Sale are hereby ratified and approved.

Section 1A. Award of the Notes. The bid proposal of Clayton Brown & Associates, Inc., Chicago, Illinois (the "Purchaser") is hereby accepted, said proposal offering to purchase the \$2,800,000 Winnebago County General Obligation Promissory Notes, Series 1992B (the "Notes") for the sum of TWO MILLION SEVEN HUNDRED EIGHT SIX THOUSAND DOLLARS (\$2,786,000), plus accrued interest to the date of delivery, resulting in a true interest rate of 5.1454%.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes, Series 1992B"; shall be dated November 1, 1992; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; shall bear interest at the rates set forth below; and shall mature serially on August 1 of each year, in the years and principal amounts as follows:

Year	Principal Amount	Interest Rate
1994	\$ 75,000	4.875%
1995	90,000	4.875
1996	105,000	4.875
1997	120,000	5.00
1998	145,000	5.00
1999	160,000	5.00
2000	690,000	5.00
2001	1,415,000	5.125

Interest is payable semi-annually on February 1 and August 1 of each year commencing on August 1, 1993.

Section 3. Redemption Provisions. At the option of the County, the Notes maturing on August 1, 2000 and thereafter shall be subject to redemption prior to maturity on August 1, 1999 or on any interest payment date thereafter. Said Notes shall be redeemable as a whole or 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 C and incorporated herein by this reference.

Section 5. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years and in the amounts as follows:

Levy Year	Amount
1992	\$ 106,073.44
1993	216,431.25
1994	227,775.00
1995	238,387.50
1996	248,268.75
1997	267,268.75
1998	275,018.75
1999	797,018.75
2000	1,487,518.75

The direct annual irrevocable tax hereby levied shall be carried onto the tax roll and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected. So long as any part of the principal of or interest on the Notes remains unpaid, the tax hereinabove levied shall be and continues irrevocable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account created in Section 6 hereof.

Section 6. Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$2,800,000 Winnebago County General Obligation Promissory Notes, Series 1992B dated November 1, 1992", which fund account shall be used solely for the purpose of paying the principal of and interest on the Notes. There shall be deposited in said fund account all accrued interest paid on the Notes at the time the Notes are delivered to the Purchaser, any premium, all money raised by taxation pursuant to Section 6 hereof and all other sums as may be necessary to pay principal of and interest on the Notes as the same becomes due. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Notes and shall be maintained for such purpose until such indebtedness is fully paid or other extinguished.

Section 7. Construction Fund. The proceeds of the Notes (the "Note Proceeds")(other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into an account separate and distinct from all other funds and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Notes.

Section 8. Arbitrage Covenant. The County shall not take any action with respect to the Note Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Notes (the "Closing"), would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Note Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Notes remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Notes, whether such moneys were derived from the Note Proceeds or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of the Code or Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Note Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 9. Additional Tax Covenants; Small Issuer Exemption from Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Notes) to assure that the Notes are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Notes will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

In accordance with Section 148(f)(4)(D) of the Code, the County covenants that it is a governmental unit with general taxing powers; that the Notes are not "private activity bonds" as defined in Section 141 of the Code; that ninety-five percent (95%) or more of the net proceeds of the Notes are to be used for local governmental activities of the County; and that the aggregate face amount of all tax-exempt obligations (other than "private activity bonds") issued by the County, including all subordinate entities of the County, during calendar year 1992 will not exceed \$5,000,000. If for any reason the County did not qualify for the small issuer exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County Board of Supervisors hereby designates the Notes to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with the responsibility for issuing the Notes, shall provide an appropriate certificate of the County, all as of the Closing.

Section 10. Execution of the Notes. The Notes shall be issued in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated by its fiscal agent, if any, sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the delivery of the Notes, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute and deliver all documents as may be necessary and convenient to effectuate the Closing.

Section 11. Payment of the Notes. The principal of and interest on the Notes shall be paid in lawful money of the United States of America by the County Clerk or Treasurer.

Section 12. Persons Treated as Owners; Transfer of Notes. The County shall keep books for the registration and for the transfer of the Notes. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

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

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

The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 13. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Letter of Representations on file in the County Clerk's office. The County Clerk or County Finance Officer, is authorized and directed to execute such Letter of Representations and delivery it to DTC on behalf of the County.

Section 14. Conflicting Resolutions, Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 26th day of October, 1992.

Joseph N. Maehl
Chairperson

ATTEST:

Linda Wolfe
County Clerk

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33.
Nays: 1—Owens. Excused: 4—Lawson, Finch, Lace, and O'Brien.
CARRIED.

**RESOLUTION NO. 101-1092 - Authorize Audits of Litigant
Deposits Fund, Support Fund and Patient Funds-Park View**

BE IT RESOLVED by the Winnebago County Board of Super-
visors that it hereby requests and authorizes the Winnebago County
Auditor to audit the following funds:

- 1) Litigant Deposits;
- 2) Support Fund; and
- 3) Patient Funds-Park View

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33.
Nays: 0. Excused: 5—Lawson, Lace, O'Brien, Finch, Owens.
CARRIED.

**RESOLUTION NO. 102-1092: - Authorize the Preparation of the
1993 Application and the County's Matching Share Regarding
Specialized Transportation Services to the Elderly and Handicapped**

WHEREAS, Section 85.21 of the Wisconsin Statutes authorizes
the Wisconsin Department of Transportation to make grants to the
counties of Wisconsin for the purpose of assisting them in providing
specialized transportation services to the elderly and the handicap-
ped; and

WHEREAS, each grant must be matched with a local share of not less than 20% of the amount of the grant; and

WHEREAS, this body considers that the provision of specialized transportation services would improve and promote the maintenance of human dignity and self-sufficiency of the elderly and the handicapped.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Winnebago County on this 26th day of October, 1992, authorizes the Winnebago County Department of Community Programs and Committee on Aging to prepare and submit to the Wisconsin Department of Transportation an application for assistance (anticipated to be \$133,982) during 1993 under Section 85.21 of the Wisconsin Statutes, in conformance with the requirements issued by that Department and also authorizes the obligation of county funds in the amount of \$26,796 in order to provide the required local match.

BE IT FURTHER RESOLVED that funds budgeted for this purpose, and included in the 1993 Budget, be and the same are hereby made available to cover Winnebago County's share of this project.

BE IT FURTHER RESOLVED that the Winnebago County Board of Supervisors authorize Department of Community Programs and Commission on Aging to execute a state aid contract with the Wisconsin Department of Transportation under Section 85.21 of the Wisconsin Statutes on behalf of Winnebago County.

Submitted by,

COMMITTEE ON AGING AND COMMUNITY PROGRAMS BOARD

It was moved by Supervisor Schwartz and seconded to adopt. Ayes: 33. Nays: 5—Lace, Lawson, Finch, Owens, O'Brien. CARRIED.

RESOLUTION NO. 103-1092 - Authorize Purchase of Drainage Easement From Chris Burgener, Town of Wolf River

WHEREAS, drainage water from County Highway "H" in the Town of Wolf River runs across the property of Chris Burgener to Lake Poygan; and

WHEREAS, such drainage as described above is necessary to the proper maintenance of County Highway "H"; and

WHEREAS, Chris Burgener has offered to sell Winnebago County drainage easements across his property for the price of \$1.00.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the purchase of drainage easements for the purpose of maintaining drainage upon County Highway "H" over and across a parcel of land owned by Chris Burgener in the Town of Wolf River, Winnebago County, Wisconsin, said parcel of land being described as follows:

LEGAL DESCRIPTION: EASEMENT A

A drainage easement over and across a parcel of land in part of Gov't. Lot 3 of Sec. 31, T.20N., R.14E, in the Town of Wolf River, Winnebago County, Wisconsin, described as follows: Beginning at the Southeast corner of Lot 1 of Certified Survey Map No. 1813, Winnebago County Records. From that point running N.00°00'20"E., (Rec. as N.00°17'47"W.) 71.79 ft. to the Southerly line of County Rd. "H", thence S.63°16'17"E., 22.39 ft. thence S.00°0'20"W., 46.00 ft. to a meander line of Lake Poygan, thence S.51°49'59"W., along said meander line, 25.44 ft. to the said point of beginning. Including all of the land lying between the meander line and the water's edge of Lake Poygan.

LEGAL DESCRIPTION: EASEMENT B

A drainage easement over and across a parcel of land in part of Gov't. Lot 3 of Sec. 31, T.20N., E.14E. in the Town of Wolf River, Winnebago County, Wisconsin, described as follows: Beginning at a point on the Southerly line of County Rd. "H" that is 108.74 ft., N.00°00'20"E. (Rec. as N.00°17'47"W.) and 463.11 ft., S.63°16'17"E. and 49.95 ft., S.23°43'54"E. of the Southeast corner of Lot 1 of Certified Survey Map No. 1813 of Winnebago County Certified Survey Maps. From that point running 21.60 ft. along the arc of a curve whose chord bears S. 67°50'25"E., 21.59 ft., thence S.00°00'20"W., 31.00 ft. to a meander line of Lake Poygan, thence N. 59°02'43"W. along said meander line 23.32 ft., thence N. 00°00'20"E., 27.15 ft. to the said point of beginning. Including all of the land lying between the meander line and the water's edge of Lake Poygan.

Submitted by,
HIGHWAY COMMITTEE

Supervisor Robl moved and it was seconded to adopt. Supervisor Gose moved and it was seconded to raise the amount from \$1.00 to \$2.00. Withdrawn by Supervisor Gose. Supervisor Planalp moved to refer the resolution to the Planning & Zoning Committee to come up with a solution rather than the easement acquisition plan. Ayes: 12—Savas, Koziczkowski, Shute, Schwartz, Montgomery, Planalp, Wagner, Troxell, Schaidler, Sievert, Zellmer, Webster. Nays: 21. Excused: 5—O'Brien, Lace, Lawson, Finch, Owens. LOST. Vote on resolution: Ayes—27. Nays: 6—Savas, Schwartz, Planalp, Sievert, Schaidler, Diakoff. Excused: 5—O'Brien, Lace, Lawson, Finch, Owens. CARRIED.

ORDINANCE NO. 110-1092 - Amend 7.05(6)(c) of the General Code of Winnebago County

WHEREAS, your undersigned Committee, in consultation with the Winnebago County Highway Commissioner, is desirous of creating a permit fee structure for the issuance of permits for the installation of entrances or departures upon Winnebago County Trunk Highways.

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

The amendment of Section 7.05(6)(c) of the General Code of Winnebago County so as to read as follows:

(c) A charge of \$25.00 shall be assessed by the Highway Commission to those making application for the issuance of a permit for the construction or reconstruction of an entrance or departure upon a Winnebago County Trunk Highway. This Ordinance shall not take precedence over those fees assessed pursuant to Section 7.04, Winnebago County General Code (County Trunk Highway Controlled Access Ordinance).

Submitted by,

HIGHWAY COMMITTEE

Supervisor Robl moved and it was seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Lawson, Lace, O'Brien, Owens, and Finch. CARRIED.

ORDINANCE NO. 111-1092 - Renumber Section 7.10 and 7.11 of the General Code of Winnebago County and Recreate Sections 7.10 and 7.11 of the General Code of Winnebago County (Permit Fee Structure For Installation of Utilities and For Single Trip Authorization Upon Winnebago County Trunk Highways)

WHEREAS, your undersigned Committee, in consultation with the Winnebago County Highway Commissioner, is desirous of creating a permit fee structure for the installation of utilities and for the allowance of single trip authorizations for oversized vehicles upon Winnebago County Highways; and

WHEREAS, the purpose of said Ordinance would be to promote the safe use of County Trunk Highways in the interest of public safety, convenience and general welfare and to protect the public investment in said highways by preventing premature functional obsolescence; to reduce highway accidents; and to promote the balanced use of land for the mutual protection of landowners, motorists and Winnebago County; and to enhance highway appearance.

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

The renumbering of Section 7.10 of the General Code of Winnebago County, so as to hereinafter be referred to as Section 7.12 of the General Code of Winnebago County;

The renumbering of Section 7.11 of the General Code of Winnebago County, so as to hereinafter be referred to as Section 7.13 of the General Code of Winnebago County;

The recreation and adoption of Section 7.10 and 7.11 of the General Code of Winnebago County. A copy of said Ordinances, in the form proposed for adoption, is herewith attached and incorporated herein by reference.

Submitted by,
HIGHWAY COMMITTEE

It was moved by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Lawson, Lace, Finch, O'Brien and Owens.
CARRIED.

RESOLUTION NO. 106-1092 - Authorize Transfer of \$59,500 From General Fund Balance to Capital Outlay Fund of General Services Department

WHEREAS, the General Services Department presently receives revenue from other County Departments relating to the printing of documents for said Departments; and

WHEREAS, the purchase of two new copying machines is needed at the present time, so as to replace those presently used by the General Services Department, in that said machines are close to the end of their life span; and

WHEREAS, funding for the purchase of said machines may be accomplished by transferring monies accumulating in the General Fund balance from charges made to other Departments for the printing of documents to the Capital Outlays Fund of the General Services Department.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$59,500 from the General Fund balance to the Capital Outlays Fund of the General Services Department Budget for the purpose of purchasing 2 copying machines as replacements for copying machines presently used in the General Services Department as well as for paying off \$11,694 of a current lease agreement with the Xerox Corporation for such copying machines, which will expire on November 30, 1993.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 31. Nays: 1—Pawlowski. Excused: 6 - Lawson, Lace, O'Brien, Finch, Owens, Winters. CARRIED.

RESOLUTION NO. 107-1092 - Authorize Transfer of \$12,000 From Reimbursed Costs Fund of Corporation Counsel's Budget to Legal Services Fund of Said Budget

WHEREAS, the Office of Corporation Counsel recently received a bill for legal services rendered to Winnebago County from 1990 through 1991 for legal services provided in a Zoning case, the cost of said services equaling approximately \$12,000; and

WHEREAS, the Corporation Counsel's Office has received an amount in excess of \$12,000 in unexpected revenue during the 1992 budget year in reimbursement for legal services provided by that Department; and

WHEREAS, insufficient funds presently exist within the Legal Services Fund to pay the above-referenced bill as well as other obligations which the Corporation Counsel's Office will incur throughout the 1992 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$12,000 from the Reimbursed Costs Fund of the Winnebago County Corporation Counsel's budget to the Legal Services Fund of said budget.

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

Moved by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 32. Nays: 1—Pawlowski. Excused: 5 Owens, Lawson, Lace, Finch, O'Brien. CARRIED.

RESOLUTION NO. 108-1092 - APPLICATION FOR AIDS FROM WISCONSIN DEPARTMENT OF NATURAL RESOURCES: BUOY PURCHASE PROJECT

WHEREAS, Winnebago County recognizes that properly marked waterways are necessary for safe recreational boating; and

WHEREAS, Winnebago County is involved in placing buoys for recreational boating; and

WHEREAS, financial assistance is available from the Wisconsin Department of Natural Resources for purchasing buoys; and

WHEREAS, the anticipated cost of replacement of our existing lighted buoys is \$63,125.00 and \$37,875.00 in aid is anticipated to be available from the Wisconsin Department of Natural Resources.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive be and he hereby is authorized to submit an application, on behalf of Winnebago County, to the Wisconsin Department of Natural Resources for such funding aids as may be available and to take whatever action is necessary to complete the aforementioned buoy purchase project.

BE IT FURTHER RESOLVED, that Winnebago County will comply with state and federal rules relating to the project; may perform force account work and will maintain the completed project in a safe manner.

BE IT FURTHER RESOLVED, that Winnebago County's share of the cost for this project be made available from funds budgeted in the 1993 budget.

Submitted by:

PARKS AND RECREATION COMMITTEE

It was moved by Supervisor Lauson and seconded to adopt. Two-thirds vote required. Ayes: 32. Nays: 1—Steber. Excused: 5—Lawson, Lace, Finch, Owens, O'Brien. **CARRIED.**

RESOLUTION NO. 109-1092 - Authorize Support For Implementation of Death Penalty in Wisconsin

WHEREAS, the rate of crime throughout the State of Wisconsin continues to increase, including the crime rate for crimes of personal violence, such as homicide; and

WHEREAS, your undersigned believes that implementation of the death penalty in Wisconsin would serve as a deterrent to the commission of homicides and other crimes of personal violence.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the drafting and adoption of legislation by the Wisconsin Legislature creating the death penalty as a sentencing option for first degree homicide and such other crimes of violence against persons as the Legislature may deem appropriate.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is directed to transmit a copy of this resolution to all state legislators representing portions of Winnebago County to the Office of Governor Tommy Thompson, and to the Wisconsin Counties Association.

Submitted by,

JAMES LAUSON DISTRICT #10

ROBERT LACE DISTRICT #8

COUNTY BOARD SUPERVISORS

Supervisor Lauson moved and it was seconded to adopt. Supervisor Gose moved and it was seconded to amend line 15 to end at the word "homicide" and delete the rest of the sentence. Ayes: 14—Kollath, Lauson, Gose, Shute, Sundquist, Planalp, Wagner, Troxell, King, Sievert, Zellmer, Diakoff, Webster, Breister. Nays: 13—Barker, Pawlowski, Maehl, Koziczkowski, Steber, Albrecht, Schwartz, Montgomery, Putzer, Bahr, Robl, Kramer, Schaidler. Abstentions: 5—Savas, Winters, Crowley, Hue, Rankin. Excused: 6 - Owens, Lawson, Lace, O'Brien, Finch, Laabs Corporation Counsel Bodnar ruled that the amendment lost due to lack of 2/3rds vote.

Supervisor Gose moved to amend line 14 to "Senator Michael Ellis" and delete "the Wisconsin Legislature". No second. Vote on resolution: Ayes: 8—Maehl, Lauson, Montgomery, Sundquist, Wagner, Sievert, Webster, Breister. Nays: 21. Abstentions: 3 King, Hue and Rankin. Excused: 6—O'Brien, Lace, Lawson, Finch, Owens, Laabs. LOST.

Supervisor Planalp moved and it was seconded to suspend the rules so he could bring in a motion to delay the purchase of the easement for 30 days. Motion to suspend the rules: Two-thirds vote required. Ayes: 18—Savas, Maehl, Koziczkowski, Albrecht, Shute, Schwartz, Sundquist, Planalp, Wagner, Troxell, Crowley, Schaidler, Sievert, Zellmer, Diakoff, Webster, Rankin, Breister. Nays: 14—Kollath, Barker, Pawlowski, Steber, Lauson, Gose, Montgomery, Winters, Putzer, Bahr, Robl, King, Kramer, Hue. Excused: 6—O'Brien, Lawson, Lace, Finch, Laabs and Owens. LOST.

Supervisor Pawlowski moved and it was seconded to adjourn until Tuesday, November 17, 1992 at 6:00 P.M. CARRIED. Meeting adjourned at 9 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held October 26, 1992.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, NOVEMBER 17, 1992**

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

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

Roll Call: All supervisors were present.

Supervisor Pawlowski moved and it was seconded to approve the minutes of October 6, October 19, and October 26, 1992. CARRIED BY VOICE VOTE. Supervisor Planalp moved and it was seconded to adopt the amended agenda. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Notice of claim from Regina Crosby against Winnebago County regarding auto accident on Koeller Street in City of Oshkosh was referred to Personnel and Finance Committee. Notice of claim from Regina Crosby against Winnebago County Highway Commission regarding auto accident on Koeller Street in City of Oshkosh was referred to Personnel and Finance Committee. Notice of meeting from Wisconsin Counties Association on "How to Master Today's High Tech World" was read and placed on file. Letter from Sheriff-elect Robert Kraus was received and referred to Judiciary & Public Safety Committee. Letter from Sheriff Lee Burton was received and placed on file. Letter from Stanley C. Martenson, Martenson & Eisele, Inc. regarding Muneer and Karen Dar rezoning was received and referred to Planning & Zoning Committee. Letter from Paul A. Skenandore was read and placed on file. Petition with 50 signers objecting to rezoning by Muneer Dar in Town of Neenah was received and referred to Planning & Zoning Committee.

Petition for Zoning Amendment received from Scott T. Ernst for zoning change from A-2 to R-1 for a new home was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Kenneth G. Lyness for zoning change from A-2 to R-1 for single-family residential purposes was referred to Planning & Zoning Committee.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl congratulated Supervisor Owens on winning the 53rd Assembly seat, and congratulated Supervisor Kollath on running a good race for the 55th Assembly District. He reminded supervisors to turn in their United Way cards.

APPOINTMENT

Supervisor Robl moved and it was seconded to approve County Executive Stevenson's appointment of Highway Commissioner Raymond Grigar to another two-year term to expire December 31, 1994.
CARRIED BY VOICE VOTE.

COMMITTEE REPORTS

Supervisor Lace apologized for not being present when the resolution on the death penalty was presented. He did not think it would be presented until the November meeting. County Auditor Gary Mayer submitted the Social Services audit report which will be discussed at the December meeting. Finance Director Chuck Orenstein asked how many supervisors wanted to receive corrected budget books following the budget hearings. The cost is \$29.00 per book to reprint them. Several supervisors asked for copies.

PUBLIC HEARING

Ted Galloway, 744 South Park, Neenah, Wis., who is President of the Tri-County Recreation Association Board, spoke in favor of Resolution 112-1092—Approve Lease for Tri-County Ice Arena. Attorney Jerry Rammer, 118 W. Peckham, Neenah, Wis., represented 81 people opposing the Muneer Dar rezoning, Amendatory Ordinance 11-01-92. Mary Burkhardt, Town Planner, Town of Menasha, spoke in support of Amendatory Ordinance 11-02-92. Stan Martenson, Martenson & Eisele, represented Muneer Dar's rezoning, and spoke in support of it. Kevin Parman, Town Supervisor, Town of Neenah, Jane Babbitts, 1436 County Road O, Neenah, Wis. and Mary Ellen Sahotsky, 1595 County Road O, Neenah, Wis., spoke against the Dar rezoning. Muneer Dar spoke in support of his request for rezoning.

EMERGENCY GOVERNMENT UPDATE

Ed Misch, Emergency Government Director, explained the workings of the Emergency Government Office, which does planning, preparation, mitigation, response and recovery in the event of a disaster such as a tornado, hazardous waste spill, or other disaster. He said chlorine is the most dangerous gas spill because the fumes hug the ground. In the event of this disaster, sirens would be sounded, people would be instructed to close their windows and shut off their air conditioners and go upstairs in their houses. Supervisor Crowley questioned the ambulance subsidy and it was explained that the subsidy helped the county keep the ambulance rates lower and allowed the county to approve or deny any rate increases.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to M-1 for construction of printing equipment repair facility. Motion by Supervisor Owens and seconded to accept. Ayes: 28. Nays: 7—Kollath, Shute, Montgomery, Robl, Finch, Sievert and Webster. Abstentions: 2—Lace and Hue. Excused: 1 Bahr. **CARRIED.**

AMENDATORY ORDINANCE -11-01-92. A request from Muneer A. and Karen A. Dar for zoning change from A-2 (General Farming District) to M-1 (Heavy Industrial District). Motion by Supervisor Owens and seconded to adopt. Ayes: 27. Nays: 7—Kollath, Shute, Montgomery, Robl, Finch, Sievert and Zellmer. Abstentions: 3—Lace, Kramer and Hue. Excused: 1—Bahr. **CARRIED.**

REPORT NO. 002. A report from Planning & Zoning Committee re: text amendment in the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE -11-02-92. A request from Town of Menasha for text amendment to the Winnebago County Town/County Zoning Ordinance to create a B-4 Business Park District (sewered only). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 3. A request from Town of Omro for change in the Town of Omro Zoning Ordinance. Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 112-1092 - Approve Lease for Tri-County Ice Arena**

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed lease between the Tri-County Recreation Association, Inc. and Winnebago County and Outagamie County, said lease to be for a period of five (5) years, and authorizes its County Executive and County Clerk to execute said agreement in final form. Said lease is incorporated as a part of this resolution by reference.

Submitted by:

JEROLD FINCH

MURIEL CROWLEY

COUNTY BOARD SUPERVISORS

Motion by Supervisor Finch and seconded to adopt. Ayes: 33.
Nays: 4—Laabs, Steber, Montgomery, Pawlowski. Excused:
1—Bahr. CARRIED.

RESOLUTION NO. 113-1992 - Replace Position of Home Consultant with Position of Social Worker in the Department of Social Services

WHEREAS, a recent vacancy in the position of Home Consultant in the Department of Social Services has caused the Director of Social Services to re-evaluate staffing needs and educational requirements for positions performing various function; and

WHEREAS, it has been found that work activities involving the currently vacant position of Home Consultant now call for a higher level of professionalism than was previously required.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the currently vacant position of Home Consultant within the Department of Social Services be, and hereby is upgraded to the position of Social Worker; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this upgrade be used from within the budget of the Department of Social Services.

Submitted by:

SOCIAL SERVICES BOARD AND

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Laabs and seconded to adopt. Ayes: 32. Nays: 4—Troxell, Lawson, Crowley, Pawlowski. Excused: 2—Bahr, Owens. CARRIED.

RESOLUTION NO. 114-1192 - Rescind Sections A, B, D and E of Chapter 17, Maternity Leave, of the Winnebago County Personnel Policy Manual

WHEREAS, provisions of the Wisconsin Family and Medical Leave Law have rendered portions of Chapter 17, of the Winnebago County Personnel Policy Manual illegal, and

WHEREAS, employees seeking absence from work because of health conditions associated with pregnancy and recovery from delivery are already covered by sick leave and other policies of Winnebago County; and

WHEREAS, employees seeking absence from work because of family needs following pregnancy are already afforded the right to such absence under the Wisconsin Family and Medical Leave Law.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that Sections A, B, D and E of Chapter 17 of the Winnebago County Personnel Policy Manual, governing Maternity Leave, be rescinded.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 1—O'Brien. Excused: 2—Owens and Bahr. CARRIED.

RESOLUTION NO. 115-1192 - Authorize Formation of Ad Hoc Landside Airport Master Plan Committee

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County that more study be completed as to the Landside Airport Master Plan recommendations prior to such recommendations being implemented; and

WHEREAS, your undersigned Committee believes that the input of interested citizens in this process, beyond those of citizens involved in the aviation industry, would serve the best interests of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisor that it hereby authorizes the Chairman of the Winnebago County Board of Supervisors' Aviation Committee to form an ad hoc committee consisting of no more than ten (10) members for the purpose of studying the merits of the Landside Airport Master Plan.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said ad hoc committee submit a report as to its findings and recommendations to the Winnebago County Board of Supervisors no later than December 31, 1993.

Submitted by,

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Gose moved and it was seconded to amend line 17 to delete "consisting of no more than ten (10) members". Ayes: 24. Nays: 12. Excused: 2—Owens and Bahr. CARRIED. Vote on amended resolution: Ayes: 32. Nays: 4—Pawlowski, Laabs, Lace, Montgomery. Excused: 2—Owens and Bahr.

ORDINANCE NO. 116-1192 - Create Section 3.10, General Code of Winnebago County (Fee Structure For Coroner's Office)

WHEREAS, Section 59.37, Wisconsin Statutes, authorizes County Boards to establish a fee structure for all services rendered by the Coroner; and

WHEREAS, no fee structure for Coroners' services presently exists within Winnebago County; and

WHEREAS, the creation of such a fee structure would be in the best interest of Winnebago County and its citizens in that such a fee structure will standardize fees charged by the Coroner and contain costs with regard to the Coroner's office; and

WHEREAS, those fees expressed herein are reflective of the true cost of providing such services.

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

The creation of Section 3.10 of the General Code of Winnebago County, which shall read as follows:

3.10 County Coroner's Fees (1) Authority. This Ordinance is enacted pursuant to that authority provided in Section 59.37, Wisconsin Statutes.

(2) Fees. The Winnebago County Coroner is hereby authorized to charge the following fees to the estate of the deceased or to that next of kin of the deceased authorizing such services upon the deceased's behalf:

(a) Transportation of the deceased from the place of death to a medical facility or funeral home within Winnebago County - \$80.00;

(b) Transportation of the deceased to or from a medical facility or funeral home outside of Winnebago County—\$1.50 per mile (round trip by Coroner or Assistant).

Submitted by,
**JUDICIARY & PUBLIC SAFETY
COMMITTEE**

Supervisor Gose moved and it was seconded to adopt. Ayes: 32. Nays: 2—Pawlowski and Finch. Excused: 4—Bahr, Sundquist, Webster, and Owens. **CARRIED.**

RESOLUTION NO. 117-1192 - Authorize Transfer of \$30,525.00 from Winnebago County Contingency Fund to the Boarding Prisoners Fund of the Winnebago County Sheriff's Budget

WHEREAS, the Winnebago County Sheriff anticipates that costs in the amount of \$30,525 will be incurred by the Winnebago County Sheriff's Department to board prisoners outside the County for the period between September, 1992 and December, 1992.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$30,525 from the Contingency Fund of the Winnebago County Budget to the Boarding Prisoners Fund of the Winnebago County Sheriff's Budget for the purpose of paying for the costs of boarding prisoners outside of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

AND JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Vote Requirement for Passage: Two-thirds of Membership. Ayes: 35. Nays: 1—Lace. Excused: 2—Owens and Bahr. CARRIED.

RESOLUTION NO. 118-1192 - Authorize Transfer of \$25,220.00 From Contingency Fund to Permanent Employees Fund of Sheriff's Department Budget (Booking/Command Module Clerk Positions)

WHEREAS, the creation of a Juvenile Secure Detention Facility and overcrowding in the Winnebago County Adult Jail will require the addition of two Booking/Command Module Clerk positions within the Winnebago County Jail so as to allow Corrections Officers to work in the Juvenile Secure Detention Facility and the adult jail so as to alleviate these problems; and

WHEREAS, said two new positions will require the hiring of ten (10) persons to staff said positions; and

WHEREAS, the Personnel Office of Winnebago County has calculated costs for wages of \$2,522.00 per employee for the last six weeks of 1992.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$25,220 from the Contingency Fund of the Winnebago County Budget to the Personnel Budget of the Winnebago County Sheriff's Department for the purpose of hiring ten (10) persons to act as Booking/Command Module Clerks through December 31, 1992.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes that said positions be placed upon the Winnebago County Table of Organization through December 31, 1992.

Submitted by:

**PERSONNEL & FINANCE COMMITTEE
AND JUDICIARY & PUBLIC SAFETY COMMITTEE**

Supervisor Diakoff moved and it was seconded to adopt. Supervisor Montgomery moved to refer to Judiciary and Public Safety Committee. Motion withdrawn. Supervisor Wagner moved to close debate. Ayes: 23. Nays: 13. Excused: 2 -Bahr and Owens. **CARRIED**. Two-thirds vote required on resolution. Vote on resolution: Ayes: 30. Nays: 6—Lace, Schwartz, Sundquist, Putzer, Robl, Schaidler. Excused: 2—Owens and Bahr. **CARRIED**.

RESOLUTION NO. 119-1192 - Authorize Transfer of \$14,304 from Contingency Fund of Winnebago County Budget to Equipment Repairs Fund of Park View Health Center Budget (Emergency Boiler Repairs)

WHEREAS, a need to make immediate repairs to the boiler system of Park View Health Center have resulted in an unanticipated cost to that Department; and

WHEREAS, said repairs needed to be completed immediately as the result of the onset of cold weather.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$14,304 from the Contingency Fund to the Equipment Repairs Fund of Park View Health Center for the purpose of paying for the costs of emergency boiler repairs at that facility.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Schwartz and seconded to adopt. Vote Requirement for Passage: Two-thirds of Membership. Ayes: 36. Nays: 0. Excused: 2—Owens and Bahr. **CARRIED**.

RESOLUTION NO. 120-1192 - Authorize Granting of Utility Easement Sanitary Sewer, Construction Easement, Sanitary Sewer Easement and Sanitary Sewer Lift Station Easement to City of Oshkosh (Landfill Property)

WHEREAS, Winnebago County property, upon which is sited the Winnebago County Landfill, was recently annexed by the City of Oshkosh upon the petition of Winnebago County; and

WHEREAS, the major rationale for petitioning for said annexation was to make City services available to the Winnebago County Landfill; and

WHEREAS, the granting of easements by Winnebago County to the City of Oshkosh are necessary for the provision of utility and sanitary sewer services to the Winnebago County Landfill by the City of Oshkosh.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the granting of a Utility Easement by Winnebago County to the City of Oshkosh upon Winnebago County property which is described as follows:

(Southwest corner of W. County Rd. "Y" & Jackson Street), Winnebago County Property

A part of the NE 1/4 of the NE 1/4 of Section 35, T19N, R16E, Twelfth Ward, City of Oshkosh, Winnebago County, Wisconsin described as follows:

Commencing at the intersection of the center line of Jackson Street (U.S.H. "45") and the north line of said Section 35; thence south 88 27' 31" west along the north line of said Section 35, 165.01 feet; thence south 1 32' 29" east 37.66 feet to an angle point on the south line of W. County Road "Y" also being the true point of beginning; thence west along the south line of W. County Road "Y", 30 feet; thence south 69 39' 39" east, 139.27 feet to an angle point on the west line of Jackson Street (U.S.H. "45"); thence north 46 19' 25" west, 52.71 feet along the westerly line of Jackson Street (U.S.H. "45"); thence north 78 24' 33" west 63.78 feet along the southerly line of W. County Road "Y" to the true point of beginning. Said parcel contains approximately 1671 square feet.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the granting of a Sanitary Sewer Construction Easement to the City of Oshkosh upon Winnebago County property which is described as follows:

The west 60 feet of the north 10 acres of the SW 1/4 of the NE 1/4 and the west 60 feet of the NW 1/4 of the NE 1/4 south of W. County Road "Y", all in Section 35, T19N, R16E, Twelfth Ward, City of Oshkosh, Winnebago.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the granting of a Permanent Sanitary Sewer Easement to the City of Oshkosh upon Winnebago County property which is described as follows:

The west 30 feet of the north 10 acres of the SW 1/4 of the NE 1/4 and the west 30 feet of the NW 1/4 of the NE 1/4 south of W. County Road "Y", all in Section 35, T19N, R16E, Twelfth Ward, City of Oshkosh, Winnebago.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the granting of a Sanitary Sewer Lift Station Easement to the City of Oshkosh upon Winnebago County property which is described as follows:

A parcel of land in the SW 1/4 of the SE 1/4 and in the SE 1/4 of the SW 1/4 all in Section 26, T19N, R16E, Twelfth Ward, City of Oshkosh, Winnebago County, Wisconsin, described as follows:

Commencing at the intersection of the west line of the SE 1/4 of said Section 26 and the north line of W. County Road "Y"; thence east along the north line of W. County Road "Y" 40 feet, thence north 50 feet; thence west 50 feet, thence south 50 feet to the north line of W. County Road "Y"; thence east 10 feet along the north line of W. County Road "Y" to the point of beginning.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to execute deeds granting said easements to the City of Oshkosh upon Winnebago County property.

Submitted by,

SOLID WASTE MANAGEMENT BOARD

Supervisor O'Brien moved and it was seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Bahr and Owens. **CARRIED.**

RESOLUTION NO. 121-1192 - Authorize the Hiring of Construction Manager for Human Services Building Projects

WHEREAS, the Winnebago County Board of Supervisors has approved the concept to construct new Human Services buildings in Oshkosh and Neenah and to remodel the existing social services building; and

WHEREAS, the Winnebago County Board has approved a 2.8 million dollar bond issue to fund Phase I, Design and Program Development; and

WHEREAS, to assist county personnel in managing and monitoring the design, program development, construction and remodeling of the Human Service Project it would be in the best interest of Winnebago County to hire a Construction Manager to provide engineering services and ensure that the Human Services Project is completed within budget and on time.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board authorizes the County Executive and Winnebago County Clerk to contract with the firm of C.R. Meyer, Oshkosh, Wisconsin, to provide Construction Manager Services for the Human Services Project at costs as follows:

—Design coordination and project administration services shall be billed at 1.25% of total project costs plus an hourly charge for the Project Manager and Design Coordinator at a rate of \$70.00 per hour. The total costs for design coordination and project administration services shall not exceed \$310,000.

—In addition, costs for supervisory personnel (construction superintendents, etc.) shall be billed at the rate of \$35.00 to \$50.00 per hour. In addition, Winnebago County shall reimburse C.R. Meyer on a "at cost" basis for any permits or fees obtained by the Company on behalf of Winnebago County.

Submitted by,

JACQUELYN WAGNER—DISTRICT -19

ORRIN KING— DISTRICT -24

COUNTY BOARD SUPERVISORS

Motion by Supervisor King and seconded to adopt. Supervisor Crowley moved to postpone until the December meeting and requested copies of the bids be distributed. Ayes: 33. Nays: 3—Pawlowski, Albrecht, Lawson. Excused: 2—Owens and Bahr. CARRIED.

COUNTY EXECUTIVE'S VETO MESSAGE

RE: COUNTY BOARD RESOLUTION 103-1092
(AUTHORIZE PURCHASE OF DRAINAGE EASEMENT
FROM CHRIS BURGNER, TOWN OF WOLF RIVER)

Pursuant to this letter, please be advised that I am vetoing the above-stated resolution and returning it to the County Board for consideration. My objections to this resolution are as follows:

1) The purchase of the easement creates a duty upon the County to maintain the easement. Such a duty imposes liability upon the County with regard to the maintenance damage which may result from the County's inability or failure to do so.

2) The rationale behind the resolution was to effectively maintain a drainage way for property adjacent to County Highway H. An alternative method of obtaining the same ends, absent the creation of additional duties, responsibilities or liability upon the County would be as follows:

a) The Planning & Zoning Committee or any member of the County Board could petition for an amendment to the County Zoning Ordinance in accordance with Section 17.33.

b) A surface waterway district, as specified in Section 17.23 of the General Code of Winnebago County, could be established in relationship to the drainage of the affected property. Establishment of this district would preserve the existing drainage ditch but would require any maintenance to be done by the property owners.

c) Establishment of this district would require that an application be made with the Zoning Office for a map amendment. Such an application would need to contain a legal description of the area involved with the total width of the district to be specified.

I believe that the alternative described above would be more appropriate in this case and would better serve the interests of the public.

Respectfully submitted this 30th day of October, 1992.

Paul W. Stevenson

Winnebago County Executive

Motion by Supervisor Maehl and seconded by Supervisor Sundquist to consider the County Executive's veto. After discussion, motion was withdrawn. Supervisor Robl moved and it was seconded to override the County Executive's veto. Two-thirds vote required. Ayes: 18—Kollath, Barker, Pawlowski, Savas, Maehl, Lace, Steber, Gose, Putzer, Robl, Crowley, Kramer, Finch, Hue, Zellmer, Webster, Rankin, Laabs. Nays: 17—Koziczkowski, Lauson, Albrecht, Shute, Schwartz, Montgomery, Winters, Sundquist, Planalp, Wagner, Troxell, King, Lawson, Schaidler, Sievert, Diakoff, Breister. Abstention: 1—O'Brien. Excused: 2—Owens and Bahr. VETO SUSTAINED.

RESOLUTION NO. 122-1192 - Authorize Establishment of a Surface Water Drainageway District (SWDD) on Property Owned by Chris Burgener

WHEREAS, your undersigned Board Members desire to establish a surface water drainageway district (SWDD) on property owned by Chris Burgener in the Town of Wolf River which is partially described in Winnebago County Board of Supervisors Resolution #103-1092; and

WHEREAS, the establishment of a SWDD will preserve an existing drainageway and prohibit any fill or construction within its defined area with maintenance of the drainageway required by the property owner.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Planning and Zoning Committee to petition the Winnebago County Zoning Board for a zoning change upon property owned by Chris Burgener in the Town of Wolf River, which is partially described in Winnebago County Board Resolution #103-1092, for the purpose of establishing a surface water drainageway district upon the property.

Submitted by,
CAROL OWENS—DISTRICT #35
JEANETTE DIAKOFF—DISTRICT #33
JOANNE GORR SIEVERT—DISTRICT #31
JOHN F. PLANALP—DISTRICT #18
JOHN A. SCHADLER—DISTRICT #28
COUNTY BOARD SUPERVISORS

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32.
Nays: 4—Steber, Pawlowski, Robl and Kramer. Excused: 2—Bahr
and Owens. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn to
December 15, 1992 at 6 P.M. CARRIED BY VOICE VOTE.
Meeting adjourned at 8:45 p.m.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that
the foregoing is a true and correct copy of the Journal of the Win-
nebago County Board of Supervisors for their adjourned meeting
held November 17, 1992.

Linda Wolfe
Winnebago County Clerk

WINNEBAGO COUNTY**1993 Budget Report Summary**

DIVISION	EXPENSE	REVENUE	ADJUST.	LEVY
Administration	5,135,253	3,327,718	584,912	2,392,447
Public Safety	11,455,853	1,674,093	143,143	9,924,903
Transportation	10,012,337	8,297,374	(50,690)	1,664,273
Health & Human Services	44,837,278	33,403,803	(1,341,537)	10,091,938
Education, Culture, & Recreation	2,289,087	560,138	0	1,728,949
Planning and Development	8,080,257	10,093,812	2,647,015	633,460
Divisional Total	81,810,065	57,356,938	1,982,843	26,435,970
OTHER	EXPENSE	REVENUE	ADJUST.	LEVY
Board of Supervisors	264,811	0	0	264,811
County Auditor	69,429	0	0	69,429
Safety Building Board	6,625	763	0	5,862
Concessions	4,300	7,000	2,700	0
Debt Service	1,544,244	0	(120,351)	1,423,893
Capital Projects	1,031,020	0	(1,031,020)	0
Unclassified	2,756,444	5,049,788	(1,460,649)	(3,753,993)
Other Total	5,676,873	5,057,551	(2,609,320)	(1,989,998)
GRAND TOTAL	87,486,938	62,414,489	(626,477)	24,445,972

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, DECEMBER 15, 1992**

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

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

Roll Call: All supervisors were present except Savas.

Supervisor Pawlowski moved and it was seconded to approve the minutes of November 17, 1992. **CARRIED BY VOICE VOTE.** Supervisor Diakoff moved and it was seconded to suspend Rule 1.1511 to include Resolution 135-1292 on the agenda. Ayes: 35. Nays: 0. Excused: 3 - Savas, Sundquist and Lawson. **CARRIED.** Supervisor Planalp moved and it was seconded to adopt the amended agenda to include Resolution 135-1292 and to consider Resolution 133-1292 first. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of claim from Nancy and Terry Pieper regarding removal of 12 trees on their property by the Winnebago County Highway Department. Referred to Personnel & Finance Committee. Letter from Kurt Johnson against airport expansion was read and placed on file. Letter from Congressman Petri regarding a non-profit postal rate was referred to Judiciary & Public Safety Committee. Letter from Wilbert Halbach, Chairman of the Appointment Committee of the Fond du Lac County Board, was read and placed on file.

*Petition for Zoning Amendment received from Carol Owens on behalf of Christian Burgener, et al, for a zoning change from A-2 to A-2/SWDD for residence and drainageway preservation was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Robert E. Braun for an amendment to the Winnebago County Town/County Zoning Ordinance to add a Microwave Radio Path District (overlay) was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Harold Jacobsen for zoning change from A-2 to B-3/B-4 for commercial development was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Sheppard Investments, Stephen P. Jansen, Agent for zoning change from A-2 to R-2 for single family residential subdivision was referred to Planning & Zoning Committee.

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson attended the National County Executives' Association meeting in Washington, D.C. and discussed the transition to the Clinton/Gore administration. He was asked to provide a name of a Wisconsin Counties' Association member who can serve on a committee to assist in the transition process. He met with Governor Thompson in Madison recently to discuss economic development in Winnebago County.

He explained the bid process for Resolution 121-1192. One bidder (C. R. Meyer) provided a cap on the bid, others did not. He sent a letter to the 3 top bidders asking them to present their figures in the same manner. Because of this, C. R. Meyer's bid was lowered because they removed some fees from the Construction Management portion and included them in Reimbursable Fees. After including the Construction Management and Direct Personnel Fees, the three bids were: Hoffman Corp.: \$366,817; C. R. Meyer: \$370,000; Quasius Bros.: \$423,510. Mr. Stevenson recommended the C. R. Meyer Company.

Finance Director Chuck Orenstein has advised him that we are in good financial position at year end and we have computerized reports for every department. He stated the inauguration of the elected county officials would be held on January 4 at 9 A.M. and supervisors were invited to attend. Supervisor Owens will be inaugurated as State Representative to the Assembly on January 4, 1993 at 2 P.M. in Madison.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl said the County Board Christmas Party was a great success. He announced there would be no Special Order of Business meeting on January 5th. He urged supervisors to read the reports included in their packets. He announced that Winnefond Lake Consortium received \$116,354 for their exceptional performance in providing employment and training programs. This is the 7th consecutive year they have won this award. Chairman Maehl reported 5 area 4-H members were honored for their outstanding 4-H efforts.

APPOINTMENTS

WINNEFOX LIBRARY BOARD

Supervisor Montgomery moved and it was seconded to approve County Executive Stevenson's appointments to the Winnefox Library System Board: Rolland O'Brien, 1019 Grove Street, Menasha, WI, Cindy Duckert, 229 Berkely Drive, Neenah, WI, and Clarence Jungwirth, 1620 North Oakwood Road, Oshkosh, WI for terms commencing January 1, 1993 and ending December 31, 1995; and Eileen Palecek, 333B Monroe Avenue, Omro, WI for a term beginning immediately and ending December 31, 1994. CARRIED BY VOICE VOTE.

GRIEVANCE REVIEW BOARD

Supervisor Diakoff moved and it was seconded to approve County Executive Stevenson's appointment of LeRoy Dahms to the Grievance Review Board for a term beginning January 1, 1993 and expiring December 31, 1997. CARRIED BY VOICE VOTE.

VETERANS SERVICE COMMISSION

Supervisor King moved and it was seconded to approve County Executive Stevenson's appointment of James R. Stahl to the Veterans Service Commission commencing January 1, 1993 and ending December 31, 1995. CARRIED BY VOICE VOTE.

COMMITTEE REPORTS

Vice-Chairman Albrecht reported a joint meeting of the Judiciary and Public Safety and Property Management and Maintenance Committees was held on November 18 to study the juvenile detention and jail problems. The Aviation Committee is working on rates and charges for t-hangars, etc. They are presently working with the E.A.A. on a new lease agreement which will be presented to the board in a few months. Supervisor Gose reported they will not have the countywide addressing system report done by the end of December, but will bring something to the board in April. Supervisor Owens reported the February 16 County Board meeting date will have to be changed because the Primary Election will be held on that date.

PUBLIC HEARING

Tom Martin, representing the Hoffman Corporation, explained the bidding process regarding the Construction Manager project. After interviewing with the selection committee, they were asked to submit a letter of qualification, which they did, and also set costs on direct personnel expense, which did not change. He asked supervisors to consider the inclusion of both the construction management fee and the direct personnel expenses when making their decision on Resolution 121-1192.

WINNEBAGO COUNTY FAIR REPORT

John Hoeft, Fair Manager, explained the 1992 financial report of the County fair. He said the 1992 fair was very good despite the rain and major grandstand cancellation which resulted in a loss of revenues. A lawsuit is pending to recoup some of the losses. Ours is one of the largest exhibiting fairs in the state. They are running out of room in the Expo Building. The meat animal sale set an all-time record. The midway was moved closer to the other activities and worked out better. Despite over \$85,000 in revenues, they experienced a shortage of \$45,380.59. He thanked everyone who assisted him in doing his job, and the County Board for its support. Supervisor Montgomery suggested a non-country quality band be engaged and he will work with Mr. Hoeft as to the possibility

of this. They are looking into different fee charges, such as a flat fee per person, different parking fees, etc. Discussion was held on changing dates to the same week as E.A.A. convention. Dates are set until 1995. The Fair Association voted to have the fair the third week in August in 1995 to accommodate an international convention that will be coming during E.A.A. week.

AUDIT REPORT—DEPARTMENT OF SOCIAL SERVICES

Gary Mayer, County Auditor, asked for questions on his audit report on the Department of Social Services and there were none. Supervisor Gose moved and it was seconded to accept the report. **CARRIED BY VOICE VOTE.**

COUNTY REIMBURSED LODGING & MEALS

Iris Ost, Purchasing and Insurance Manager, explained the card to be used for tax exemption on hotel and meal charges by persons traveling on county business. Winnebago County is tax exempt by state statutes and does not have a tax exempt number like non-profit organizations. We are to present the card when paying for hotel and lodging costs to avoid paying sales tax. If meals are consumed at the hotel, charge them to the room to avoid the sales tax. Cross out the tax or write "tax exempt" on the meal slip. This only applies in Wisconsin, but some states will honor the card. The card will not apply to air fare since there is no state tax on that.

ZONING REPORTS & ORDINANCES

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

AMENDATORY ORDINANCE #12-01-92. A request from Leonard L. Baer for zoning change from A-1 (Agri-Business District) to R-1 (Single-family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-1 for existing single family lot. Motion by Supervisor Owens and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #12-02-92. A request from Scott T. Ernst for zoning change from A-2 (General Farming District) to R-1 (Single-Family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to R-1 for creation of a single family residential lot for an existing residence. Motion by Supervisor Owens and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #12-03-92. A request from Kenneth G. Lyness for zoning change from A-1 (Agri-Business District) to R-1 (Single-Family, non-subdivided). Motion by Supervisor Owens and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 4. A request from Town of Wolf River on behalf of Eldrew Gast for zoning change from A-2 (Exclusive Agri-Business District) to R-1 (Rural Residential) for 5 acres and A-3 (General Farming District) for the remaining 32 acres. Motion by Supervisor Laabs and seconded to adopt. CARRIED BY VOICE VOTE.

Supervisor Hue asked for guidelines for voting on zoning amendments. Supervisor Schaidler explained that any citizen can petition to have the zoning changed for his property. The variance procedure is handled administratively. Unless the zoning change is unreasonable, there must be a compelling reason to deny it.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 133-1292 - Authorize Offer of Purchase and Purchase of Property in the City of Neenah for Human Services Building

WHEREAS, the Future Neenah Development Corporation has voluntarily approached Winnebago County as to its interest in conveying property owned by the Future Neenah Development Corporation, which is described below; and,

WHEREAS, negotiations have been undertaken between the Future Neenah Development Corporation and the Winnebago County Planner as to the possible purchase of the property in the City of Neenah, which is described below, and is owned by the Future Neenah Development Corporation; and,

WHEREAS, the Winnebago County Planner and the Future Neenah Development Corporation have reached a tentative agreement, subject to the approval of the Winnebago County Board of Supervisors and the Board of the Future Neenah Development Corporation as to a purchase price with regard to said property.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to make a Purchase Offer in the amount of \$221,200.00 to the Future Neenah Development Corporation as to the purchase of the property in the City of Neenah, which is owned by the Future Neenah Development Corporation, and is described as follows:

That property situated along East Forest Avenue, East Water Street, and North Commercial Streets. Being Lots 6, 7, 8, 9, 10, 11, and 12 in the Assessor's Plat of Block 9, Jones' Plat of the Island, in the Third Ward, City of Neenah, Winnebago County, Wisconsin.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said Offer to Purchase should be made subject to the following contingencies:

A. That said property be free of all encumbrances, except for those easements, encumbrances, and restrictions as of record.

B. That said property be transferred pursuant to a Warranty Deed.

C. That all structures upon said property be demolished and that the ground be filled and leveled, prior to purchase by Winnebago County.

D. That a Phase One Environmental Survey of said property indicate that no major environmental problems exist as to said property including, but not limited to, the structures, soil, and ground upon said property, and that any environmental problems as to said property be removed or alleviated, prior to the Transfer of Title of said property to Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to acquire Title to said property, should the Offer of Winnebago County, as summarized above, be accepted by the Future Neenah Development Corporation.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that all costs related to the purchase of said property, shall be paid for from those proceeds acquired and authorized for said purpose, pursuant to Winnebago County Board of Supervisors Resolution #104-1092.

Submitted by:

**PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE**

It was moved by Supervisor Wagner and seconded to adopt. County Planner Dave Schmidt explained there will be an additional \$10,000 in relocation costs for 3 families that used to live in these properties. Discussion was held on an informational meeting held by the City of Neenah regarding this property with only selected supervisors invited. Supervisor Lace will ask Mayor Carpenter to issue a letter of apology or explanation to the County Board on this. Vote on resolution: Ayes: 32. Nays: 5—Steber, Montgomery, Crowley, Laabs, Pawlowski. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 121-1192 - Authorize the Hiring of Construction Manager for Human Services Building Projects

WHEREAS, the Winnebago County Board of Supervisors has approved the concept to construct new Human Services buildings in Oshkosh and Neenah and to remodel the existing social services building; and

WHEREAS, the Winnebago County Board has approved a 2.8 million dollar bond issue to fund Phase I, Design and Program Development; and

WHEREAS, to assist county personnel in managing and monitoring the design, program development, construction and remodeling of the Human Service Project it would be in the best interest of Winnebago County to hire a Construction Manager to provide engineering services and ensure that the Human Services Project is completed within budget and on time.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board authorizes the County Executive and Winnebago County Clerk to contract with the firm of C.R. Meyer, Oshkosh, Wisconsin, to provide Construction Manager Services for the Human Services Project at costs as follows:

- Design coordination and project administration services shall be billed at 1.25% of total project costs plus an hourly charge for the Project Manager and Design Coordinator at a rate of \$70.00 per hour. The total costs for design coordination and project administration services shall not exceed \$310,000.
- In addition, costs for supervisory personnel (construction superintendents, etc.) shall be billed at the rate of \$35.00 to \$50.00 per hour. In addition, Winnebago County shall reimburse C.R. Meyer on a "at cost" basis for any permits or fees obtained by the Company on behalf of Winnebago County.

Submitted by,
JACQUELYN WAGNER—DISTRICT #19
ORRIN KING— DISTRICT #24 /
COUNTY BOARD SUPERVISORS

Motion by Supervisor Wagner and seconded to adopt. Supervisor Sundquist moved and it was seconded to include the figures in County Executive Stevenson's December 14, 1992 letter. Ayes: 16 - O'Brien, Lauson, Albrecht, Gose, Shute, Schwartz, Sundquist, Planalp, Wagner, Robl, Hue, Zellmer, Diakoff, Webster, Rankin, Laabs. Nays: 21—Kollath, Barker, Pawlowski, Maehl, Koziczowski, Lace, Steber, Montgomery, Winters, Putzer, Bahr, Troxell, King, Lawson, Crowley, Kramer, Schaidler Finch, Sievert, Owens, Breister. Excused: 1—Savas. LOST.

Supervisor Schaidler moved and it was seconded to amend the resolution to insert the "Hoffman Corp." and figures from the Hoffman Corp. in County Executive Stevenson's December 14, 1992 letter: Ayes: 28. Nays: 8—Lauson, Shute, Schwartz, Gose, Planalp, Robl, Zellmer, Owens. Abstention: 1—Montgomery. Excused: 1 Savas. CARRIED.

Vote on resolution as amended: Ayes: 28. Nays: 9—Albrecht, Gose, Schwartz, Shute, Montgomery, Planalp, Zellmer, Rankin, Owens. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 123-1292 - Authorize Transfer of \$3,600 from Microfilming Services Account of Register of Deeds to Temporary Help Account

WHEREAS, it is likely that the Register of Deeds Temporary Help Account will show a deficit of approximately \$3,600 at the end of 1992 as a result of the fact that temporary help was hired through September 3, 1992, so as to alleviate the overload relating to recordation of deeds within the Register of Deeds Office, resulting from the number of persons refinancing mortgages and other obligations; and

WHEREAS, monies appear to be available within the Microfilming Services Account of the Register of Deeds Office, which could be utilized to pay for the over-expenditure relating to temporary help;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3,600 from the Microfilming Services Account of the Register of Deeds Office to the Temporary Help Account of the Register of Deeds Office.

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

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 37. Nays: 0. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 124-1292 - Authorize Transfer of \$66,721 from Park View Health Center Fund Balance to Capital Outlay Building Improvement Account (Installation of Energy Saving Lights)

WHEREAS, the administration of Park View Health Center estimates that the Center will save approximately \$36,175 in energy costs, per year, by replacing incandescent light bulbs and fixtures with energy-efficient, fluorescent light bulbs and fixtures; and

WHEREAS, the total cost of said project is estimated at \$127,651.90; and

WHEREAS, the Wisconsin Public Service Company has instituted a Rebate Program, which is in effect through December 31, 1992, in relationship to the installation of fluorescent light bulbs and fixtures in place of incandescent light bulbs and fixtures; and

WHEREAS, the administrators at Park View Health Center estimate that, should said proposed lighting changes be made prior to December 31, 1992, that Park View Health Center would receive a rebate from the Wisconsin Public Service Company in the amount of \$60,931.00;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$30,140.08 to the Capital Outlay Building Improvements Account at the Pleasant Acres Pavilion of Park View Health Center, and the transfer of \$36,580.82 to the Capital Outlay Buildings Improvements Account at the Rehabilitation Center of Park View Health Center from the Fund Balance of Park View Health Center for the purpose of installing energy-efficient fluorescent light bulbs and fixtures at Park View Health Center.

Submitted by: PERSONNEL AND FINANCE COMMITTEE and PARK VIEW HEALTH CENTER COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 37. Nays: 0. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 125-1292 - Authorize Transfer of \$49,300 from Park View Health Center Fund Balance to Capital Outlay Building Improvement Account (Installation of Fire Alarm System)

WHEREAS, surveyors from the Wisconsin Department of Health and Social Services, who recently inspected Park View Health Center, have required modifications in Park View Health Center's present fire alarm system so as to meet updated State standards for smoke detectors; and

WHEREAS, the present State Fire Codes require replacement of equipment and locations for 21 existing alarm horns, 18 existing smoke alarms, 16 magnetic door hold open devices, and 48 existing pool stations; and

WHEREAS, updated State Fire Codes require that smoke detectors be no more than a maximum of 30 feet apart in all hallways and in those storage rooms containing flammable materials, and that heat detectors be installed in all cooking areas. In addition, the Americans with Disability Act requires a change in style of all annunciators within fire alarm systems, thus requiring that a strobe light be incorporated into the function of fire alarms;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$49,300 from the Fund Balance of Park View Health Center to the Capital Outlay Building Improvements Account of Park View Health Center for the purpose of installing a fire alarm system, which is in compliance with State Fire Codes.

Submitted by: **PERSONNEL AND FINANCE COMMITTEE
AND PARK VIEW HEALTH CENTER COMMITTEE**

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Abstention: 1—King. Excused: 1—Savas. **CARRIED.**

RESOLUTION NO. 126-1292 - Require Paper Recycling and Conservation by Winnebago County Board of Supervisors

WHEREAS, there has been an increase in awareness at local, national, and international levels about the importance of conservation in order to efficiently use our natural resources; and

WHEREAS, the County Board, at its monthly meetings, consumes large amounts of white paper while carrying out its functions; and

WHEREAS, it is the duty of the Board to provide an example to the citizens of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors, that the County Board will begin to employ methods of conservation including, but not limited to using both sides of a sheet of paper whenever possible, when providing the Board with material; whenever fiscally feasible, post consumer waste recycled paper; and provide Board members with a white paper recycling receptacle for unwanted white paper left over at the end of meetings, commencing in January, 1993.

Submitted by,

KRISTI WINTERS—DISTRICT 16

RON J. MONTGOMERY—DISTRICT 15

COUNTY BOARD SUPERVISORS

It was moved by Supervisor Winters and seconded to adopt. After much discussion, Supervisor Winters withdrew the resolution.

RESOLUTION NO. 127-1292 - Disallow Claim of Regina Crosby

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Regina Crosby dated November 17, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 1—Kramer. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 128-1292 - Support Full State Funding for Drunk Driver Assessments and Treatment

WHEREAS, the Winnebago County Department of Community Programs performs all Court-ordered/Department of Transportation-ordered Assessments of Winnebago County drunk drivers; and,

Each convicted drunk driver must pay a \$250.00 surcharge at the time of conviction, in addition to a fine, which is levied by the Court; and,

These surcharge monies are turned over to the State Treasurer and placed in a DIS-PRO (Driver Improvement Surcharge—Program Revenue Account), a portion of which is returned to Winnebago County to fund the cost of treatment for those drunk drivers who are indigent but assessed as requiring treatment; and,

WHEREAS, Winnebago County experienced a deficit in State-returned funding for treatment services to indigent clients in past years, including its 1990 account of approximately \$18,000.00; and

It is projected that Winnebago County will again experience a deficit in the treatment account for indigent drunk drivers in its 1992 account of approximately \$30,000.00 to \$40,000.00; and,

It is projected that these deficits will continue to occur through 1993 and the foreseeable future based on the Department of Health and Social Services' proposed 1993-1995 Budget Proposal; and,

WHEREAS, we believe the DIS-PRO Account has within it sufficient funds to cover all Winnebago County treatment costs except for the fact that the State has developed no mechanism to return these monies to Winnebago County; and,

The recommended solution by the State of Wisconsin will still result in deficits for Winnebago County; and,

WHEREAS, the option of discontinuing this service has practical and possibly adverse legal implications; and,

WHEREAS, these necessary services will continue to be funded through County tax levy dollars; and,

WHEREAS, the Winnebago County Department of Community Programs' staff, the Winnebago County Executive, and State legislators from this area have attempted to find a solution through contacts with the State Department of Health and Social Services, to no avail; and,

WHEREAS, a 1991 Winnebago County Board Resolution, which sent correspondence to the Governor, Department of Administration, Department of Health and Social Services, and legislators expressing concern and requesting full Intoxicated Driver Program treatment funding resulted in no positive action or solution.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that a written request be made of our area legislators to pursue a legislative remedy that will result in the receipt of full funding for Winnebago County in this State-mandated program; and,

BE IT FURTHER RESOLVED that Winnebago County, through its Department of Community Programs Board and staff, stand ready to assist its lobbyist and legislative contingent in whatever fashion deemed necessary to achieve the desired resolution of this funding problem; and,

BE IT FURTHER RESOLVED that the Winnebago County Clerk transmit a copy of this Resolution (#128-1292) to all State legislators who represent a portion of Winnebago County, as well as to the Office of the Governor and to the Wisconsin Counties Association.

Submitted by,

COMMUNITY PROGRAMS BOARD

Moved by Supervisor Schwartz and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Savas and Robl. CARRIED.

RESOLUTION NO. 129-1292 - Authorize Commencement of Construction of Animal Barn Exhibition Building—Sunnyview Exposition Site

WHEREAS, the Winnebago County Board of Supervisors, on September 22, 1992, and on October 26, 1992, authorized the borrowing of funds for the construction of an Animal Barn Exhibition Building at the Sunnyview Exhibition Site, pursuant to Resolution Number 86B-992 and Resolution Number 105-1092; and,

WHEREAS, the initial planning stage has been completed by the Parks Department for the construction of that facility; and,

WHEREAS, initial estimates as to the cost of said facility do not exceed the original estimate of \$172,000, which was provided to the Winnebago County Board of Supervisors prior to passage of said bonding Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that authorization is hereby provided to the Parks Department to let bids and commence construction of the Animal Barn Exhibition Building at the Sunnyview Exposition Site; and,

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that \$172,000 of those funds borrowed by Winnebago County pursuant to the authorization provided in County Board Resolution Number 86B-992 and County Board Resolution Number 105-1092 be utilized for the construction of said facility.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 31. Nays: 6—Putzer, Montgomery, Schaidler, Zellmer, Owens, Pawlowski. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 130-1292 - Authorize Support of Intergovernmental Transfer Program (Park View Health Center)

WHEREAS, the Medical Assistance Program is a Federal/State funded program with the Federal Health Care Financing Administration (HCFA) providing 60% and the State of Wisconsin providing 40% of each dollar spent; and,

WHEREAS, Wisconsin has implemented a Provider Assessment Program that requires each facility to remit \$32 per bed per month for nursing facility beds (NF) and \$68 per month for Facilities for the Developmentally Disabled (FDD); and,

WHEREAS, the assessment funds are utilized by the State of Wisconsin to capture Federal dollars through Federal Financial Participation (FFP); and

WHEREAS, the Federal Health Care Financing Administration is considering regulations that will limit the State's ability to participate in the Provider Tax Program; and,

WHEREAS, there is a Federal reimbursement law entitled Intergovernmental Transfers that Wisconsin could utilize in order to capture a greater amount of Federal matching funds at a significantly reduced risk of Federal interference; and,

WHEREAS, such a program may require counties to pledge their full faith and credit for a specific amount based upon Winnebago County's level of participation, which would be returned along with the newly captured funds and costs associated with the transaction; and,

WHEREAS, in order to ensure that there is sufficient Federal money available to warrant participation in the Intergovernmental Transfer Program (ITP), it is necessary for a consulting firm to calculate the amount of Federal money Wisconsin can capture without reaching the "Medicare Upper Limit"; and

WHEREAS, the Wisconsin Counties Association is the logical entity to coordinate County efforts in pursuit of creating an Intergovernmental Transfer Program (ITP).

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors strongly supports pursuing an Intergovernmental Transfer Program (ITP) in Wisconsin; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of this Resolution to the Wisconsin Counties Association; to all State legislators representing a portion of Winnebago County; and to the Office of the Governor.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Supervisor Montgomery moved and it was seconded to amend by deleting lines 24-28, and adding on line 6 of page 2: "BE IT FURTHER RESOLVED that nothing in this resolution shall commit any Winnebago County funds." Vote on amendment: Ayes: 33. Nays: 2 Pawlowski and Lauson. Excused: 3—Savas, Wagner and Putzer. CARRIED. Vote on amended resolution: Ayes: 35. Nays: 0. Excused: 3—Putzer, Savas and Wagner. CARRIED.

RESOLUTION NO. 131-1292 - Suspend Portion of County Board Rule 5.131

WHEREAS, County Board Rule 5.131 reads, in pertinent part, as follows "(County Planning and Zoning) Committee members shall include at least one, but not more than two, County Board Supervisors from an incorporated area"; and,

WHEREAS, Section 59.97(2)(a)(1), Wisconsin Statutes, does not provide any Statutory restrictions with regard to the residency of Planning and Zoning Committee members; and,

WHEREAS, Carol Owens, a present member of the Planning and Zoning Committee, has announced to your undersigned Committees that it is her intent to resign her membership from the Planning and Zoning Committee, subsequent to her taking Office as a Representative to the Wisconsin State Assembly on January 5, 1993; and,

WHEREAS, your undersigned Committees believe that consideration should be given to the most qualified County Board members in filling said vacancy, regardless of residency status.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby suspends that part of County Board Rule 5.131, which reads: "(Planning and Zoning) Committee members shall include at least one, but not more than two, County Board Supervisors from an incorporated area," in relationship to the filling of the vacancy anticipated to be caused by the resignation of Carol Owens from said Committee, and for so long as any person appointed to the Planning and Zoning Committee to fill said vacancy continues to serve, provided, that said suspension of the Rule shall not continue beyond April 14, 1994.

Submitted by: PLANNING AND ZONING COMMITTEE and JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Owens and seconded to adopt. Two-thirds vote required. Ayes: 35. Nays: 1—Pawlowski. Excused: 2—Savas and Wagner CARRIED.

RESOLUTION NO. 132-1292 - Create New Full-Time Position of Juvenile Detention Counselor: Department of Social Services

WHEREAS, the Winnebago County Sheriff's Department has been contracting for the past eight years with an outside agency to provide services to juveniles who have been detained in the Winnebago County Jails; and

WHEREAS, the 1993 Winnebago County budget contains an appropriation of \$27,000 for the purpose of continuing the outside service contract throughout 1993; and

WHEREAS, the State Department of Corrections has established new requirements regarding the provision of counseling and other professional services to incarcerated juveniles which requires a higher level of education and experience than is currently available through the existing contract; and

WHEREAS, it is most appropriate that the existing contract for juvenile services to the Sheriff's Department be discontinued, and that the funds budgeted in 1993 for this purpose be transferred to the Social Services Department in order to cover the cost of a new professional position within the Social Services Department to provide the newly required juvenile services.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the position of Juvenile Detention Counselor be created within the Winnebago County Department of Social Services; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this position be transferred from the contractual services budget of the Winnebago County Sheriff's Department and from the 1993 Contingency Fund.

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

It was moved by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 35. Nays: 0. Abstention: 1—Winters. Excused: 2—Savas and Schaidler. CARRIED.

RESOLUTION NO. 134-1292 - Adopt 1993 Revisions to the Winnebago County Administrative Salary Plan

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the 1993 Revisions to the Winnebago County Administrative Salary Plan, as set forth and described in the documents attached hereto, be, and they hereby are, adopted.

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

Submitted by:

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Supervisor Lawson moved and it was seconded to amend to add: "The across-the-board wage increase of 3.25% to include fringe benefits". After discussion, Supervisor Lawson withdrew the motion. Vote on resolution: Ayes: 30. Nays: 5—Pawlowski, Lace, Laabs, Breister, Lawson. Excused: 3—Savas, Winters and Schaidler. CARRIED.

RESOLUTION NO. 135-1292 Authorize Local Government Alternative Fuels Grant Application

WHEREAS, Winnebago County has previously participated in the Alternative Fuels Program of Wisconsin; and

WHEREAS, the Local Government Alternative Fuels Program for Cycle II of 1992 is underway and Winnebago County has been encouraged to submit an application for funding; and

WHEREAS, funding for this program is \$109,000 and will be allocated through a competitive grant application; and

WHEREAS, under the program "Selection Criteria" vehicles or engines originally manufactured to operate on alternative fuels will receive a higher ranking; and

WHEREAS, Winnebago County has budgeted for new vehicles which would be applicable to the fuel program.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors be authorized to submit an application for a grant under the Cycle II, 1992 Alternative Fuels Program to the State of Wisconsin and to accept said grant if awarded.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—O'Brien, Savas, Winters, Schaidler and Robl, CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn to January 19, 1993 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:45 p.m.

Respectfully submitted,

Linda Wolfe

Winnebago County Clerk

State of Wisconsin)

County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held December 15, 1992.

Linda Wolfe

Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JANUARY 19, 1993

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

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

Roll Call: All supervisors were present except Pawlowski, Bahr, Robl and Kramer who were excused.

Supervisor Webster moved and it was seconded to approve the minutes of December 15, 1992. **CARRIED BY VOICE VOTE.** Supervisor Planalp moved and it was seconded to adopt the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter from Representative Underheim regarding Intergovernmental Transfer Programs was read and referred to the Industrial Development Board. Letter from Sen. Michael Ellis regarding full funding of drunk driving assessments and the pursuit of an intergovernmental transfer program was read and referred to the Personnel & Finance Committee. An invitation to attend the Oshkosh Chamber of Commerce's Legislative Business After Hours Program was read and placed on file. An invitation to a conference on "Housing Strategies for Community and Economic Development" to be held at the Pioneer Inn, Oshkosh, was read and placed on file. An invitation to the Wisconsin Counties Association's seminar on "The ABCs of Employee Assistance Programs" was read and placed on

file. A letter from Susan Vette, 5050 Lake Road, Oshkosh, was presented to the Board and placed on file in favor of Resolution 145-193, which requests a referendum regarding the County Executive form of government. Notice of Claim from William Wolfgram and Sportsman's Park Softball, Inc., challenging the first and second local negotiating committee's conclusions on its claim for nuisance and inverse condemnation was read and referred to the Personnel & Finance Committee. Notice of Claim from Michael Knaack regarding a leather jacket missing from the Winnebago County Jail was read and referred to the Personnel & Finance Committee.

COUNTY EXECUTIVE'S REPORT

County Executive Paul Stevenson congratulated Carol Owens on being sworn in as State Representative for the 53rd Assembly District. He also congratulated Jerold Finch on his running unopposed for the office of Town Chairman in the Town of Menasha. Mr. Stevenson presented Chuck Orenstein, Finance Director, with an award from the Government Accounting Standards Board for "Excellence in Financial Reporting". This was in recognition of the 1991 Comprehensive Annual Financial Report. He then announced that the year-end 1992 Fiscal Report had been completed in record time. He will be holding a 1993 Fiscal Year meeting with department heads and elected officials sometime in the next two weeks. Mr. Stevenson then addressed the juvenile detention facility issue. The time has come where it is necessary for us to establish a regional facility to house juvenile offenders. The County Boards and Social Service Departments of eight other counties met this morning and would like to assist our Juvenile Detention Facility Committee with this problem. A regional facility would be more cost-effective and is preferred by both the Federal and State governments. Funding from the Federal Government may be available for this facility. The Juvenile Detention Facility Committee will be meeting on January 20 to discuss this issue.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Joseph Maehl presented two "New Year's Resolutions" to the Board of Supervisors: 1. "I will always use the microphone." 2. "I will be courteous during the proceedings." He quoted from Robert's Rules of Order that abstaining from a vote is an accepted practice. Mr. Maehl reminded the Board to examine the UW-Extension Cooperative Extension folder they received in their packet. It is filled with a wide variety of information; i.e., good nutrition, 4H Clubs, natural resource education, Youth Futures Program, commodity markets, recycling, and much more. Mr. Maehl informed the members that in 1992 Winnebago County assisted in preserving our environment by planting 306 acres of trees. Total trees planted was approximately 216,000. This was up from last year by about 10 per cent. Mr. Maehl then conducted a "history lesson"—The year was 1893 and the County Board consisted of 33 members. The topic of discussion was the high cost of housing juveniles and the need to repeal a law that was cutting back on funding. History does repeat itself. Mr. Maehl congratulated all the County Officials who were sworn in on January 4, 1993, both here at the Courthouse and in Madison. He then read a letter from Supervisor Carol Owens announcing her resignation from the Judiciary & Public Safety Committee.

APPOINTMENTS

Supervisor Lauson moved and it was seconded to approve County Executive Stevenson's nominations for appointee to the East Central Wisconsin Regional Planning Commission. They are: Robert Buckingham, 805 Heather Court, Neenah; Thom Ciske, 1205 Meadowview Drive, Menasha; Gordon Eckrich, 383 Naymut Street, Menasha; Sam Hartmann, 585 E. Peckham Road, Neenah; James Prosser, 308 Congress Street, Neenah; Randall Vohen, 1524 Collins Street, Neenah. CARRIED BY VOICE VOTE.

Supervisor Owens moved and it was seconded to approve Chairman Maehl's appointment of Eugene Troxell to the Planning and Zoning Committee to replace Supervisor Owens who resigned. CARRIED BY VOICE VOTE.

**AUDIT REPORTS—LAKE WINNEBAGO METROPOLITAN
ENFORCEMENT GROUP (MEG) AND SHERIFF'S
DEPARTMENT CANTEEN AND HUBER OPERATIONS**

Gary Mayer, County Auditor, asked for questions on his audit reports of the Lake Winnebago Metropolitan Enforcement Group (MEG) or the Sheriff's Department Canteen and Huber Operations. There were none. Supervisor Gose moved and it was seconded to accept these two audit reports. CARRIED 34-0.

COMMITTEE REPORTS

Supervisor Jeanette Diakoff reported that a letter was sent to Winnebago County's representatives in Madison and our lobbyist inviting them to attend the February 22 Personnel & Finance Committee. The meeting will be held at 10:00 a.m. and anyone that is interested is welcome to attend. Supervisor Ray Gose asked that suggested rule changes be submitted to the Judiciary & Public Safety Committee in the near future. Vice Chairman David Albrecht reported that the Aviation Committee has completed its rates and charges update. He also informed the Board that the Juvenile Detention Facility Committee will be meeting on January 20, at 1:00 p.m. Supervisor Owens informed the Board that an information meeting regarding Amtrak service will be held in the evening on January 25 at the Oshkosh YMCA. For additional information, you can contact Rep. Gregg Underheim.

PUBLIC HEARING

Robert Juedes, 1655 Beech Street, Oshkosh, spoke against Resolution 145-193, which requests a referendum regarding the County Executive form of government. Susan Vette, 5050 Lake Road, Oshkosh, spoke in support of Resolution 145-193 (Referendum/County Executive form of government). Karen Boehning, representing the League of Women Voters, expressed the League's feelings that the County Board has too many members, making it inefficient. The League of Women Voters feels a minimum of 22 and a maximum of 35 members would be most efficient. They also feel that there are too many County Board committees. It is their feeling that six to nine committees would be more effective and that they should be more general in nature instead of specific to departments. The League welcomes and encourages competition in all elections.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to R-2 for single family residential development. Motion by Supervisor Diakoff and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE -01-01-93. A request from Stephen P. Jansen, Town of Algoma, for zoning change from A-2 (General Farming District) to R-2 (Single-family, subdivided). Motion by Supervisor Diakoff and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to A-2/SWDD Overlay (General Farming District/Surface Water Drainage Way). Motion by Supervisor Diakoff and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE -01-02-93. A request from Winnebago County, Town of Wolf River, for zoning change from A-2 (General Farming District) to A-2/SWDD Overlay (General Farming District/Surface Water Drainage Way). Motion by Supervisor Diakoff and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: amending Sec. 17.02, 17.03, 17.27, 17.28 and 17.34 of the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Diakoff and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE -01-03-93. A request from Winnebago County for amendment of Sec. 17.02, 17.03, 17.27, 17.28 and 17.34 of the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Diakoff and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 136-193 - Authorize Write-off of Uncollectible Accounts**

WHEREAS, the Finance Department has listed on its books a number of long over due debts; and

WHEREAS, the Finance Department has made every effort to collect these accounts without success, said process consisting of sending out statements and past due notices for a period of up to 120 days and then, subsequently, turning the accounts over to a collection agency for pursuit and initiation of lawsuit, if deemed to be potentially fruitful; and

WHEREAS, to write-off such accounts as uncollectible is an accounting procedure which allows for proper adjustment of the County's books, and is not a procedural device which forgives such debts; and

WHEREAS, should Winnebago County receive information which indicates that any of said debts are collectible, the Winnebago County Finance Department shall pursue collection of said debts, despite the fact that they have been written off previously as being uncollectible.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to write off \$159,229.18 in past due debts as listed in the attached exhibit which is herewith incorporated as a part of this resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that in authorizing the write-off of said debts, the Winnebago County Board of Supervisors is not forgiving such debts and that all debtors listed herein shall still be deemed to be liable for any unpaid balances owed, unless said debts have been discharged pursuant to bankruptcy proceedings.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 137-193: Increase the Per Diem Rate for the Board of Canvassers and Authorize Transfer of \$340.00 to County Clerk's Budget Account #100-132-51490-Other Per Diem

WHEREAS, the Board of Canvassers has received a per diem rate of \$50 for a number of years; and

WHEREAS, the hours of work performed by the Board of Canvassers following each election has varied considerably from election to election and has exceeded twelve hours following the last two elections; and

WHEREAS, it is appropriate that the per diem arrangement be modified in order to more equitably compensate the Board of Canvassers for both short and lengthy sessions.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors, that the per diem rate for the Board of Canvassers be changed to \$40 for days involving up to four hours of work and \$75 for days involving more than four hours of work.

BE IT FURTHER RESOLVED, that these rates shall take effect retroactively to November 3, 1992.

BE IT FURTHER RESOLVED, that the amount of \$340.00 shall be transferred from the Contingency Fund of the 1993 Winnebago County Budget to the Other Per Diem Account (Account #100-132-51490) of the County Clerk's Budget.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 138-193: Create Staffing Changes Within the Park View Health Center

WHEREAS, it has been determined by the Administrator of Park View Health Center that a modification to the supervisory and professional staffing structure of Park View Health Center is necessary in order to insure more appropriate levels of supervision on all work shifts; and

WHEREAS, the Administrator has devised a staffing plan that will provide for the desired improvement of staffing at a savings below budgeted cost; and

WHEREAS, the County Executive and the Director of Personnel have reviewed this revised staffing plan, and find it to be beneficial to the interests of Park View Health Center.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the revised staffing plan developed by the Administrator of Park View Health Center which involves the replacement of four positions of Registered Nurse Manager with three positions of R.N. Supervisor and one position of Licensed Practical Nurse in the Table of Organization of Park View Health Center be, and hereby is, authorized.

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

It was moved by Supervisor Montgomery and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 139-193: Authorization For Transfer of \$13,000 From Institutional Child Care Expense Account to Other Equipment Capital Outlay Account Within Winnebago County Department of Social Services Budget (Purchase of Automobile)

WHEREAS, the used motor vehicle purchased approximately one and one-half years ago by the Winnebago County Department of Social Services has broken down and would require a new engine to be placed into it to become operable again; and

WHEREAS, the cost of purchasing and installing a new engine in said vehicle is greater than the value and the expected useful life of the vehicle, given the fact that the vehicle's odometer registers approximately 94,000 miles driven; and

WHEREAS, the Winnebago County Department of Social Services has underspent funds in the Institutional Child Care Account and desires to transfer funds from that account to its Capital Outlay Account for the purchase of a new vehicle.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$13,000 from the Institutional Child Care Expense Account of the Winnebago County Department of Social Services 1992 Budget to the Other Equipment-Capital Outlay Account of said budget for the purpose of purchasing a new automobile.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said funds shall be carried over from the 1992 budget to January, 1993 for the purchase of said vehicle.

Submitted by:

PERSONNEL & FINANCE COMMITTEE
SOCIAL SERVICES BOARD

It was moved by Supervisor Laabs and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 140-193: Authorize Granting of Easement By Winnebago County to State of Wisconsin, Department of Transportation

WHEREAS, the Wisconsin Department of Transportation is presently involved in the widening of the northbound exit of U.S. Highway 41 onto State Highway 44 and the widening of State Highway 44; and

WHEREAS, the Wisconsin Department of Transportation has requested that Winnebago County grant an easement to the Department of Transportation upon Airport property for the purpose of widening said exit and Highway 44.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to grant an easement for highway purposes as long as so used, including the right to preserve, protect and remove any vegetation existing on the following described lands and the right to plant thereon and protect any vegetation that the highway authorities may deem desirable to prevent erosion of soil or to beautify the highway and the right to permit, install and maintain utilities and other uses compatible with highway use as determined by the State of Wisconsin, Department of Transportation, upon land owned by Winnebago County lying within the SW1/4 of the NW1/4 and the NW1/4 of the SW1/4, Section 34, T18N, R16E, City of Oshkosh, lying within the following described traverse:

Commencing at the west one-quarter corner of said Section 34; Then N 0°16'20"W 411.69 feet along the west line of said Section 34 to a point on the STH 44 right of way reference line; Thence along said line N 53°13'23"E 101.87 feet to a point on the USH 41 right of way reference line; Thence along said reference line S 0°11'31"E 349.44 feet to the point of beginning; Thence continuing along said reference line S 0°11'31"E 796.59 feet; Thence N 89°48'29"E 100.00 feet to a point on the proposed easterly right of way line of USH 41; Thence along said N 8°32'45"E 393.19 feet; Thence N 23°35'08"E 445.80 feet; Thence S 89°48'29"W 339.47 feet to the point of beginning.

Also, all that land of the owner in the SW1/4 NW1/4 and the NE1/4-NW1/4 of Section 34, T18N, R16E, City of Oshkosh, lying within the following described traverse:

Commencing at the west one-quarter corner of said Section 34; Thence N 0°16'20"W 411.69 feet along the west line of said Section 34 to a point on the STH 44 right of way reference line; Thence along said line N 53°13'23"E 961.36 feet to the point of beginning; Thence S 36°46'37"E 80.00 feet to a point on the proposed southeasterly right of way line of STH 44 and on a curve with a radius of 3,899.72 feet and a long chord bearing N 46°32'07"E 908.34 feet; Thence northeasterly along said right of way line and curve to the left 910.41 feet; Thence N 50°09'10"W 80.00 feet to a point on the STH 44 right of way reference line and on a curve, the radius at said point bears N 50°09'10"W 3,819.72 feet; Thence southwesterly along said reference line and curve to the right 891.73 feet to the point of beginning.

Said parcels contain 0.88 acre, more or less.

No objects shall be constructed on property described in this easement that will violate Federal Aviation Regulation Part 77 height criteria illustrated in the FAA approved airport layout plan. (A map detailing the above-described easement area is herewith attached.)

Submitted by,
AVIATION COMMITTEE

It was moved by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 141-193: Objection to Supplantation of State General Public Revenue Funding For Community Aids Programs With Federal Block Grant Funds

WHEREAS, the Human Services System in Wisconsin is supposedly based on a State-County partnership in which the State provides most of the funding and the Counties provide local administration; and

WHEREAS, the level of State support for the human services system within the last decade has been seriously eroded; and

WHEREAS, State allocations for community aids increased only 15% from 1980 through 1988, despite the fact that inflation for that period of time was 59%; and

WHEREAS, the State's basic allocation for community aids increased by only 7% in 1989 and 1990 and by only 1% in 1991 and 1992, thus forcing counties to rely more heavily on property taxes to fund community aids programs; and

WHEREAS, community aids funds are used to provide a variety of statutorily mandated human services to diverse client groups including, but not limited to:

The elderly, the physical disabled, the developmentally disabled, the mentally ill, abused and neglected children, delinquent children or status offenders and persons with alcohol and drug abuse problems; and

WHEREAS, the Wisconsin Department of Health and Social Services has recommended a budget to the Governor which proposes to use 20.8 million dollars from newly obtained Federal Block Grant Funds to replace State General Purpose Revenue Funds for community aids funding in fiscal year 1994; and

WHEREAS, Winnebago County has seen a trend by the State of Wisconsin to replace General Purpose Revenue Funds with Federal Block Grant Funds, said funds having been passed through this State to the counties in the past from the Federal Government, for use by counties within their discretion.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby voices its objection to the recent proposal of the Wisconsin Department of Health and Social Services that 20.8 million dollars in Federal Block Grant Funds be used to replace State General Purpose Revenue Funds for community aids in fiscal year 1994.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it voices its objection to a continuing trend by the State of Wisconsin to supplant General Public Revenue Funding of community aids with Federal Block Grant Funds.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs its County Clerk to transmit a copy of this resolution to the offices of all State Legislators representing portions of Winnebago County, to the Secretary of the Department of Health and Social Services, to the Office of the Governor and to the Wisconsin Counties Association.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION NO. 142-193: Authorize the Hiring of Architect/Engineer for Human Services Building Projects

WHEREAS, the Winnebago County Board of Supervisors has approved the concept to construct new Human Services buildings in Oshkosh and Neenah and to remodel the existing Social Services building; and

WHEREAS, the Winnebago County Board has approved 2.8 million dollar bond issue to fund Phase I, Design and Program Development; and

WHEREAS, to assist county personnel in managing and monitoring the design, program development, construction and remodeling of the Human Service Project, it would be in the best interest of Winnebago County to hire an Architect/Engineer to provide engineering services and ensure that the Human Services Project is completed within budget and on time.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board authorizes the County Executive and Winnebago County Clerk to contract with the firm of Sauter Seaborne, Appleton, Wisconsin, to provide Architect/Engineer services for the Human Services Project as follows:

- a. Schematic Design Phase-Consult with the client and his representatives to determine the requirements of the project; preparation of schematic design studies leading to a recommended solution, with description of the work for acceptance by the client; information regarding the approximate cost of the work, in cooperation with the Project Administrator.
- b. Design Development-Preparation of design; preliminary site plan, floor plans, sections and elevation drawings, and outline of specifications based upon the accepted schematic solution covering, in general, site work, materials, structure, mechanical systems, and special equipment-for written approval of the client; further advice on approximate cost, and if authorized by the client, semi-detailed estimate of the cost in cooperation with the Project Administrator.

- c. Construction Document Phase-Preparation of construction documents; working drawing, detailed specifications, bidding information, general conditions, special requirements, and proposal and contract forms, based on approved design documents and setting forth in detail the design type, extent, location, and method of installation of materials, structure, finishes, specialties, mechanical systems, and special service-connected equipment required. Assist the Project Administrator in the preparation of information on any indicated adjustment in previous approximations of cost resulting from known fluctuations in construction costs or changes in scope of requirements of the project; and assist the Project Administrator in the development of a final cost estimate prior to issuance of bid documents. Aid in cost analysis and preparation of possible alternatives to the base bid for each package.
- d. Bidding Phase-Receive, tabulate and forward, as appropriate, all inquiries of bidders, together with recommendations of action to be taken. The Architect will prepare and issue all necessary addenda.
Assist the Construction Manager in the tabulation, analysis and evaluation of all bids and make appropriate recommendations to the Owner regarding contract awards.
Assist the Construction Manager in the preparation of the preliminary construction schedule for entire project.
Assist the Construction Manager in the developing a cost value for each activity, based on the schedule developed, for use in preparing an expenditure forecast schedule (projected cash flow).
- e. Construction Administration-The selected Architect will have responsibility for punch list preparation, State and City Plan Approval, site inspections and approval of draw requests. The Architect will attend and provide input at regular job progress meetings and provide detail clarifications with respect to the design.

BE IT FURTHER RESOLVED, that the fee for Architect/Engineer Services for both the Oshkosh and Neenah Projects shall not exceed \$479,000.

Submitted by:
PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

It was moved by Supervisor Wagner and seconded to adopt. Ayes: 29. Nays: 4-Steber, Schwartz, Montgomery and Finch. Abstained: 1Crowley. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 143-193: Authorize Acceptance of Funds for Hi Risk Pregnancy Case Management From Wisconsin Department of Health and Social Services (Health Department)

WHEREAS, on May 28, 1991, the Winnebago County Board of Supervisors accepted \$42,591 and no match funds for use in high risk pregnancy case management (Resolution #223-591). This funding covered the operating year of July 1, 1991 through June 30, 1992. Said grant was renewed on July 1, 1992; and

WHEREAS, the State of Wisconsin, Department of Health and Social Services has offered additional no match funding to Winnebago County for high risk pregnancy case management for the operating year July 1, 1992 through June 30, 1993. This grant, again, requires no matching County tax dollars to be contributed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Health Department to accept a no match grant from the State of Wisconsin, Department of Health and Social Services in the amount of \$70,000 for the operating year July 1, 1992 through June 30, 1993 for the purpose of funding high risk pregnancy case management within the Winnebago County Health Department.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds received from said grant shall be appropriated in the manner and in the amounts shown in the attached budgetary exhibit.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that positions covered by this grant shall continue to exist only for so long as the costs of such position is fully funded by said grant.

Submitted by,
HEALTH COMMITTEE

It was moved by Supervisor Steber and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 144-193: Authorize Audit of Winnebago County Public Health Department

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Auditor to perform an audit of the Winnebago County Public Health Department.

Submitted by,
JEANETTE DIAKOFF, DIST. #33
COUNTY BOARD SUPERVISOR

It was moved by Supervisor Diakoff and seconded to amend the resolution by changing "Winnebago County Public Health Department" to "Winnebago County Child Support Agency". Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED. It was moved by Supervisor Diakoff and seconded to adopt the resolution as amended. Ayes: 34. Nays: 0. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 145-193: Authorize Submission to the Qualified Electors of Winnebago County an Advisory Referendum Regarding the County Executive Form of Government

WHEREAS, there has been a movement to streamline, improve and update the Winnebago County Board of Supervisors and the Winnebago County government to operate more efficiently; and

WHEREAS, the County Board of Supervisors agreed to reduce the present number of members from 45 to 38; and

WHEREAS, there is a continuing and similar interest within Winnebago County, as shown by petitions being circulated, to combine the previous efforts relating to size and efficiency of the County Board and ability to regain the intended role of the County Board of Supervisors in Wisconsin county government; and

WHEREAS, there should be an action now to allow the voters to address options of improved representation through the means of public review and discussion of other methods of operations such as a County Administrator form of government as available by State Statute.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby agree and authorize to place before the voters of Winnebago County an advisory referendum concerning whether or not Winnebago County should continue to operate under its present form of County government.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any modification, alteration or change in the existing form of government shall not take place prior to April 19, 1997.

BE IT FURTHER RESOLVED that this Advisory Referendum will be submitted to the voters of Winnebago County at the general election to be held on April 6, 1993.

Submitted by,
JOHN PLANALP, DISTRICT #31
JAMES BAHR, DISTRICT #21
COUNTY BOARD SUPERVISORS

Motion by Supervisor Planalp and second to adopt. Motion by Supervisor O'Brien and seconded to table. Ayes: 21-Barker, O'Brien, Savas, Koziczkowski, Lace, Lauson, Albrecht, Shute, Montgomery, Sundquist, Wagner, Troxell, King, Lawson, Crowley, Finch, Sievert, Diakoff, Webster, Rankin and Breister. Nays: 13-Kollath, Maehl, Steber, Gose, Schwartz, Winters, Planalp, Putzer, Schaidler, Hue, Zellmer, Owens and Laabs. Excused: 4-Pawlowski, Bahr, Robl and Kramer. MOTION TO TABLE CARRIED.

At 8:22 p.m., Supervisor Shute moved and it was seconded to convene into Closed Session pursuant to Sec. 19.85(1)(g), Wis. Stats., for purposes of conferring with legal counsel for Winnebago County with respect to litigation in which it is presently involved relating to the Sheriff's Department. Ayes: 29. Nays: 2-Gose and Owens. Excused: 4-Pawlowski, Bahr, Robl and Kramer. Absent: 3-Steber, Shute and Wagner. CARRIED.

At 9:30 p.m., Supervisor Lauson moved and it was seconded to reconvene into Open Session. Ayes: 32. Nays: 0. Abstain: 2-Gose and Owens. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

RESOLUTION 146-193: Authority to Execute 1991-1992 Labor Agreement with Winnebago County Sheriff's Professional Police Association WHEREAS, in accordance with State Statute 111.77, an impartial arbitrator has selected the final offer of the Union as the terms of settlement of the 1991-1992 collective bargaining agreement between Winnebago County and the Winnebago County Sheriff's Professional Police Association; and

WHEREAS, Winnebago County has petitioned the Circuit Court for Winnebago County to review the arbitrator's decision; and

WHEREAS, the Circuit Court of Winnebago County has upheld the arbitrator's award; and

WHEREAS, it is the recommendation of your undersigned Committee, following consultation with the Corporation Counsel and the Director of Personnel, that the Court's decision be appealed to the Court of Appeals; and

WHEREAS, implementation of the arbitration award at this time will best serve the best interests of Winnebago County, pending appeal of this matter.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are, authorized to execute a two-year agreement on behalf of Winnebago County with the Winnebago County Sheriff's Professional Police Association for the years 1991 and 1992, effective January 1, 1991, which agreement will provide the following changes from the previous agreement:

1. **AGREEMENT.**

Change the effective date to January 1, 1991.

2. **ARTICLE 4, PROBATIONARY EMPLOYEES**

In the second last paragraph, rewrite the last sentence to read as follows:

At any time during the course of his probationary period, the department may return the employee to his former position or the employee, within 60 days after completing training in the new position, may elect to return to his former position, and any such decision shall not be grievable under Article 5 of this Agreement.

Delete the last paragraph in Article 4.

3. **ARTICLE 6, DISCIPLINE AND DISCHARGE**

At the end of the second paragraph add the following:

“Only written reprimands or oral warnings that have occurred within the last twelve (12) months from the date of the most recent infraction can be used for the purpose of establishing an appropriate penalty under a progressive discipline theory.

4. **ARTICLE 7, WORK WEEK**

Revise the article to read as follows:

The regular work week for all employees shall consist of an average of 38.2 hours. The four least senior Corrections Officers, the Communications Sergeant, and the Narcotics Investigator may be scheduled to work various shifts and days as needed.

Personnel accepting voluntary assignment to the DARE program shall work a flex schedule of consecutive hours. During the school year, they shall work a 5-2 schedule, Monday through Friday. On non-teaching days, DARE personnel shall be assigned to work in other units of the Department as needed.

Employees serving in the capacities listed below shall work on a duty schedule consisting of five (5) consecutive work days of seven (7) hours and forty (40) minutes including a thirty (30) minute unpaid lunch period Monday through Friday:

Jail Sergeant

Jail Corporal (one volunteer)

Police Officer-Support Services

Sergeant-Support Services

The number of personnel assigned in these capacities may vary from time to time depending upon the needs of the Department. Such employees who are required to work without a lunch break may be allowed to adjust their ending time at the discretion of their supervisor.

All other employees of the Department shall work a schedule consisting of six (6) consecutive duty days of eight (8) hours and ten (10) minutes each followed by three (3) consecutive days off. Provided however, detective sergeant, detectives, juvenile officer, and welfare fraud investigator shall work five (5) consecutive duty days followed by two (2) off days, followed by five (5) work days, followed by two (2) off days, followed by four (4) duty days, followed by three (3) off days, then repeating the cycle. A normal duty day shall consist of eight (8) hours and ten (10) minutes. Such employees shall be provided a paid lunch period within the duty shift as has been provided in the past.

Variations of the regular work schedules of employees, or temporary job assignments in excess of ninety (90) calendar days in any twelve (12) month period shall only be made by agreement between the Department and the Association Board of Directors, and only so long as the regularly scheduled hours do not exceed an average of 38.2 hours per week.

In the event that temporarily increased staffing is required during the E.A.A. Convention and St. Patrick's Day and other similar emergencies, for a period not to exceed two (2) weeks in duration, employees from other shifts may be temporarily assigned to such shifts provided that the affected employees are notified at least three (3) days prior to the first reassignment date. In these emergency situations, single day reassignments to special shifts may be made provided that the affected employees are notified at least eight (8) hours prior to the revised starting time.

Employees on duty when time changes occur to and from daylight savings time will not receive additional compensation if their workday is lengthened one (1) hour thereby, unless required by law, nor will there be any reduction in compensation if the day is shortened one (1) hour.

Shifts in the Jail Division and the Patrol Division shall rotate from third shift to second shift to first shift in a repeating cycle. Fourth shift in the Jail Division, when operational, shall rotate from fourth shift to second shift to first shift in a repeating cycle.

5. ARTICLE 15, HOLIDAYS

Revise the fourth paragraph of this article regarding
 "Substitute Corrections Officers" to read as follows:

Corrections Officers assigned to work a flexible schedule shall receive eight (8) hours' pay rather than time off for each holiday as it occurs.

6. ARTICLE 15, HOLIDAYS

Add the following paragraph to this article:

All employees who work a regular Monday through Friday schedule shall take paid holidays on the actual holidays as designated by the Department.

7. ARTICLE 20, COMPENSATION PLAN

Convert Article 20 to an Appendix to the agreement in order to make the pay plan easier to find and delete the reference to Substitute Corrections Officer.

8. ARTICLE 20, COMPENSATION PLAN

A.) Effective 1-1-91 Corporal's pay and Detective's pay shall be equal to 1/2 of the difference between Top Patrol and Sergeant.

B.) Revise paragraph 6 (b) as follows:

Effective 1-1-91	3%	Across the Board
Effective 7-1-91	1-1/2%	Across the Board
Effective 1-1-92	4%	Across the Board
Effective 10-1-92	1%	Across the Board

9. ARTICLE 20-COMPENSATION

Page 17, add the following after the last paragraph:

"Any officer hired after January 1, 1992 shall be hired as either a Corrections Officer or a Police Officer. No officer hired after that date shall be allowed to transfer between the Patrol Division and the Corrections Division unless he meets the training prerequisites established for the position and successfully completes the Department's selection process for new hires."

10. ARTICLE 24, FAIR SHARE AGREEMENT

Retitle the Article to read "FAIR SHARE/DUES DEDUCTION" and add the following language:

Dues Deduction: The County agrees to deduct monthly dues from the pay of employees who individually sign voluntary checkoff authorization forms supplied by the Association and shall remit the total of such deductions to the Treasurer of the Association within ten (10) days of the date such deductions were made with a list of the names that the deductions have been deducted from. Any changes in the amount to be deducted shall be certified to the County by the Treasurer of the Association at least thirty (30) days prior to the effective date of such change.

11. ARTICLE 25, RETIREMENT

Delete the second paragraph of this article which reads as follows:

No employee shall remain in the service of the Department beyond December 31st of the year in which he attains the age of seventy (70).

12. ARTICLE 38, NEGOTIATIONS

Revise the effective dates to January 1, 1991 and December 31, 1992 and the re-opener notice date to September 1, 1992

13. APPENDIX C, PROMOTIONAL PROCEDURE

Replace the text of Appendix C with the following:

Persons selected for placement into any rank above that of Police Officer/Corrections Officer shall be selected from a list of the three candidates who score highest in the competitive written examination for named ranks administered by the State of Wisconsin or appropriate alternate source. This written exam shall be appropriate to the position. (In the event that tie scores in the competitive exam result in more than three finalists, the number of finalists shall be increased to include all finalists having the same score as the third highest finalist.)

In order to be eligible to write the competitive exams for promotion, candidates must meet or exceed the following minimum length of service requirements for the respective ranks at the time of examination:

1. Corporal Exam-2 years of service for the Jail Division or 3.5 years for the Patrol Division in the department.

2. Detective Exam-3.5 years of service in the department and a minimum of 2 years in patrol.
3. Sergeant Exam-5 years of service in the Department. In addition to meeting the length of service requirements, actual promotion shall be contingent upon the candidate's meeting or exceeding the following minimum time-in-grade requirements for the respective ranks:
 1. Corporal-1 year experience in the division in which the vacancy exists.
 2. Sergeant-A Corporal or Detective with 1 year experience in the division in which the vacancy exists. (This provision does not apply to positions within the Support Services Division).

Upon completion of the examination process, the results shall be posted by social security number, and the Association shall be provided with a copy. The results shall remain valid for a period not to exceed two years. In the event that the list of eligible contains less than the names of three individuals having passing scores, a new test shall be conducted and a new list prepared.

Once a vacancy occurs, the names of the top three candidates for promotion shall be presented to the Sheriff. In the event that the first person selected turns down the offer of promotion, the Sheriff shall be given a new list of three names excluding the name of the individual who turned down the offer of promotion. In the event of vacancies in more than one rank, the vacancy in the highest rank shall be filled first.

14. NEW ARTICLE, DRUG TESTING.

The Association and the County recognize the need for officers to perform their duties completely free from the influence of alcohol and/or other drugs that could impair their ability. Furthermore, the parties recognize that the use of illegal drugs is a criminal act and is not condoned. Drug testing pursuant to Appendix D shall commence on January 1, 1992 and will be conducted in accordance with the Appendix D procedure.

**APPENDIX D
WINNEBAGO COUNTY SHERIFF'S DEPARTMENT
DRUG TESTING POLICY AND PROCEDURE**

I. PURPOSE

The purpose of this policy is to provide all sworn employees with notice of the provisions of the department drug testing program.

II. DISCUSSION

It is the policy of this department that the critical mission of law enforcement justifies maintenance of a drug-free work environment through the use of a reasonable employee drug testing program.

The law enforcement profession has several uniquely compelling interests that justify the use of employee drug testing. The public has a right to expect that those who are sworn to protect them are, at all times, both physically and mentally prepared to assume these duties. There is sufficient evidence to conclude that the use of controlled substances and other forms of drug abuse will seriously impair an employee's physical and mental health, and thus job performance.

Where law enforcement officers participate in illegal drug use and drug activity, the integrity of the law enforcement professional and public confidence in that integrity are destroyed. This confidence is further eroded by the potential for corruption created by drug use.

Therefore, in order to ensure the integrity of the department and to preserve public trust and confidence in a fit and drug-free law enforcement profession, this department shall implement a drug testing program to detect prohibited drug use by sworn employees.

III. DEFINITIONS

- A. Sworn Employee-Those full-time employees who have been formally vested with full law enforcement powers and authority.
- B. Supervisor-Those sworn employees assigned to a position having day-to-day responsibility for supervising subordinates, or are responsible for commanding a work element.

- C. Drug Test-The compulsory production and submission of urine by an employee, in accordance with departmental procedures, for chemical analysis to detect prohibited drug usage.
- D. Reasonable Suspicion-That quantity of proof or evidence that is more than a hunch, but less than probable cause. Reasonable suspicion must be based on specific, objective facts, and any rationally derived inferences from those facts about the conduct of an individual that would lead the reasonable person to suspect that the individual is or has been using drugs while on or off duty.
- E. Drugs of Abuse/Controlled Substance-Cocaine, heroin, amphetamines, barbiturates, or other major drug of abuse or illegal drug (excluding alcohol).
- F. Deputy-All full time sworn officers of the Sheriff's Department.

IV. PROCEDURES

A. Prohibited Activity

The following rules shall apply to all applicants, probationary and sworn employees while on or off duty:

1. No employee shall illegally possess any controlled substance.
2. No employee shall ingest any controlled substance unless as prescribed by a licensed medical practitioner. Employees are to notify their supervisor when taking any prescribed medication which may interfere with the safe and effective performance of their duties.
3. Any employee who unintentionally ingests, or is made to ingest, a controlled substance shall immediately report the incident to his/her supervisor so that appropriate medical steps may be taken to ensure the officer's health and safety.
4. Any employee, having a reasonable basis to believe that another employee is illegally using, or is in possession of any controlled substance, shall immediately report the facts and circumstances to his/her supervisor.

5. Discipline of sworn employees for violation of this policy shall be in accordance with the due process rights provided in the department's discipline and grievance procedures.

B. Applicant Drug Testing

1. Applicants for the position of sworn law enforcement officer shall be required to take a drug test as a condition of employment during a pre-employment medical examination.
2. Applicants shall be disqualified from further consideration for employment under the following circumstances:
 - a. Refusal to submit to a required drug test; or
 - b. A confirmed positive drug test indicating drug use prohibited by this policy.

C. Probationary Employee Drug Testing

1. All probationary employees shall be required, as a condition of employment, to participate in unannounced drug tests prior to the completion of the probationary period. The frequency and timing of such testing shall be determined by the Sheriff or his/her designee.

D. Employee Drug Testing

Sworn officers will be required to take drug tests as a condition of continued employment in order to ascertain prohibited drug use as provided below:

1. A supervisor may order an employee to take a drug test upon documented reasonable suspicion that the employee is or has been using drugs. A summary of the facts supporting the order shall be made available to the employee prior to the actual test.
2. A drug test will be administered as part of all promotional procedures. Transfers from one division to another in the same rank is also covered.
3. Members of the following units, as a condition of their assignment to the unit, shall, in addition to the provision in Section 6, submit to random drug testing no more than one (1) time in a calendar year.
 - a. Emergency Response Unit
 - b. Multi-Jurisdictional Group (Drug Enforcement Unit)

4. Any sworn officer of this department who is directly involved in a serious incident defined by the following cases:
 - a. Discharge of a firearm at a human being or a vehicle in which human beings are contained.
 - b. Auto accident involving a Sheriff's vehicle which requires a report as defined by Wisconsin State Statute 346.70. may be required by the supervisor to participate in a drug screening test immediately following the event, or as soon as the tactical situation allows. A directly involved officer is the officer who actually discharges the weapon in case #a, and is the driver of the police vehicle in case #b.

5. Any officer, who in the carrying on of the deputy duties, ingests, either directly or indirectly, any drug or narcotic substance, is required to document, as soon as possible thereafter, such contact.

Documentation should occur in writing explaining all circumstances, and the employee's supervisor should be notified as soon as possible. Drug tests will be administered and no disciplinary action will be taken if the tests are positive under the following conditions:

- a. The officer was in physical danger if he did not ingest the drug or narcotic substance.
 - b. Nothing in this policy shall be construed as granting permission for officers and/or narcotics agents to ingest any illegal drug, marijuana, narcotic substance, or controlled substance under any circumstance except as cited in #5a.
6. On a yearly basis, random drug testing will be conducted on up to five (5) deputies:
 - a. The random selection pool will include all deputies (this includes the Emergency Response Unit and the Multi-Jurisdictional Group (Drug Enforcement Unit)).
 - b. The random selection of the names of five (5) deputies will be drawn by the President(s) or selected designee of the Supervisory and Non-Supervisory Bargaining Units and a Representative from Management.

E. Drug Testing Procedures

1. The testing procedures and safeguards provided in this policy to ensure the integrity of department drug testing shall be adhered to by any personnel administering drug tests.
2. Personnel authorized to administer drug tests shall require positive identification from each employee to be tested before they enter the testing area. This shall consist of picture ID or Driver's License.
3. A pre-test interview shall be conducted by testing personnel with each employee in order to ascertain and document the recent use of any prescription or non-prescription drugs, or any indirect exposure to drugs that may result in a false positive test result.
4. The bathroom facility of the testing area shall be private and secure.
 - a. Authorized testing personnel shall search the facility before an employee enters it to produce a urine sample, and document that it is free of any foreign substances.
 - b. Testing personnel of the same sex as the employee shall observe production of the urine sample.
5. Where the employee appears unable or unwilling to give a specimen at the time of the test, testing personnel shall document the circumstances on the drug test report form. The employee shall be permitted no more than eight hours to give a sample; during which time he shall remain in the testing area. Reasonable amounts of water may be given to the employee to encourage urination. Failure to submit a sample shall be considered a refusal to submit to a drug test.
6. Employee shall have the right to request that their urine sample be split and stored in case of legal disputes. The urine samples must be provided at the same time, and marked and placed in identical specimen containers by authorized testing personnel. One sample shall be submitted for immediate drug testing. The other sample shall remain at the facility in frozen storage for one year. This sample shall be made available to the employee or his attorney should the original sample result in a legal dispute or the chain of custody be broken.

7. Specimen samples shall be sealed in the presence of the participants, labeled, and checked against the identify of the employee to ensure the results match the tested specimen. All collections are handled forensically, which means they are labeled, double-sealed, double-checked for accuracy and completeness, stored in a secure, locked refrigerator until testing, and accompanied by a forensic chain-of-custody.
8. Whenever there is a reason to believe that the employee may have altered or substituted the specimen to be provided, a second specimen shall be obtained immediately under direct observation of the testing personnel.

F. Drug Testing Methodology

1. The testing or process phase shall consist of a two-step procedure:
 - a. Initial screening test
 - b. Confirmation test
2. The urine sample is first tested using the initial drug screening procedure. An initial positive test result will not be considered conclusive; rather, it will be classified as "confirmation pending". Notification of test results to the supervisor or other departmental designee shall be held until the confirmation test results are obtained.
3. A specimen testing positive will undergo an additional confirmatory test. The confirmation procedure shall be technologically different and more sensitive than the initial screening test.
4. The drug screening tests selected shall be capable of identifying marijuana, cocaine and every major drug of abuse including heroin, amphetamines and barbiturates. Personnel utilized for testing will be certified as qualified to collect urine samples or adequately trained in collection procedures.
5. Concentrations of a drug at or above the following levels shall be considered a positive test result when using a FPLA immunoassay drug screening test.

Amphetamines	500 ng/l
Barbiturates	500 ng/l
Cocaine	300 ng/l
Opiates	300 ng/l
THC	100 ng/l
PCP	25 ng/l
Benzodiazepines	200 ng/l
Methadone	25 ng/l

Concentration of a drug at or above the following levels shall be considered a positive test result when performing a confirmatory GC/MS test on a urine specimen that tested positive using a technologically different initial screening method.

Marijuana metabolite	15 *
Cocaine metabolite	150 **
Opiates:	
Morphine	300 ***
Codeine	300
Phencyclidine	25
Amphetamines:	
Amphetamine	500
Methamphetamine	500
* Delta-9 tetrahydrocannabinol-9-carboxylic acid	
** Benzoyllecgonine	
*** 25 ng/ml if immunoassay-specific for free morphine	

6. The laboratory selected to conduct the analysis shall be experienced and capable of quality control, documentation, chain-of-custody, technical expertise, and demonstrated proficiency in urinalysis.
7. Employees having negative drug test results shall receive a memorandum stating that no illegal drugs were found. If the employee requests such, a copy of the letter will be placed in the employee's personnel file.
8. Any employee who breaches the confidentiality of testing information may be subject to discipline.

G. Chain of Evidence-Storage

1. Each step in the collecting and processing of the urine specimens shall be documented to establish procedural integrity and the chain of custody.
2. Where a positive result is confirmed, urine specimens shall be maintained in secured, refrigerated storage for one year.

H. Drug Test Results

1. All records pertaining to department-required drug tests shall remain confidential, and shall not be provided to other employers or agencies without the written permission of the person whose records are sought.

2. Drug test results and records shall be retained in the employee's personnel file for an indefinite period.
- V. Actions Taken/Positive Results
- A. If an officer tests positive, and the tests identify cocaine, heroin, amphetamines, barbiturates, or any other major drug of abuse or illegal drug, the officer's employment may be terminated.
 1. The exception shall be forced use as defined in 5-a.
 - B. An officer who tests positive for marijuana shall be subject to discipline and referred to the Employee Assistance Program.
 1. The officer shall be subject to mandatory random testing for a period of two years.
 2. The Employee Assistance Program shall not be a substitute for disciplinary action if other rules and regulations have been violated or crimes committed.
 3. A second positive test for marijuana may be grounds for termination.

VI. Refusal to Submit

- A. Officers who refuse to submit to a required drug test under this policy may be terminated from employment as a deputy of the Sheriff's Department.

BE IT FURTHER RESOLVED, that funds needed to cover the cost resulting from the implementation of this Resolution shall be made available from the 1992 Sheriff's Department Budget.

BE IT FURTHER RESOLVED, that the Winnebago County Board of Supervisors recommends that the Corporation Counsel appeal the arbitrator's decision to the Wisconsin Court of Appeals, subject to the authorization of the Winnebago County Executive.

BE IT FURTHER RESOLVED, that authorization to implement said agreement is provided by the Winnebago County Board of Supervisors contingent upon the ruling of any appellate court as to the legality or constitutionality of said agreement and that said authorization shall automatically be withdrawn should said agreement be declared illegal or unconstitutional by any appellate court properly exercising its jurisdiction thereto.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Lace and seconded to amend resolution as follows: Page 1, Line 25, change "appeal" to "accepted"; Page 1, Line 30, change "appeal" to "acceptance"; Page 15, Line 6, change "appeal" to "accept"; Page 15, delete Lines 10 thru 16. Ayes: 9-Barker, O'Brien, Savas, Lace, Steber, Lauson, Gose, Sundquist and Finch. Nays: 25. Excused: 4-Pawlowski, Bahr, Robl and Kramer. LOST. Vote on Resolution-Ayes: 33. Nays: 1-Lace. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED.

Supervisor Diakoff moved and it was seconded to reconsider Resolution 145-193. Ayes: 26. Nays: 8-Savas, King, Lawson, Crowley, Schaidler, Finch, Sievert and Breister. Excused: 4-Pawlowski, Bahr, Robl and Kramer. CARRIED. Motion by Supervisor Diakoff and seconded to adopt. Ayes: 4-Steber, Planalp, Crowley and Zellmer. Nays: 30. Excused: 4-Pawlowski, Bahr, Robl and Kramer. LOST.

Supervisor Lauson moved and it was seconded to adjourn to February 9, 1993 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:00 p.m.

Respectfully submitted,
Susan T. Ertmer
Winnebago County Deputy Clerk

State of Wisconsin)
County of Winnebago)ss

I, Susan T. Ertmer, Winnebago County Deputy Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held January 19, 1993.

Susan T. Ertmer
Winnebago County Deputy Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, FEBRUARY 9, 1993**

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

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

Roll Call: All supervisors were present except Shute, Pawlowski, Winters and Schaidler.

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

COMMUNICATIONS, PETITIONS, ETC.

Protest of Kampo zoning change application received from Louise Aylward and Margaret H. Schultz and the Schultz Residual Trust by James Schultz was referred to Planning & Zoning Committee. County Clerk Linda Wolfe asked those supervisors who do not wish to receive County News from NACo to notify her. Notice of Claim from William M. Brownsen regarding complaint against Winnebago County Jail was referred to Personnel & Finance Committee. Notice of Claim from Linda Rose Kain regarding alleged underpayment for foster care services by Department of Social Services was referred to Personnel & Finance Committee. Notice of meeting from Wisconsin Counties Association on Open Government to be held on February 22 in Wausau was read and placed on file. Supervisors wishing to attend should contact the County Clerk. A letter from Gary Mayer, County Auditor, regarding Alternative Fuel Grant Program, Cycle II was placed on file.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported the Special Orders of Business Meeting will be on March 2nd. Agenda items include an update on the County building projects, and possibly having Representative Gregg Underheim report on Amtrack. He reminded supervisors of the Primary Election to be held on February 16th, and introduced the candidates for County Executive. He announced the County Clerk's office will have a new Election Results Hotline Number with election results updated every half hour on a recorded message. The number is 236-1250. He attended a meeting of County Board Chairmen in Madison hosted by the Wisconsin Counties Association.

APPOINTMENTS WINNEBAGO COUNTY HOUSING AUTHORITY

Supervisor Lauson moved and it was seconded to confirm County Executive Stevenson's appointment of Mr. Charles Retzlaff, 300 Jackson Street, Omro, WI to the Housing Authority for a five year term, effective April 20, 1993 and expiring April 21, 1998. He replaces Phyllis Basler, who resigned. **CARRIED BY VOICE VOTE.**

JUDICIARY & PUBLIC SAFETY COMMITTEE

Supervisor Gose moved and it was seconded to confirm Chairman Maehl's appointment of Supervisor Jacquelyn Wagner to the Judiciary & Public Safety Committee to replace Supervisor Owens, who resigned from the committee. **CARRIED BY VOICE VOTE.**

COMMITTEE REPORTS

Supervisor Wagner reported attending a meeting on Amtrak services to the Fox Valley area. A copy of the report is available at the County Clerk's Office. She suggested inviting Representative Gregg Underheim to the next meeting to speak on Amtrak and welfare reform. She had distributed a letter from Governor Thompson on his budget proposals.

Supervisor Owens reported that the Governor's budget proposal includes mandates being funded and the binding arbitration compromise issue. She also reported the cost of medical assistance has risen to number 2 in the state.

Supervisor Albrecht reported the Juvenile Detention Research Committee met to study alternatives to house Huber prisoners and the adult medium security prisoners. An extended lease with E.A.A. will be submitted at the March meeting.

Supervisor Diakoff reminded all committee chairmen that personnel requests brought before the Personnel & Finance Committee that are not properly filled out and reviewed by the Personnel Department will be referred back for completion. She stated she received calls from property owners near the Airport stating that county officials are stating they already have the money to purchase their properties, and then stating they don't have the money and that is why appraisals are needed. Supervisor Albrecht will look into this. He stated money was included in the budget for appraisals. He said County Executive Stevenson promised all supervisors copies of the Airport Master Plan.

Supervisor Troxell announced he will submit a resolution to keep the tax rate the same as the previous years. Supervisor Putzer objected to a letter received from County Executive Stevenson removing the Tax Lister's office from the County Treasurer's jurisdiction and placing it under the jurisdiction of the County Planner.

PUBLIC HEARING

Mr. Jack Steinhilber, 5730 I-Ah-Maytah Road, Oshkosh, Wis., urged the County Board to delay consideration of Resolutions 158-293 through 164-293 for 30 days to allow consideration of the purchase of the soon-to-be vacant Sears building at Park Plaza to be used for the Human Services Building.

Dennis Schwab, 1950 White Swan Drive, Oshkosh, Wis., also urged the Board to consider the Sears building instead of building a new building for Human Services. He said the AK Company guaranteed the county would save \$2,000,000 by doing this. The Sears building has the needed space, parking, expansion capabilities, accessibility, and downtown location needed. He said the merchants are in favor of the county moving there. Sears will close on March 27th, and the property could be renovated by January 1, 1994. It could be leased with an option to purchase.

Mr. Carl Sosnoski, 3040 Knapp Street Road, Oshkosh, Wis. stated Resolution 150-293 regarding airport rates and charges lists the same rates as they have had for years except for raising the minimum charges. He stated his displeasure with the airport management and Aviation Committee members.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to B-3 for commercial boarding of stable animals. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #02-01-93. A request from Dale K. and Cynthia J. Johnson, Town of Nekimi, for zoning change from B2/A1 (Community Bus. District/Agri-Business District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-3 (Duplex) for construction of a community based residential facility. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #02-02-93. A request from Gerald and Rochelle Altenhofen, Town of Menasha, for zoning change from M-1 (Light Industrial & Office District) to R-3 (Two-Family Residential District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to R-5 (Planned UIT Development) for Residential Development. Motion by Supervisor Sievert and seconded to refer to Planning & Zoning Committee. Motion to refer CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to establish floodplain district. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #02-04-93. A request from David Eisele, Martenson & Eisele, Inc., Town of Menasha, for zoning change from R-2 (Suburban Residential Dist. Single-Family, subdivided) to FP (Floodplain District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 5. A request from Town of Omro on behalf of Ken Zietlow for zoning change from A-2 (Agricultural) to R-2 (Residential). Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 6. A request from Town of Wolf River on behalf of Thomas J. and Maureen A. Lechner for zoning change from A-2 (Exclusive Agri-Business District) to A-3 (General Farming District). Motion by Supervisor Laabs and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION 147-293: Disallow Claim of Nancy and Terry Pieper**

WHEREAS, your Personnel and Finance Committee has had the claim of Nancy and Terry Pieper referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Nancy and Terry Pieper dated November 23, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 2-Gose and Webster. Excused: 4-Shute, Pawlowski, Winters and Schaidler. CARRIED.

RESOLUTION 148-293: Accept Grant From State of Wisconsin For Funding of County Veterans' Service Officer Position

WHEREAS, the State of Wisconsin pursuant to Section 45.43(7), Statutes, invites applications on an annual basis by counties to the Wisconsin Department of Veterans Affairs for a grant for the improvement of service to former military personnel of the County through the County Veterans Service Office; and

WHEREAS, the Veterans Service office of Winnebago County has submitted an application for a County Veterans Service Officer's Grant, pursuant to said statute, for funds since 1973; and

WHEREAS, the County Veterans Service Office have received and used such funds since 1973 to fund the employment of Veterans Service Officers within that agency.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it does hereby authorize the Veterans Service Office of Winnebago County to apply for and accept a grant from the Wisconsin Department of Veterans Affairs in the amount of \$5,000.00 for the purpose of improving service to former military personnel of the County through the County Veterans Service Office, as is provided pursuant to Section 45.43(7), Statutes.

Submitted by,

JUDICIARY & PUBLIC SAFETY

Motion by Supervisor Gose and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4-Winters, Pawlowski, Schaidler, Shute. **CARRIED.**

RESOLUTION 149-293 Replace Position of Police Officer With Position of Corporal (Sheriff's Department)

WHEREAS, as organizational restructuring within the Sheriff's Department has created the need for replacing a position of Police Officer with a position of Corporal within the Patrol Division.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Table of Organization of the Winnebago County Sheriff's Department be modified to show eleven (11) positions of Corporal in place of ten (10) positions and thirty-eight (38) positions of Police Officer in place of thirty-nine (39) positions.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be applied from within the budget of the Sheriff's Department.

Submitted by,

**JUDICIARY & PUBLIC SAFETY COMMITTEE
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Gose and seconded to adopt 2/3 vote required. Ayes: 32. Nays: 2-Crowley and Finch. Excused: 4-Shute, Pawlowski, Winters and Schaidler. **CARRIED.**

ORDINANCE 150-93: Amend Section 21.05 of the General Code of Winnebago County (Airport Rates and Charges)

WHEREAS, your undersigned Committee is recommending that Section 21.05 of the General Code of Winnebago County be amended as to certain rates and fees charged at Wittman Regional Airport; and

WHEREAS, said change will likely result in an annual revenue increase to the Airport of \$5,000.00.

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

That Section 21.05 of the General Code of Winnebago County is hereby amended as follows:

NEW CODE

6. Such forfeited money shall be remitted by the Sheriff to the County Treasurer. The violator need not appear in court and no witness fee or additional costs shall be taxed.

(b) Penalties Where No Stipulation.

1. **Parking violations.** Persons violating this section who do not timely enter into the stipulation is provided above shall be subject to a forfeiture not to exceed \$10.00 for each violation together with the costs of the action to collect such forfeiture and upon default thereof shall be imprisoned in the County Jail for a period not to exceed five days.

2. **All other violations.** For all other violations of this section, persons shall, upon conviction, forfeit to the County not less than \$10.00 nor more than \$200.00 together with the costs of the action to collect such forfeiture and upon default of payment, such persons shall be imprisoned in the County Jail for a period of not more than thirty days.

21.05 RATES AND CHARGES. (1) **PURPOSE.** The purpose of this section is to establish fair and reasonable rates and charges for facilities, land and service provided for all public and private users of Wittman Regional Airport.

(2) **LANDING, RAMP AND TERMINAL USE.** All aircraft engaged in a commercial or revenue producing activity shall pay the following charges:

(a) **Landing Fees:** (Scheduled air carriers exempt)

	<u>Domestic</u> <u>Fee Per</u> <u>Landing</u>	<u>International</u> <u>Fee Per</u> <u>Landing</u>
Fee per thousand pounds certificated gross landing weight of aircraft.	\$ 1.00	\$ 2.00

Scheduled air carriers shall pay a landing fee as described in their airport lease or use agreement. International fee applies only when customs services are required.

(b) Ramp Fee: (airport ramps not leased by others)

Transient Aircraft	Daily Rate*
Single Engine	\$ 5.00
Multi-engine Piston	\$10.00
Multi-engine Turbine	\$30.00

* at least eight hours

(c) Terminal Use: Charter aircraft operators who use terminal common-use area shall pay a fee of \$300.00 per landing.

(d) Exceptions: The following operators of aircraft shall be exempt from landing fees:

1. All privately owned aircraft not operated for hire.
2. All training flights not carrying commercial passengers or cargo.
3. All commercial aircraft operations which neither enplane or deplane passengers or freight at Wittman Regional Airport.

(e) Collection of Fees: The Airport Director shall establish procedures for the collection of fees collectible hereunder. Such procedure shall be subject to the approval of the Aviation Committee of the County Board. All collections hereunder shall be turned in to the County Treasurer and credited to the appropriate revenue account.

(f) Enforcement: The Aviation Committee, the Airport Director or his delegated representative shall have the duty and responsibility to enforce the provisions of this subsection.

(3) LAND RENTAL RATES. Land to be rented on Wittman Regional Airport subject to approved developmental and use criteria shall be as follows:

- (a) Land for hangars, aprons, taxiways,
tie down areas \$.07/sq. ft/yr
(annual minimum \$350.)

- (b) Bare land for aeronautical purposes
(unimproved land) \$.07/sq. ft/yr
(annual minimum \$360.)
- (c) Bare land for nonaeronautical
purposes \$.25/sq. ft/yr
- (d) Paved ramps or parking lots (im-
proved land) \$.10/sq. ft/yr
- (e) Land for unrestricted agricultural
cultivation purposes \$40.00/acre/yr
- (f) Land for restricted agricultural
cultivation purposes \$30.00/acre/yr
- (g) Land for hay purposes only \$20.00/acre/yr

(4) **T-HANGAR RATES.** *Rates for T-hangar buildings will be assessed as follows:

- (a) T-Hangar Buildings A,B,C \$ 85./month
- (b) T-Hangar Building D \$110./month
- (c) T-Hangar Building E \$ 60./month
- (d) T-Hangar Building F \$150./month
- (e) T-Hangar Building G \$ 80./month
- (f) T-Hangar H \$ 80./month
- (g) Strong Box Hangars \$205./month

*T-Hangar rental is subject to any applicable sales tax.

(5) **TERMINAL LEASE.** Lease rates for all office and floor space in the Airport Terminal Building shall be negotiable.

(6) **DISPLAY CASE AND COURTESY TELEPHONE RATES.** The following rates shall be charged for display cabinets and courtesy telephone space:

- (a) Lobby display case \$ 50./month
600./year
- (b) Baggage claim area wall cabinets, courtesy
telephone wall display \$ 50./month
600./year

- (c) Bare floor space for advertising display
provided by lessee \$50./month
600./year

(7) **FUEL FLOWAGE FEES.** All commercial operators authorized to dispense aviation fuels at Wittman Regional Airport will collect and remit to the County the following fuel flowage fees:

- (a) A fee of \$0.06 per gallon of aviation fuels dispensed (AVGAS, Jet, and Autogas) to users at Wittman Regional Airport.
- (b) The following exemptions to fuel flowage fees are established:
- (i) Fuel delivered to scheduled air carriers who pay rental and landing fees at the airport.
- (ii) Fuel used in the manufacture and testing of aircraft.

Fuel flowage fees will be remitted to the County by the operator(s) on a monthly basis as outlined in the operator's lease agreement, or per established County policy. All fuel flowage, whether subject to airport fee or not, shall be reported to the airport manager monthly.

(8) **General Aviation Tie-Down Fees:** (aircraft ramps not leased by others)

Based Aircraft	Monthly Rate
Single Engine	\$ 15.00
Multi-Engine Piston	\$ 25.00
Multi-Engine Turbine	\$ 50.00
Transient Aircraft	Daily Rate*
Single Engine	\$ 5.00
Multi-Engine Piston	\$ 10.00
Multi-Engine Turbine	\$ 30.00

*at least eight hours

One day's tie-down fee will be waived with any fuel purchase at Wittman Regional Airport.

(9) **OTHER RATES AND CHARGES.** All other rates and charges hereunder provided for other facilities and services at Wittman Regional Airport shall be subject to negotiation by the Aviation Committee and the Airport Director based on the marketing ability of the facilities and services offered and set forth in operating agreements and/or lease and agreements, subject to the approval of the County Board of Supervisors.

21.06 AUTHORITY OF AIRPORT DIRECTOR. The Airport Director is authorized to make those decisions, which may be momentarily required, within his own discretion, so as to insure the safe operation of Wittman Regional Airport. Such authority shall include, but not be limited to the following powers:

- (a) To immediately restrict a tenant or the tenant's employee from working in the Air Operations Area as a consequence of the violation of Airport rules and regulations, policies or County ordinances by the tenant or the tenant's employee.
- (b) To suspend Airport operations of any airport tenant for cause.

21.08 OFF-SITE RENTAL CARE OPERATIONS SUB-I-DEFINITIONS.

For the purpose of this Section, the following terms shall be defined as follows:

(a) **GROSS REVENUES** is the aggregate amount of all revenues, including cash, credit or otherwise received by an operator from all transactions involving the rental of motor vehicles to operators, customers at or from operator's offices and shall include all charges for the month in which a transaction occurs, regardless of when payment therefore is received by operator. Such receipts shall include total rents for the cars, van or trucks rented out to customers without regard to the manner in which or place at which the transaction occurs and regardless of the station at which vehicles are returned.

(b) **Operator** is an off-premises rental car company entering into an agreement with Winnebago County.

(c) **Off-Premises Rental Car Company** is a company not leasing space within the premises of Wittman Regional Airport which conducts a business of renting motor vehicles to those persons utilizing Wittman Regional Airport.

- (2) No person or firm shall conduct a car rental operation on any part of the premises of the airport without having first entered into a valid written agreement with Winnebago County.
- (3) Written agreements between Winnebago County and off-premises rental car companies shall specify that the airport will receive 2% of the first \$100,000 of gross revenues derived by the company annually from the rental of automobiles from passengers picked up at the airport, plus 6% of all such gross revenues over \$100,000.00. Those companies whose agreements with the airport allow a courtesy phone in the Terminal Building shall pay an additional fee of 2% which will change the fee structure to 4% on the first \$100,000.00 of gross revenues and 8% on gross revenues in excess of \$100,000.00.
- (4) It shall be unlawful and a violation of this Ordinance for any person to engage in any commercial activity or services on the premises of the airport without first obtaining a lease from Winnebago County.

(5) **ENFORCEMENT** (a) The Airport Director and the County Sheriff's Department shall enforce the provisions of this Section.

(b) **Penalties.** For all violations of this Section, a person shall, upon conviction, forfeit to the County not less than \$10.00 nor more than \$200.00 together with any profits realized as a result of their violation of this Ordinance together with the costs of the action to collect such forfeiture and upon default of payment, such person shall be imprisoned in the County Jail for a period of not more than thirty (30) days.

BE IT FURTHER RESOLVED by the County Board of Supervisors that the effective date of said amendment shall be April 1, 1993.

Submitted by,
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 27. Nays: 5-Savas, Montgomery, Crowley, Kramer and Finch. Excused: 6-Lace, Steber, Shute, Pawlowski, Winters and Schaidler.
CARRIED.

RESOLUTION 151-293: Disallow Claim of William Wolfgram and Sportsman's Park Softball, Inc.

WHEREAS, your Personnel and Finance Committee has had the claim of William Wolfgram and Sportsman's Park Softball, Inc. referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of William Wolfgram and Sportsman's Park Softball, Inc. dated December 31, 1992, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Shute, Pawlowski, Winters and Schaidler. CARRIED.

RESOLUTION 152-293 Commendation to Lee Burton

WHEREAS, Lee Burton has been employed with the Sheriff's Department of Winnebago County for the past twenty-six years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Lee Burton is no longer performing those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge his years of service.

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

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

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 1—Lace. Abstained: 1—Montgomery. Excused: 4—Shute, Pawlowski, Winters and Schaidler. CARRIED.

RESOLUTION 153-293 Commendation to Jean Budsberg

WHEREAS, Jean Budsberg has been employed with the Probate Office of Winnebago County for the past twenty-five years and six months, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Shute, Pawlowski, Winters and Schaidler. CARRIED.

RESOLUTION 154-293: Amend Section 1.24 County Board Rules (Tentative Meeting Date—County Budget Session)

WHEREAS, Section 59.04(1)(a), Wisconsin Statutes provides that every Board shall hold an annual meeting on the Tuesday after the second Monday of November in each year for the purpose of transacting business but that a Board may by its rules establish an earlier date during October or November for such actual meeting; and

WHEREAS, moving the annual County Board Budget Session to a later date than what is presently scheduled would facilitate the receipt of necessary information from the State of Wisconsin as to the actual amounts of state aids, grants, etc., which the County will receive from the State during the upcoming calendar year; and

WHEREAS, the tax lister has indicated to the County Executive that scheduling the County Board meeting in early November would not result in any delay in providing necessary tax information to villages and towns in relationship to property tax statements for the upcoming calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Section 1.24 of its County Board Rules so as to amend the calendar for tentative meeting dates for 1993 as follows:

November 8—6:00 P.M.- Budget (Annual Meeting)
November 9—8:30 A.M.- Budget (Adjourned Meeting)
November 16- 6:00 P.M. - Adopt Budget (Adjourned Meeting)
Submitted by,
JUDICIARY & PUBLIC SAFETY
COMMITTEE

Moved by Supervisor Gose and seconded to adopt. It was moved by Supervisor Sundquist and seconded to amend line 26 to change the time from 6 P.M. to 1 P.M. and include the amendment in the County Board rules. Ayes: 6—Lace, Albrecht, Montgomery, Sundquist, Crowley, Rankin. Nays: 28. Excused: 4—Winters, Pawlowski, Shute, Schaidler. LOST. Supervisor O'Brien moved and it was seconded to amend to include having a regular County Board meeting on October 26, 1993 and receive the budget books at that meeting. Ayes: 30. Nays: 4—Sundquist, Troxell, Owens and Laabs. Excused: 4—Pawlowski, Winters, Shute and Schaidler. CARRIED. Vote on resolution as amended 2/3 of these present vote required: Ayes: 30. Nays: 4—Sundquist, Owens, Troxell and Montgomery. Excused: 4—Pawlowski, Winters, Shute and Schaidler. CARRIED. **RESOLUTION 155-293: Authorize Transfer of \$40,000 From General Contingency Fund to Sheriff's Fund, Capital Outlay (Vehicles) (Purchase of Hovercraft)**

WHEREAS, the Winnebago County Sheriff's Department has requested the purchase of a new rescue hovercraft and trailer for the purpose of patrolling and providing rescue operations on both open water and ice within Winnebago County; and

WHEREAS, your undersigned Committee believes that the purchase of such a craft would enhance the safety of those using the waterways in Winnebago County; and

WHEREAS, the present 12 ft. Scat hovercraft which is operated by Winnebago County has limited power in that it is operated by a snowmobile engine and is without sufficient power to transport more than two persons at one time; moreover, in that the hovercraft is without sufficient power to easily rise up out of the water, water frequently gets into the propeller of the craft and frequently breaks the propeller off. This has created a hazardous situation in that the vehicle has been stranded in water during ice rescues where it is difficult to repair.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$40,000 from the General Contingency Fund to the Capital Outlay (Vehicles) Fund of the Winnebago County Sheriff's Budget for the purchase of a new rescue hovercraft and trailer.

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

Motion by Supervisor Gose and seconded to adopt two-thirds, vote required. Ayes: 32. Nays: 0. Excused: 6—Shute, Pawlowski, Winters and Schaidler, Lace and Crowley. **CARRIED.**

RESOLUTION 156-293 Oppose Specific Chicago O'Hare Airport Slot Rule Changes and a Call For Repeal of All O'Hare Slot Restrictions

WHEREAS, frequent, and dependable airline service is essential to the continued growth and prosperity of Winnebago County; and

WHEREAS, the needs of Winnebago county citizens can best be met by flight connections at Chicago's O'Hare International Airport due to geography and other fundamental economic factors; and

WHEREAS, access to O'Hare is limited by a system of capacity constraints called "slots"; and

WHEREAS, overall air traffic growth at O'hare, combined with the arbitrary slot system, makes small community access at O'Hare more and more difficult to economically rationalize.

NOW, THEREFORE, let it be resolved that the Winnebago County Board of Supervisors opposes any action by the federal government that reduces the opportunity of smaller communities to gain critical and necessary access to Chicago O'Hare Airport including the rule change contemplated in Docket No. 27106.

BE IT FURTHER RESOLVED that the Winnebago County Board of Supervisors endorses and encourages federal government repeal of the high density rule at O'Hare Airport so that free market influences will determine airline service patterns at the airports that serve Winnebago County travelers.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted by the Winnebago County Clerk to Representative Thomas Petri and to Senators Russell Feingold and Herbert Kohl.

Submitted by,

DAVID ALBRECHT

COUNTY BOARD SUPERVISOR

DISTRICT #11

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

RESOLUTION 157-293: Authorize Acceptance of Offer to Purchase and Sale of Real Estate to Kurt M. Barnes

WHEREAS, subsequent to the construction of the Tri-County Expressway, Winnebago County is in possession of certain remnant pieces of property which were not utilized for the construction of said highway; and

WHEREAS, an appraisal completed by Appraisal Associates, Appleton, Wisconsin, dated September 3, 1992, on behalf of the Winnebago County Highway Department, appraises the value of Parcel #18, Drum Corps Drive in the Town of Menasha, Winnebago County, at a value of \$49,200; and

WHEREAS, Kurt M. Barnes, D.D.S., on January 18, 1993, made an offer to Winnebago County to purchase Parcel #18, Drum Corps Drive, Town of Menasha from Winnebago County for the price of \$49,200, subject to certain contingencies. A copy of said Offer to Purchase is herewith attached and incorporated as a part of this Resolution; and

WHEREAS, your undersigned Highway Committee believes that it would be in the best interest of Winnebago County to accept said offer and to sell said parcel of property to Kurt M. Barnes for the price of \$49,200.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Highway Commissioner and the Winnebago County Executive and Winnebago County Clerk to accept the offer of Kurt M. Barnes, D.D.S. to purchase Parcel #18, Drum Corps Drive, Town of Menasha from Winnebago County for the price of \$49,200, the legal description of said property being described as follows:

Part of the SW1/4 of the SW1/4 of Section 1, T20N, R17E, Town of Menasha, Winnebago County, Wisconsin, bounded and described as follows: Commencing at the Southwest corner of said Section 1, thence $NO1^{\circ}17'59''W$ along the west line of the SW1/4 of Section 1 A distance of 1123.94 feet; thence $N88^{\circ}41'56''E$ 140.33 feet to a point on the east line of S.T.H. "47" which is the point of beginning; thence $N67^{\circ}51'39''E$ 277.92 feet along the southerly line of S.T.H. "441" to the northwest corner of Lot 1 of CSM No. 1290; thence $S26^{\circ}50'03''E$ along the west line of Lot 1 140.35 feet to a point on the northerly line of Drum Corps Drive; thence southwesterly along said northerly line 230.42 feet along the

arc of a 198.00 foot radius curve concave to the southeast having a chord of S32°21'40"W 217.64 feet; thence S89°45'41"W 224.57 feet to a point on the east line of S.T.H. "47"; thence N05°38'27"E along said east line 206.27 feet to the point of beginning containing 1.569 acres more or less.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive, Winnebago County Highway Commissioner and Winnebago County Clerk are hereby authorized to convey said property upon payment of the above-stated sum to Kurt M. Barnes by Warranty Deed.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said Deed shall contain a restriction that no owner, possessor, user, nor licensee nor any other person shall have any right of direct vehicular ingress or egress with State Highway 441, being it expressly intended that said restriction shall constitute a restriction for the benefit of the public according to Section 236.293, Wisconsin Statutes and shall be enforceable by the Wisconsin Department of Transportation.

Submitted by,

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Shute, Pawlowski, Winters, Schaidler and Finch. CARRIED.

RESOLUTION 158-293 Resolution of Necessity Re: Property located at: 522 High Avenue, Oshkosh, Winnebago County, Wisconsin

The County Board of the County of Winnebago, Wisconsin, does hereby resolve as follows:

1. That this Resolution is a resolution of necessity, in accordance with Sections 32.06(1) and 32.07(2), Wisconsin Statutes, relating to the within described public improvement project;
2. That it is hereby determined that is necessary for the County of Winnebago to create parking space for those citizens utilizing the Winnebago County Courthouse, the Winnebago County Department of Community Programs and Winnebago County Department of Social Services as a result of the utilization of existing public parking space for the construction of a new Human Services-Administrative Office Building adjacent to the Winnebago County Courthouse;

3. That it is also necessary, for the furtherance of the above-stated public purpose, for Winnebago County to acquire the fee title of the following described real estate for the creation and construction of said new parking lot:
522 High Avenue, Oshkosh, Winnebago County, Wisconsin, with the legal description of said property being as follows:
Lot Fifteen (15) and the Westerly 1/2 of Lot Fourteen (14) of Block "J" in WESTERN ADDITION, in the first Ward, City of Oshkosh, Winnebago County, Wisconsin, per Leach's Map of 1894, excepting therefrom the Westerly Thirty-five and Five-tenths (35.5) feet of said Lot Fifteen (15).
4. That the County of Winnebago will acquire, by condemnation in accordance with Chapter 32, Wisconsin Statutes, if necessary, the above-described interest in the above-described real estate from the record owners thereof, who presently are Michael and Susan Mokler, and from any and all other persons or entities who may have a record interest in said real estate.

Submitted by,

**PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE**

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to table until the March meeting. Ayes: 25. Nays: 8—O'Brien, Lace, Lauson, Gose, Wagner, Diakoff, Owens, Rankin. Excused: 5—Pawlowski, Winters, Shute, Schaidler and Finch. **MOTION TO TABLE CARRIED.**

RESOLUTION 159-293: Resolution of Necessity Re: Property located at: 437 Church Avenue, Oshkosh, Winnebago County, Wisconsin

The County Board of the County of Winnebago, Wisconsin, does hereby resolve as follows:

1. That this Resolution is a resolution of necessity, in accordance with Sections 32.06(1) and 32.07(2), Wisconsin Statutes, relating to the within described public improvement project;
2. That it is hereby determined that is necessary for the County of Winnebago to create parking space for those citizens utilizing the Winnebago County Courthouse, the Winnebago County Department of Community Programs and Winnebago County Department of Social Services as a result of the utilization of existing public parking space for the construction of a new Human Services-Administrative Office Building adjacent to the Winnebago County Courthouse;

3. That it is also necessary, for the furtherance of the above-stated public purpose, for Winnebago County to acquire the fee title of the following described real estate for the creation and construction of said new parking lot:

437 Church Avenue, Oshkosh, Winnebago County, Wisconsin, with the legal description of said property being as follows:

The Easterly 41.25 feet in width front and rear of Lot 6 and the Westerly 1.25 feet in width front and rear of Lot 5 in WRIGHT'S SUBDIVISION, of Lot 2 of Block 53 in the Seventh Ward, City of Oshkosh, together with a right-of-way over the Westerly 3.5 feet of the Easterly 50 feet of said Lot 3 and excepting and reserving a right-of-way over the said Westerly 1.25 feet of said Lot 5 and the Easterly 2.25 feet of said Lot 6 front and rear. The said 7 feet in width, front and rear, to be used as a driveway in common by the parties owning said lands.

4. That the County of Winnebago will acquire, by condemnation in accordance with Chapter 32, Wisconsin Statutes, if necessary, the above-described interest in the above-described real estate from the record owners thereof, who presently is Blankstein Enterprises, Inc., and from any and all other persons or entities who may have a record interest in said real estate.

Submitted by,

**PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE**

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to table until the March meeting. Ayes: 25. Nays: 8—O'Brien, Lace, Lauson, Gose, Wagner, Diakoff, Owens, Rankin. Excused: 5—Pawlowski, Winters, Shute, Schaidler and Finch. **MOTION TO TABLE CARRIED.**

RESOLUTION 160-293: Resolution of Necessity Re: Property located at: 510 High Avenue, Oshkosh, Winnebago County, Wisconsin

The County Board of the County of Winnebago, Wisconsin, does hereby resolve as follows:

1. That this Resolution is a resolution of necessity, in accordance with Sections 32.06(1) and 32.07(2), Wisconsin Statutes, relating to the within described public improvement project;
2. That it is hereby determined that is necessary for the County of Winnebago to create parking space for those citizens utilizing the Winnebago County Courthouse, the Winnebago County Department of Community Programs and Winnebago County Department of Social Services as a result of the utilization of existing public parking space for the construction of a new Human Services-Administrative Office Building adjacent to the Winnebago County Courthouse;
3. That it is also necessary, for the furtherance of the above-stated public purpose, for Winnebago County to acquire the fee title of the following described real estate for the creation and construction of said new parking lot:

510 High Avenue, Oshkosh, Winnebago County, Wisconsin, with the legal description of said property being as follows:

An undivided one-third (1/3) interest in the following described property:

The Westerly Thirty-eight (38) feet of Lot Twelve (12) and the Westerly Thirty-eight (38) feet of the Southerly 1/2 of Lot Eleven (11) of Block "J" in the Plat of WESTERN ADDITION to Oshkosh, in the First Ward, City of Oshkosh

4. That the County of Winnebago will acquire, by condemnation in accordance with Chapter 32, Wisconsin Statutes, if necessary, the above-described interest in the above-described real estate from the record owners thereof, who presently is Thomas J. Brinkman, Antoinette R. Brinkman and Thomas J. Brinkman II, and from any and all other persons or entities who may have a record interest in said real estate.

Submitted by,
**PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE**

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to table until the March meeting. Ayes: 25. Nays: 8—O'Brien, Lace, Lauson, Gose, Wagner, Diakoff, Owens, Rankin. Excused: 5—Pawlowski, Winters, Shute, Schaidler and Finch. **MOTION TO TABLE CARRIED.**

RESOLUTION 161-293: Resolution of Necessity Re: Property located at: 521 Algoma Blvd., Oshkosh, Winnebago County, Wisconsin

The County Board of the County of Winnebago, Wisconsin, does hereby resolve as follows:

1. That this Resolution is a resolution of necessity, in accordance with Sections 32.06(1) and 32.07(2), Wisconsin Statutes, relating to the within described public improvement project;
2. That it is hereby determined that is necessary for the County of Winnebago to create parking space for those citizens utilizing the Winnebago County Courthouse, the Winnebago County Department of Community Programs and Winnebago County Department of Social Services as a result of the utilization of existing public parking space for the construction of a new Human Services-Administrative Office Building adjacent to the Winnebago County Courthouse;
3. That it is also necessary, for the furtherance of the above-stated public purpose, for Winnebago County to acquire the fee title of the following described real estate for the creation and construction of said new parking lot:

521 Algoma Blvd., Oshkosh, Winnebago County, Wisconsin, with the legal description of said property being as follows:

Lots 6 and 7 of Block "J" in WESTERN ADDITION in the First Ward, City of Oshkosh, per Leach's Map of 1894, excepting therefrom the Northwesterly 13.4 feet, front and rear, of said Lot 6.

4. That the County of Winnebago will acquire, by condemnation in accordance with Chapter 32, Wisconsin Statutes, if necessary, the above-described interest in the above-described real estate from the record owners thereof, who presently is RESIDENTIAL SERVICES MANAGEMENT, INC., and from any and all other persons or entities who may have a record interest in said real estate.

Submitted by,
**PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE**

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to table until the March meeting. Ayes: 25. Nays: 8—O'Brien, Lace, Lauson, Gose, Wagner, Diakoff, Owens, Rankin. Excused: 5—Pawlowski, Winters, Shute, Schaidler and Finch. MOTION TO TABLE CARRIED.

RESOLUTION 162-293: Resolution of Necessity Re: Property located at: 514 High Avenue, Oshkosh, Winnebago County, Wisconsin

The County Board of the County of Winnebago, Wisconsin, does hereby resolve as follows:

1. That this Resolution is a resolution of necessity, in accordance with Sections 32.06(1) and 32.07(2), Wisconsin Statutes, relating to the within described public improvement project;
2. That it is hereby determined that is necessary for the County of Winnebago to create parking space for those citizens utilizing the Winnebago County Courthouse, the Winnebago County Department of Community Programs and Winnebago County Department of Social Services as a result of the utilization of existing public parking space for the construction of a new Human Services-Administrative Office Building adjacent to the Winnebago County Courthouse;
3. That it is also necessary, for the furtherance of the above-stated public purpose, for Winnebago County to acquire the fee title of the following described real estate for the creation and construction of said new parking lot:

514 High Avenue, Oshkosh, Winnebago County, Wisconsin, with the legal description of said property being as follows:

PARCEL 1: Lot One Hundred Fifty-five (155) in CITY'S REPLAT NO. 1, in the Fifth Ward, City of Oshkosh, Winnebago County, Wisconsin.

PARCEL 2: The Northerly One Hundred Thirty (130) feet of Lot Nineteen (19) of Block "C" in SECOND ADDITION to Oshkosh, in the Eighth Ward, City of Oshkosh, ORIGINALLY a part of Fractional Lots Two (2) and Three (3) and the North West 1/4 of the South East 1/4 of Section Twenty-four (24) Township Eighteen (18) North, of Range Sixteen (16) East.

PARCEL 3: Lot Thirteen (13) of Block "J" in WESTERN ADDITION, in the First Ward, City of Oshkosh, per Leach's Map of 1894, EXCEPTING therefrom the Westerly 18 inches, front and rear thereof.

PARCEL 4: Lot One Hundred Twenty-one (121) in CITY'S REPLAT NO. 2, in the Fifth Ward, City of Oshkosh, Winnebago County, Wisconsin.

4. That the County of Winnebago will acquire, by condemnation in accordance with Chapter 32, Wisconsin Statutes, if necessary, the above-described interest in the above-described real estate from the record owners thereof, who presently is LEE J. TRITT, and from any and all other persons or entities who may have a record interest in said real estate.

Submitted by,
PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to table until the March meeting. Ayes: 25. Nays: 8—O'Brien, Lace, Lauson, Gose, Wagner, Diakoff, Owens, Rankin. Excused: 5—Pawlowski, Winters, Shute, Schaidler and Finch. MOTION TO TABLE CARRIED.

RESOLUTION 163-293: Resolution of Necessity Re: Property located at: 520 High Avenue, Oshkosh, Winnebago County, Wisconsin

The County Board of the County of Winnebago, Wisconsin, does hereby resolve as follows:

1. That this Resolution is a resolution of necessity, in accordance with Sections 32.06(1) and 32.07(2), Wisconsin Statutes, relating to the within described public improvement project;
2. That it is hereby determined that is necessary for the County of Winnebago to create parking space for those citizens utilizing the Winnebago County Courthouse, the Winnebago County Department of Community Programs and Winnebago County Department of Social Services as a result of the utilization of existing public parking space for the construction of a new Human Services-Administrative Office Building adjacent to the Winnebago County Courthouse;

3. That it is also necessary, for the furtherance of the above-stated public purpose, for Winnebago County to acquire the fee title of the following described real estate for the creation and construction of said new parking lot:

520 High Avenue, Oshkosh, Winnebago County, Wisconsin, with the legal description of said property being as follows:

PARCEL I: The Easterly Seventy-Five (75) feet of Lot Twelve (12) and the Easterly Seventy-Five (75) feet of the Southerly Twenty (20) feet of Lot Eleven (11), all in Block "K" in Plat of the WESTERN ADDITION to Oshkosh, in the First Ward, City of Oshkosh, Winnebago County, Wisconsin.

PARCEL II: The Easterly 1/2 of Lot Fourteen (14) and the Westerly Eighteen (18) inches of Lot Thirteen (13) of Block "J" in Plat of the WESTERN ADDITION to Oshkosh, in the First Ward, City of Oshkosh, Winnebago County, Wisconsin.

4. That the County of Winnebago will acquire, by condemnation in accordance with Chapter 32, Wisconsin Statutes, if necessary, the above-described interest in the above-described real estate from the record owners thereof, who presently is MICHAEL J. MOKLER AND SUSAN A. MOKLER, and from any and all other persons or entities who may have a record interest in said real estate.

Submitted by,
PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to table until the March meeting. Ayes: 25. Nays: 8—O'Brien, Lace, Lauson, Gose, Wagner, Diakoff, Owens, Rankin. Excused: 5—Pawlowski, Winters, Shute, Schaidler and Finch. MOTION TO TABLE CARRIED.

RESOLUTION 164-293: Resolution of Necessity Re: Property located at: 517 Algoma Blvd., Oshkosh, Winnebago County, Wisconsin

The County Board of the County of Winnebago, Wisconsin, does hereby resolve as follows:

1. That this Resolution is a resolution of necessity, in accordance with Sections 32.06(1) and 32.07(2), Wisconsin Statutes, relating to the within described public improvement project;
2. That it is hereby determined that is necessary for the County of Winnebago to create parking space for those citizens utilizing the Winnebago County Courthouse, the Winnebago County Department of Community Programs and Winnebago County Department of Social Services as a result of the utilization of existing public parking space for the construction of a new Human Services-Administrative Office Building adjacent to the Winnebago County Courthouse;
3. That it is also necessary, for the furtherance of the above-stated public purpose, for Winnebago County to acquire the fee title of the following described real estate for the creation and construction of said new parking lot:

517 Algoma Blvd., Oshkosh, Winnebago County, Wisconsin, with the legal description of said property being as follows:

Lot Eight (8) of Block "J", Western Addition, First Ward, City of Oshkosh.

4. That the County of Winnebago will acquire, by condemnation in accordance with Chapter 32, Wisconsin Statutes, if necessary, the above-described interest in the above-described real estate from the record owners thereof, who presently is GARTH MANFORD GRIMM AND KATHLEEN CLAIRE GRIMM and from any and all other persons or entities who may have a record interest in said real estate.

Submitted by,
PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to table until the March meeting. Ayes: 25. Nays: 8—O'Brien, Lace, Lauson, Gose, Wagner, Diakoff, Owens, Rankin. Excused: 5—Pawlowski, Winters, Shute, Schaidler and Finch. MOTION TO TABLE CARRIED.

RESOLUTION 165-293: Authorize Transfer of \$6,000 From Donations Fund to Capital and Small Equipment Fund, Public Health Department

WHEREAS, the amount of donated funds in the Donations Fund of the Public Health Department presently is \$11,384.00; and

WHEREAS, the Health Committee desires to utilize a part of those funds donated by the public for the purpose of purchasing a computer, printers, computer software and furniture for the Winnebago County Public Health Department.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$6,000 from the Donations Fund of the Public Health Department, with \$3905.00 of said transferred funds to be placed into the Capital Outlay Fund of the Public Health Department for the purpose of purchasing a computer and printers for said Department, and with \$2,095.00 to be placed in the Small Equipment Fund of the Public Health Department for the purpose of purchasing computer software and furniture.

SUBMITTED BY:

HEALTH COMMITTEE

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Steber and seconded to adopt two-thirds vote required. Ayes: 33. Nays: 0. Excused: 5—Shute, Pawlowski, Winters, Schaidler and Finch. CARRIED.

RESOLUTION 166-293: Authorize Transfer of Funds from the Contingency Fund and Donations Fund to the Rent Fund of the Winnebago County Public Health Department

WHEREAS, your undersigned Committees have approved for the Health Department and the WIC Program to lease office space in the Neenah/Menasha area due to the severe crowding and lack of parking at the Neenah/Menasha Social Services Building and also due to the increasing number of participants in the WIC, Family Planning and Health Check Clinics.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$5,384 from the Donations Fund of the Public Health Department to the Rent Fund of said Department, and the transfer of \$10,033 from the Contingency Fund of the Winnebago County Budget to the Rent Fund of the Public Health Department for the purpose of leasing office space during the 1993 calendar year for the Winnebago County Public Health Department and the WIC Program in the Neenah/Menasha area.

SUBMITTED BY:

HEALTH COMMITTEE

PERSONNEL & FINANCE COMMITTEE

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

Motion by Supervisor Steber and seconded to adopt two-thirds vote required. Ayes: 33. Nays: 0. Excused: 5—Shute, Pawlowski, Winters, Schaidler and Finch. CARRIED.

RESOLUTION 167-293: Authorize Sale of Real Estate to Gene C. Walter and Dawn M. Walter, Husband and Wife, in Town of Clayton

WHEREAS, on December 23, 1992, Rodney C. Keen, deeded homestead property located in the Town of Clayton to Winnebago County pursuant to property seized pursuant to Section 161.55, Wisconsin Statutes (Uniform Controlled Substances Act); and

WHEREAS, Gene C. Walter and Dawn M. Walter have made an offer to purchase said property from Winnebago County for the price of \$55,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to convey property owned by Winnebago County in the Town of Clayton to Gene C. Walter and Dawn M. Walter, husband and wife, for the sum of \$55,000, by Warranty Deed, said property being described as follows:

The West Seventy-five (75) feet of the East Four Hundred Sixty-six (466) feet of the South Two Hundred (200) feet of the South East 1/4 of the NORTH EAST 1/4 of Section Nineteen (19), Township Twenty (20) North, Range Sixteen (16) East, in the Town of Clayton, Winnebago County, Wisconsin.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that pursuant to Section 161.55, Wisconsin Statutes, half of the net proceeds from the sale of said property shall be paid by Winnebago County to the Wisconsin School Fund.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that 50% of the net proceeds from the sale of said property shall be deposited in the Revenue Fund of the Winnebago County Sheriff's Department, with transfer authorized from there to the Metropolitan Enforcement Group (MEG) Unit, in that said Unit was the police agency responsible for the investigation and prosecution relating to the seizure of said property.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Shute, Pawlowski, Winters, Schaidler and Finch. CARRIED.

Supervisor O'Brien moved and it was seconded to adjourn to March 2, 1993 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:30 p.m.

Respectfully submitted,

Linda Wolfe

Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held February 9, 1993.

Linda Wolfe

Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

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

TUESDAY, MARCH 2, 1993

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

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

Roll Call: 30 present—8 excused: Pawlowski, Winters, Finch, Owens, Lace, Bahr, Lawson and O'Brien.

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

Supervisor Hue moved and it was seconded to approve the minutes of January 19, 1993 and February 9, 1993. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Shad P. Samp re: injury received in Winnebago County Jail was referred to Personnel & Finance Committee. Notice of Claim from Mr. & Mrs. Howard Kossel re: damages sustained due to the siting and development of the Sunnyview Landfill was referred to Personnel & Finance Committee. Notice of meeting from Wisconsin Counties Association on "Mental Illness and the Jail System" to be held March 29, 1993 at Wausau, Wis. was placed on file. Letter from Joseph Ross, President of Mercy Medical Center supporting the addition of 15 beds at Park View Health Center for care of difficult to place

patients was read and referred to Park View Health Center Committee. Letter from Ginnie Sherer, 517 Pyle Avenue, supporting acquisition of Sears building for county offices was read and referred to Property Management and Maintenance Committee. Letter from Representative Carol Owens regarding assessment date of new construction was read and placed on file. Note from former Supervisor Alfred Luebke was read and placed on file. Letters dated February 13, February 23 and March 1, 1993 from Dr. Gilbert Pollnow regarding the E.A.A. lease were received and placed on file.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Machl stated County Auditor Mayer's letter on property assessments was an excellent idea and it could be brought to the Wisconsin Counties Association convention this fall. He noted County Executive Stevenson's proclamation that April is Child Abuse Prevention Month. He commended Landfill employees Charles Pavlak and James Cross for searching and finding a lost ring for a lady from Neenah. Nancy Barker was appointed by the Governor to the Public Advisory Committee for the Lower Green Bay Remedial Action Plan for Non-Point Pollution. She was also featured in an article in the Twin City News-Record. He commended Supervisors David Albrecht and Ray Gose for their efforts in running for County Executive. He asked supervisors to publicly stress the need and right to vote.

COMMITTEES, COMMISSIONS & BOARDS

Supervisor Planalp suggested the airport report should have stated who prepared it. Supervisor Schwartz invited board members to a meeting on residential and supported living services for persons affected by mental illness, developmental disabilities and alcohol and other drug abuse on March 18 at 6:30 P.M. at the Hooper Building in Oshkosh. Supervisor Wagner reported attending a meeting on Open Meetings and Open Records. Materials from the meeting are available in the County Clerk's office.

PUBLIC HEARING

Dr. Gilbert Pollnow, 2020 Wisconsin Street, Oshkosh, Wis. spoke on his plan for the proposed E.A.A lease. He feels the county plan fails to take into account the rate of inflation. He suggested that no long-term lease should be entered into with any tenant or lessee that is not indexed to the rate of inflation. Mr. Carl Sosnoski, 3040 Knapp Street Road, Oshkosh, Wis. spoke in support of Dr. Pollnow's proposal. He stated the county proposal did not show how much it will cost the county.

LEGISLATIVE UPDATE ON GOVERNOR'S BUDGET PROPOSAL, AMTRAK AND WELFARE REFORM

Representative Gregg Underheim discussed Amtrak's proposed routes from Milwaukee to Madison and Milwaukee to Green Bay. Potential ridership from Milwaukee to Green Bay is estimated at 127,000 a year. Since ridership would not totally pay for the service, a subsidy from the state would be needed in the amount of \$3,000,000. Mr. Underheim does not support a recommendation that counties be requested to help make up the subsidy. The communities in which the train stops would be expected to contribute a train station. Neenah, Oshkosh and Fond du Lac would have unmanned stations. The Governor's budget includes \$600,000 for an engineering study of Amtrak, but the Federal government does not have money to extend Amtrak in Wisconsin.

President Clinton, however, has talked about including money in the infrastructure budget for his economic stimulus program. We must be prepared in case federal funding becomes available.

The Governor's budget proposal includes a mill rate freeze at December, 1992 levels on all units of government except VTAE or school districts in the lowest 10, or any government that spent below 1 mill. The thrust of the proposal is to find a different funding source for schools.

He also proposes changing the mediation/arbitration laws to include: 1) Item by item arbitration process, where the arbitrator can propose a compromise package; 2) Changing the factors considered by arbitrators to include the local economy, the cost of a median family home and the impact of the settlement on the local taxpayer; and 3) If the offer from management is at the rate of inflation, the right to go to binding arbitration is denied. Freezing the mill rate will not cap the levy, if commercial development occurs. Also, the value of homes will increase in a growing area and the mill rate will increase, which will allow the county flexibility with taxes.

The state is beginning to assume its responsibility for the State Court System. The budget includes \$24,000,000 to pick up costs of guardian ad litem, public defenders' transcripts, and a block of money for jury fees, expert witness fees and judicial assistants. The County Board will have discretion on how the money will be spent.

The budget will eliminate the review of the annual standard of need for general assistance recipients. The budget raises reimbursement for persons on probation and/or parole who are incarcerated in county jails from \$13-\$29 up to \$40. The budget will fully fund the violent offenders program. A mandates relief fund of \$6.1 million is allocated for counties.

He stated Wisconsin is a leader in welfare reform. Learnfare penalizes AFDC recipients whose children do not attend school. He said a change is proposed that would put case management first, and then the penalties would be imposed. Another change would include children 6 years of age and up (currently 13 years of age and up). The fraud enforcement process would eliminate the person from AFDC after the third offense.

In the child support area, the Department of Transportation can hold registration renewals for parents who refuse to pay support. Increased funding is included in the budget whereby the county would receive a bonus if paternity is established for child support purposes.

Representative Underheim authored a bill to provide vouchers for rent and utilities for AFDC recipients in public housing and for persons on AFDC 60 months or longer. This narrowly lost in the last session and will be reintroduced.

Supervisor Kollath asked if the subsidy for Amtrak would have to be increased if ridership went down. Mr. Underheim stated historically, ridership has not gone down. Supervisor Diakoff asked if there was a possibility of just one of the two Amtrak extensions being completed. Mr. Underheim felt it was not likely, since both were studied and approved. Responding to a question on welfare recipients moving from other areas to Wisconsin, he stated Wisconsin has a 2-tiered program whereby the recipients stay at the same rate of assistance as in their former area for 6 months before becoming eligible for Wisconsin's payment rate.

Supervisor Steber asked if the Fiscal Control Board might be brought back again, and Mr. Underheim did not think so. Supervisor Crowley asked how ridership figures were established for Amtrak and who chooses the physician for the HMO providers for welfare recipients. The Department of Transportation computed the ridership figures based on other parts of the country, population in the area to be served, etc. HMO providers are assigned by the state and are paid \$3.00 per month per enrollee. It was designed to help save health care dollars and keep people out of emergency rooms for non-emergency health care.

Supervisor Gose felt the Governor should not put a freeze on counties, but go after the school boards instead. Mr. Underheim explained the County Board can take a referendum to the public to increase the mill rate that the Governor froze. He explained that Wisconsin Counties Association is very enthusiastic about the Governor's budget proposal because of the many items included which help counties. Mr. Underheim was thanked for attending the meeting and enlightening the board on various subjects.

PROPOSED E.A.A. LEASE

Supervisor David Albrecht clarified some of the items in Dr. Gilbert Pollnow's three letters to the board. He stated 500,000 tickets at \$13.00 each is not accurate, because many people do not purchase tickets because they are volunteers, vendors, etc.

Rick Sokol, Airport Manager, explained the proposed lease with E.A.A. which had been negotiated since September, 1992. The Aviation Committee's goals were to: reduce exposure for future maintenance costs, strengthen the partnership with E.A.A., and increase annual revenues. In 1992, E.A.A. paid \$13,500 to the county for areas occupied by permanent buildings. E.A.A. and the E.A.A. Foundation paid \$172,000 in taxes in 1992.

The proposed lease is for 25 years with three 8-year options. They wanted to give E.A.A. a long-term arrangement so they could get long-term financing and a sense of stability. It has 3 financial arrangements: 1) An annual rental fee; 2) Elimination of the \$20,000 annual county support; 3) Additional E.A.A support for future capital improvements. The lease will increase during the 8-year options periods between 12-1/2% and 25%. The net increase would be 7.0% to 7.8%. The net difference to the county is \$1.9 million dollars if we do not increase the lease.

In exchange, E.A.A. will have exclusive use of the southwest side of the airport, except ramps and taxiways. Winnebago County will not assess seasonal or variable rates and charges. The county will not impose a ticket tax on E.A.A.

The lease is dependent upon completion of the Master Plan. If significant progress is not made on the Master Plan, then the rates go back to the current agreement.

Supervisor Schaidler asked if a County sales tax goes into effect, will the E.A.A. be exempt? Mr. Sokol said a specific or event tax cannot be levied, but a County sales tax would be honored. Supervisor Diakoff questioned the number of acres on the southwest side of the airport upon which E.A.A. would given exclusive use. Mr. Sokol stated he would get those figures for her. He said the lease revenues stay within the Airport Fund and will reduce the amount of tax levy needed to offset the cost of the airport. Supervisor Gose asked if E.A.A. could sub-lease the land or put up any buildings. Mr. Sokol said any sub-lease or building would be subject to the County's approval.

Supervisor Schaidler questioned plans for a Port of Entry airport. Mr. Sokol said the north or east sides of the airport could be used for this purpose.

Mr. Sokol said the Aviation Committee will meet on March 3rd at 4 P.M. to review the rough draft of the proposed lease and try to incorporate some of the concerns raised tonight. They hope to return the final draft to the County Board on March 16, and will have the agreement to the board members in ample time to review it prior to that meeting. Supervisor Zellmer gave a history of the airport and E.A.A.'s arrival in Oshkosh.

COUNTY BUILDING PROJECTS UPDATE

Dan Krause, Sauter and Seaborne Architects, distributed handouts and discussed them. Their firm will be communicating with the County Board throughout the next two years of construction. He explained their management approach and scheduling. Construction should begin on the Neenah building by early August, 1993. The Oshkosh project will be bid in spring, 1994 and construction will start later in 1994. The design team completed their fact-gathering and programming. After meeting with Department Heads, they have added some square footage to the program.

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, MARCH 16, 1993**

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

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

Roll Call: All supervisors were present except Pawlowski, Finch, O'Brien, Lawson who were excused.

Supervisor Planalp moved and it was seconded to suspend the rules to consider Resolution 190-393 after the appointments and that Resolution 187-393 be placed first on the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of claim from Fox Valley Humane Association, Ltd. regarding care of dogs of Lynn Dumke at the request of Winnebago County District Attorney's office was referred to Personnel and Finance Committee. Notice of claim from Gilbert Walbridge, Jr. regarding malpractice and false imprisonment in Winnebago County Jail was referred to Personnel and Finance Committee. Notice of claim from Sophia L. Cichonski regarding injuries sustained in accident with Highway Department snow plow was referred to Personnel and Finance Committee. Owner's claim for damages to animals from Ronald Sprenger for a Canadian goose, two mallard ducks and two turkey ducks killed by a dog was referred to Personnel and Finance Committee.

Letter from Attorney James T. Prosser regarding the proposed zoning change of Daniel R. T. Kampo, Sr. was read and placed on file. Underground storage tank report from Iris Ost was placed on file. Audit Report on Selected Operating Funds from Auditor Gary Mayer was placed on file. Letter dated February 19, 1993 from Wis. Department of Transportation regarding County Board action on the proposed Master Plan was placed on file. Letter from Dr. Gilbert Pollnow, 2020 Wisconsin Street, Oshkosh, Wis. regarding the proposed E.A.A. Lease was placed on file. Notice of Mini-Conference on the Fox-Wisconsin Rivers Heritage Corridor was read and placed on file.

Petition for Zoning Amendment received from V. D. Murphy for zoning change from R-5 to R3 for duplexes was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Donald C. Halle for zoning change from A-1 to R-1 for single-family residential purposes was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Gerald F. Neisen for zoning change from R-1 (Floodplain) to R-1 for single family residence was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Timothy J. Britzke for zoning change to R-3 for duplexes was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Kenneth C. Syring for zoning change from R-1 to B-3 for a trade and contractors' office was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Ronald and Judith Nemitz for zoning change from A-1 to A-2 for private residence was referred to Planning & Zoning Committee.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl announced former Supervisor Charles Duffy died of a heart attack recently. He announced the groundbreaking for the Materials Recycling Facility was held in February. Supervisors may obtain tax exempt cards from the County Clerk's office prior to any County business trips. He congratulated County Executive Stevenson on his fine service to Winnebago County for the past 13 years as County Board member, County Board Chairman and County Executive and presented him with the last Bicentennial County coin minted during his term of office.

On February 24, 1993, the Property Management and Maintenance Committee and the County Executive approved the space proposal developed by Sauter-Seaborne. The County Executive requested a Veterans Office be included in each building. Sauter-Seaborne's survey revealed Human Services in Neenah requires 26,103 square feet and in Oshkosh, 84,000 sq. ft. is required. The Administrative building will require 38,081 sq. ft. There is no plan to remodel the Courthouse after the administrative offices moves out.

The Oshkosh project is on hold until a decision is made on the Sears building. The Sears people met with the Property Management & Maintenance Committee and stated they could sell the building outright or do a design-build. If Sears is purchased, Sauter and Seaborne could design the offices. If the scope of the project is reduced, the cost for Sauter-Seaborne would also be reduced. The Sears building could cost less money than building a new building. Chairman Maehl stated there are no figures for the Sears building at this time and we should focus on the space needs tonight.

Corporation Counsel Bodnar stated the contracts can be terminated with the Hoffman Corporation and Sauter-Seaborne with relationship to the Oshkosh building project, however, there will be some need to redesign the Social Services Building. If the county terminates the contract early, the contract provides for paying both firms for what they have done up to that time plus a 10% fee. The contract is for \$11,352,074 for construction and design of the two buildings and land acquisition for parking (\$695,000) and remodeling the existing Social Services building.

Tom Martin, Hoffman Corporation, advised the board that the Neenah project increased in square footage, but decreased in cost. The Oshkosh project increased in square footage and the cost was increased from \$8,645,000 to \$9,214,000 accordingly. The county has two choices: reduce the square footage or accept the increased costs. The Oshkosh project has not been approved at this point. A decision needs to be made on the Sears building.

Supervisor Laabs moved and it was seconded to adjourn until March 16, 1993 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:45 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk
State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held March 2, 1993.

Linda Wolfe
Winnebago County Clerk

COUNTY EXECUTIVE'S REPORT

County Executive Stevenson said he has been working with the Property Management and Maintenance Committee on the new Human Services Building and will be looking into the Sears building. He stated former Supervisor Alfred Luebke is hospitalized and everyone sent a get well wish to him. He reflected on his 13 years with the county: President Reagan's visit, Farm Progress Days, remodeling the UW-Fox Valley Center, the new Aviation Technical School, moving the Expo Center to its present site and thanked everyone for their friendship and support. He introduced Chris Hagie, Oshkosh North Student, who was there to observe the meeting.

APPOINTMENTS

COMMITTEE ON AGING

Supervisor Bahr moved and it was seconded to approve County Board Chairman Maehl's appointments of Bernice Butkiewicz, Zeno Job and Loretta Konrad to the Committee on Aging for terms beginning April 20, 1993 and expiring April 16, 1996. CARRIED BY VOICE VOTE.

JOINT REVIEW BOARD OF TAX INCREMENTAL DISTRICT #5

Supervisor Rankin moved and it was seconded to approve County Executive Stevenson's appointment of Joseph Maehl to the Joint Review Board of Tax Increment District -5 for the City of Neenah. CARRIED BY VOICE VOTE.

COMMITTEE REPORTS

Supervisor Wagner congratulated Supervisor Planalp and his wife on their 50th wedding anniversary.

PUBLIC HEARING

Dr. Gilbert Pollnow, 2020 Wisconsin Street, Oshkosh, Wis. spoke against Resolution 187-393—Lease Agreement Between Winnebago County and Experimental Aircraft Association. Mr. Charles Hyde, 1234 Washington Avenue, Oshkosh, Wis., Mr. Carl Sosnoski, 3040 Knapp Street Road, Oshkosh, Wis., and Mr. Patrick Brennand, 2925 Westward Ho Avenue, Oshkosh, Wis. urged the County Board not to approve Resolution 187-393.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to B-3 for truck repair facility. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE -03-01-93. A request from William A. Heberer for zoning change from A-2 (General Farming District) to B2 (Community Business District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: Zoning change to R-2 for inclusion of lake lots into Bellhaven Subdivision. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #03-02-93. A request from Bruce Bell, et al/Belmark Inc. for zoning change from R-1 (Suburban Res. Dist., Single-Family Non-subdivided) to R-2 (Suburban Res. Dist., Single-Family Subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to Surface Water Drainageway District for subdivision drainage. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #03-03-93. A request from Ronald L. Jones for zoning change from R-2 to SWDD. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to R-4 for development of multiple family residences. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #03-04-93. A request from F. Gerald Altenhofen for zoning change from M-1 (Light Industrial & Office District) to R-4 (Multiple-Family Residential District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to R-5 for development of multiple family residences with commercial in basements. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE #03-05-93. A request from Sunrise Inv./Biggar Dev. Ltd. for zoning change from R-3 (Two-Family Residential District) to R-5 (Planned Residential District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 006. A report from Planning & Zoning Committee re: zoning change to B-3 for operation of a trade and contractors' office. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #03-06-93. A request from Sandra Parsons for zoning change from A-2 (General Farming District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 007. A report from Planning & Zoning Committee re: zoning change to R-5 (Planned UIT Development) for residential development. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE #03-07-93. A request from Daniel R. T. Kampo, Sr. for zoning change from P-1 (Institution & Recreational Park District) to R-5 (Planned Residential District). Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 8. A request from Town of Wolf River on behalf of Richard Gehrke for zoning change from A-2 (Exclusive Agri-Business District) to R-1 (Rural Residential District). Motion by Supervisor Laabs and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 168-393 - Request Authority to Apply For Funds For Maintenance of County-owned Snowmobile Trails

WHEREAS, Winnebago County is interested in maintaining Countyowned and leased lands for public snowmobile trail use; and

WHEREAS, funds are available for snowmobile trail maintenance through the Department of Natural Resources pursuant to Sec. 23.09(26) Wis. Stats.; and

WHEREAS, in order to participate in this project, it is necessary that the County Board authorize submittal of an application for said funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive be and he hereby is authorized to make application on behalf of Winnebago County with the Department of Natural Resources, pursuant to Sec. 23.09(26) Wis. Stats. for any financial aid that may be available for public snowmobile trail use in Winnebago County.

Submitted by,

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Pawlowski, Finch, Lawson, Schaidler, O'Brien. CARRIED.

RESOLUTION NO. 169-393 - Disallow Claim of Linda Rose Kain

WHEREAS, your Personnel and Finance Committee has had the claim of Linda Rose Kain referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Linda Rose Kain dated January 22, 1993, be and the same is hereby disallowed for the reason that there is not basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 31. Nays: 2 — Gose and Montgomery. Excused 5 — Pawlowski, Finch, Lawson, Schaidler, O'Brien. CARRIED.

RESOLUTION NO. 170-393 - Disallow Claim of William M. Brownson

WHEREAS, your Personnel and Finance Committee has had the claim of William M. Brownson referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of William M. Brownson dated January 27, 1993, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—Pawlowski, Finch, Lawson, Schaidler, O'Brien, Laabs. CARRIED.

RESOLUTION 171-393 - Commendation to Lorraine Hornik

WHEREAS, Lorraine Hornik has been employed with Park View Health Center of Winnebago County, for the past twenty-two years and ten months, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Pawlowski, Finch, Lawson, O'Brien and Schaidler. CARRIED.

RESOLUTION NO. 172-393 - Authority to Execute 1993-1994 Collective Bargaining Agreement With the Public Safety Professional Dispatchers' Association

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be and they hereby are authorized to execute a two year Agreement on behalf of Winnebago County and the Public Safety Professional Dispatchers' Association for the years 1993 and 1994 effective January 1, 1993, which Agreement will provide the following major changes from the previous Agreement:

1) **WAGES:**

Average wage increase of 3.57% effective the first pay day in 1993. Cost includes creation of a ten year pay step effective the first pay day in July of 1993. This new step is \$0.25 per hour above the current maximum rate.

Increase all pay rates by 3.25% across-the-board effective the first pay day in 1994. Extend the time frame for Step D from 41 months to 47 months.

- 2) **HOLIDAYS:**
Provide for an additional half holiday in 1993 bringing the total to 9.5 holidays per year.

Provide for an additional half holiday in 1994 bringing the total to 10 holidays per year.
- 3) **FUNERAL LEAVE:**
Provide for one day of paid funeral leave for employees to attend the funeral of a brother-in-law and sister-in-law
- 4) **SICK LEAVE:**
Require that employees present a physician's certification of illness for the sixth or succeeding absence of three days or less occurring within a calendar year. (This requirement had previously applied to fifth or succeeding absence)

In addition to the foregoing, minor modifications were made to the Articles relating to scope and duration, hours of work, holidays, grievance procedure, seniority and the wage schedule.

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

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 29. Nays: 3—Montgomery, Wagner, Crowley. Excused: 6—Pawlowski, Finch, Lawson, O'Brien, Schaidler, Owens. **CARRIED.**

RESOLUTION NO. 173-393 - Transfer Licensed Beds between County Facilities, Open New Unit, and Provide Additional Staffing: Park View Health Center

WHEREAS, changes in patient care needs within Winnebago County over the past several years have resulted in an unacceptably high vacancy rate at Pleasant Acres Nursing Home while, at the same time a waiting list for admissions continues to exist at the Rehabilitation Pavilion of Park View Health Center; and

WHEREAS, the current vacancy rate at Pleasant Acres has resulted in the loss of Federal and State funding in the amount of \$40,500 per month; and

WHEREAS, the transfer of fifteen licensed beds from Pleasant Acres to the Rehabilitation Pavilion will prevent the continuing loss of \$40,500 per month in Federal and State funding and will also serve the needs of patients awaiting admission to the Rehabilitation Pavilion.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Administrator of Park View Health Center, be authorized to file the necessary application materials with the State of Wisconsin to effect the transfer of fifteen beds from Pleasant Acres to the Rehabilitation Pavilion; and

BE IT FURTHER RESOLVED, that the new beds being transferred to the Rehabilitation Pavilion be incorporated into a new treatment unit within the Rehabilitation Pavilion; and

BE IT FURTHER RESOLVED, that 18 new employment positions be created in order to properly staff the new treatment unit and that those positions consist of the following full-time equivalents:

1.5 Registered Nurse Manager

1.5 Licensed Practical Nurse

13.5 Nursing Assistant

1 Unit Assistant

.5 Custodian and that this staffing level be phased in during 1993 as the number of residents increases; and

BE IT FURTHER RESOLVED, that the cost of staffing the new treatment unit be absorbed within the Park View Health Center and that no additional appropriation of County funds to Park View Health Center be made as a result of the creation of the new treatment unit; and

BE IT FURTHER RESOLVED, that the Administrator of Park View Health Center report to the County Board, at appropriate future dates, the cost and savings impact resulting from the implementation of this resolution.

Submitted by,

**PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE**

It was moved by Supervisor Montgomery and seconded to adopt. Supervisor Wagner moved to refer back to the committee. Ayes: 34. Nays: 0. Excused: 4—Pawlowski, Finch, Lawson and O'Brien.
MOTION TO REFER TO COMMITTEE CARRIED.

RESOLUTION NO. 174-393 - Accept Bid of Rogers Publishing Co., Inc. for Printing and Binding County Board Proceedings

BE IT RESOLVED by the Winnebago County Board of Supervisors that the following bid be accepted:

The bid of Rogers Publishing Co., Inc., Winneconne, Wisconsin, for printing and binding the County Board proceedings for the period April 1, 1993 through March 31, 1994, at a cost of \$350.00 for 180 copies per month.

Submitted by,
RAYMOND GOSE
COUNTY BOARD SUPERVISOR
DISTRICT #12

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 175-393 - Support Elimination of the Filing Requirement for the Statutory Durable Power of Attorney Form

WHEREAS, 1991 Wisconsin Act 297, effective May 14, 1992 substantially revised statutory provisions concerning the Durable Power of Attorney form, including a requirement that to be effective copies of completed statutory Power of Attorney forms be filed in the office of County Clerk; and

WHEREAS, since May 14, 1992 five (5) Durable Power of Attorney forms have been filed with the Winnebago County Clerk; and

WHEREAS, a copy of the Power of Attorney form must be filed in the county where the principal resides and in the county where the agent resides and the revocation must be filed in the same manner; and

WHEREAS, the filing requirement not only burdens persons who execute the statutory power of attorney but also makes it necessary for third parties relying on the form to verify that a copy has been filed with the County Clerk; and

WHEREAS, such verification will be difficult for distant third parties; and

WHEREAS, in cases where there is more than one agent living in different counties or where the agent moves from one county to another, multiple filings are required to comply with the statute; and

WHEREAS, there is no requirement for filing when the agent resides outside Wisconsin; and

WHEREAS, there is no mandatory filing requirement for living wills or health care powers of attorney.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it strongly support introduction of legislation to eliminate the filing requirement for the statutory uniform durable power of attorney form.

BE IT FURTHER RESOLVED that the County Clerk send copies of this resolution to area legislators, Governor Tommy Thompson, the Wisconsin Counties Association and Lisa Hilbert, Winnebago County Lobbyist.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Supervisor Diakoff moved and it was seconded to amend line 30 to remove "in the County Clerk's Office" and insert "back to the former procedure of filing in the Register of Deeds' office". CARRIED BY VOICE VOTE. Ayes: 34. Nays: 0. Excused: 4—Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 176-393 - Accept Bid of Oshkosh Northwestern Company: Publish County Board Proceedings

BE IT RESOLVED by the Winnebago County Board of Supervisors that the following bid be accepted and contract executed:

Bid of Oshkosh Northwestern Company, Oshkosh, Wisconsin, to publish the proceedings of the Winnebago County Board shortly after each session in the Oshkosh Northwestern in accordance with Chapter 985, Wisconsin Statutes, and as certified by the Wisconsin Department of Administration, the same to be for the period April 1, 1993 through March 31, 1994.

STRAIGHT MATTER

70.2c per line Single Column

144.4c per line Double Column

TABULATED MATTER

90.2c per line Single Column

185.6c per line Double Column

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Supervisor Gose moved and it was seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 177-393 - Amend Section 1.24 of the Rules of the Winnebago County Board (Tentative Meeting Dates for 1993-94)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Section 1.24 of the Rules of the Winnebago County Board of Supervisors so as to indicate the following meeting dates as tentative meeting dates for the Winnebago County Board of Supervisors during the 1993-94 calendar year.

1993 Tentative Meeting Dates

January 5	Special Orders	6:00 p.m.
January 19	Business	6:00 p.m.
February 9	Business	6:00 p.m.
March 2	Special Orders	6:00 p.m.
March 16	Business	6:00 p.m.
April 20	Business	6:00 p.m.
May 17	County Board Tour	9:00 a.m.
	County Board Tour	4:00 p.m.
May 18	Business	6:00 p.m.
June 1	Special Orders	6:00 p.m.
June 15	Business	6:00 p.m.
July 20	Business	6:00 p.m.
August 17	Business	6:00 p.m.
September 7	Special Orders	6:00 p.m.
September 19-22	WCA Convention	Waukesha
September 21	Business	6:00 p.m.
October 26	(Budget Book) Business	6:00 p.m.
November 8	Budget	6:00 p.m.
November 9	Budget	8:30 a.m.
November 16	Adopt Budget	6:00 p.m.
December 20	Christmas Party	6:00 p.m.
December 21	Business	6:00 p.m.

1994 Tentative Meeting Dates

January 4	Special Orders	6:00 p.m.
January 18	Business	6:00 p.m.
February 15	Business	6:00 p.m.
March 1	Special Orders	6:00 p.m.
March 15	Business	6:00 p.m.
April 19	Organizational	6:00 p.m.
April 26	Business	6:00 p.m.
May 16	County Board Tour	9:00 a.m.
	County Board Tour	4:00 p.m.
May 17	Business	6:00 p.m.
June 7	Special Orders	6:00 p.m.
June 21	Business	6:00 p.m.
July 19	Business	6:00 p.m.
August 16	Business	6:00 p.m.
September 18-21	WCA Convention	Green Bay
September 22	Business	6:00 p.m.
October 11	(Budget Book)...Business	6:00 p.m.
October 24	Budget	6:00 p.m.
October 25	Budget	8:30 a.m.
October 26	Budget	8:30 a.m.
November 1	Adopt Budget	6:00 p.m.
November 22	Business	6:00 p.m.
December 19	Christmas Party	6:00 p.m.
December 20	Business	6:00 p.m.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Supervisor Gose moved and it was seconded to adopt. Supervisor Gose moved and it was seconded to amend the resolution by deleting the 1994 tentative meeting dates. **CARRIED BY VOICE VOTE.** Chairman Maehl ruled that the 1993 dates be changed as follows: July 20 to July 13 and September 21 to September 14. Vote on resolution as amended: Two-thirds vote required. Ayes: 33. Nays: 1—Steber. Excused: 4—Pawlowski, Finch, Lawson, O'Brien. **CARRIED.**

RESOLUTION NO. 178-393 - Amend Section 3.121(a) and 5.10 of Rules of the Winnebago County Board of Supervisors (Amend Name of Agriculture and University Extension Education Committee)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Sections 3.121(a) and 5.10 of the Rules

of the Winnebago County Board of Supervisors so as to rename the Agriculture and University Extension Education Committee of the Winnebago County Board of Supervisors to the "University of Wisconsin Education, Extension and Agriculture Committee".

Submitted by,

**AGRICULTURE & UNIVERSITY EXTENSION
EDUCATION COMMITTEE**

Motion by Supervisor Barker and seconded to adopt. Two-thirds vote required. Ayes: 33. Nays: 0. Excused: 5—Pawlowski, Finch, Lawson, O'Brien and King. CARRIED.

RESOLUTION NO. 179-393 - Approve Transfer of \$15,700 From Contingency Fund of 1993 Winnebago County Budget to Capital Building Account of Park View Health Center Fund

WHEREAS, on or about February 19, 1993, surveyors from the Wisconsin Department of Health and Social Services required repairs to be made to the Rehabilitation Pavilion Dining Room at Park View Health Center so as to bring the ceiling within that room in compliance with State and local fire codes; and

WHEREAS, said emergency repairs to the ceiling were estimated to cost approximately \$15,700; and

WHEREAS, because of the immediacy of the need for said repairs, said repairs were approved to be undertaken, on an emergency basis, by the County Executive.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$15,700 from the Contingency Fund of the 1993 Winnebago County Budget to the Capital Buildings Account of the Park View Health Center fund of the 1993 Winnebago County Budget for the purpose of paying for emergency repairs to the ceiling at Park View Health Center's Rehabilitation Pavilion dining room so as to comply with State and local fire code regulations.

**PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

It was moved by Supervisor Montgomery and seconded to adopt. Two-thirds vote required. Ayes: 34. Nays: 0. Excused: 4 Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 180-393 - Authorize Membership and Participation in the Great Lakes Nonpoint Abatement Coalition—Wisconsin Chapter

WHEREAS, an estimated twenty percent of the world's fresh water is found in our Great Lakes, including Lakes Michigan and Superior; and

WHEREAS, nonpoint sources of pollution, in the form of silt, sediment, and phosphorous, contribute between 60 and 80% of the total pollutant load to the Great Lakes; and

WHEREAS, efforts are underway in Wisconsin to establish a Great Lakes Nonpoint Abatement Coalition that will afford counties within the Great Lakes Drainage Basin an effective forum to provide "grass roots" input, and participate in the development of innovative programs and policies intended for the specific purpose of local nonpoint pollution abatement efforts and water quality improvements; and

WHEREAS, Winnebago County, with its own unique and important land and water resources, is located entirely within the Lake Michigan drainage basin; and

WHEREAS, your Land Conservation Committee fully supports and endorses the concept and purpose of the Great Lakes Nonpoint Abatement Coalition.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the Land Conservation Committee, acting through the Winnebago County Land and Water Conservation Department and on behalf of Winnebago County, is hereby authorized to secure membership and participate, as deemed necessary, in The Great Lakes Nonpoint Abatement Coalition—Wisconsin Chapter.

Submitted by,
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 33.
Nays: 1—Owens. Excused: 4—Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 181-393 - Establish Goal of Not Increasing Tax Millage Rate For the 1994 Budget Year

WHEREAS, the amount of real estate taxes assessed by Winnebago County has increased during the last two tax years by approximately 4.7 Million Dollars; and

WHEREAS, because of the growth and increase in the property tax base within Winnebago County over the last two years, your undersigned Supervisors are of the opinion that no increase in the tax millage rate should be approved for the 1994 budget year; and

WHEREAS, it is in the best interest of Winnebago County that its administrative department heads be apprised of any legislative goals with regard to County finances as soon as possible, so as to allow them to adequately plan, within their departments, for the upcoming budget year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes a goal for itself of limiting the tax rate upon real property in Winnebago County for the 1994 budget year to the 1993 rate of \$5.38 per one thousand dollars of equalized value, or less.

Submitted by,

EUGENE T. TROXELL, DISTRICT #22
JOHN PLANALP, DISTRICT #18
JOHN SCHAIDLER, DISTRICT #28
JOANNE GORR SIEVERT, DISTRICT #31
ANNE LAWSON, DISTRICT #25
JACQUELYN WAGNER, DISTRICT #19
DONALD STEBER, DISTRICT #9
ROBERT PUTZER, DISTRICT #20
KENNETH ROBL, DISTRICT #23
STEPHEN RANKIN, DISTRICT #36
JAMES KOZICZKOWSKI, DISTRICT #37
RON MONTGOMERY, DISTRICT #15
LLOYD ZELLMER, DISTRICT #32
RAY GOSE, DISTRICT #12
COUNTY BOARD SUPERVISORS

It was moved by Supervisor Troxell and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Pawlowski, Finch, Lawson, O'Brien. CARRIED. Supervisor Planalp suggested sending copies of this resolution to the Governor and area legislators.

RESOLUTION NO. 182-393 - Authorize Winnebago County Department of Social Services to Accept and Disburse Home Town Funds From Wisconsin Power and Light Company

WHEREAS, the Wisconsin Power and Light Company has established a Home Town Energy Fund Program for the purpose of providing assistance to low income persons within its service area in paying their energy bills; and

WHEREAS, the Wisconsin Power and Light Company has allocated \$3600.00 to be distributed within Winnebago County to low income persons, in Wisconsin Power and Light service area, for the purpose of assisting such persons in the payment of their energy bills; and

WHEREAS, the Wisconsin Power and Light Company has requested the Winnebago County Department of Social Services to accept and disburse said funds to low income persons within its service area; and

WHEREAS, the acceptance and disbursement of such funds by the Winnebago County Department of Social Services, on behalf of the Wisconsin Power and Light Company, will have no negative net monetary effect upon Winnebago County, in that it presently administers an Energy Assistance Program, pursuant to State law.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Department of Social Services to enter into an agreement with Wisconsin Power and Light Company whereby it would receive approximately \$3600.00 in funds from the Wisconsin Power and Light Home Town Energy Assistance Fund and disburse said funds to low income people within Wisconsin Power and Light's service area within Winnebago County for the purpose of assisting said persons in the payment of their energy bill.

Submitted by,
**SOCIAL SERVICES BOARD AND PERSONNEL
& FINANCE COMMITTEE**

Supervisor Laabs moved and it was seconded to adopt. Twothirds vote required. Ayes: 33. Nays: 0. Abstention: 1—Schwartz. Excused: 4—Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 183-393 - Create New Part-Time Position of Public Health Nurse: Public Health Department

WHEREAS, because of the growth in the inmate population of the Winnebago County Jail, the need presently exists for an increase in nursing services to that population; and

WHEREAS, the State of Wisconsin has mandated increased health services to jail inmates; and

WHEREAS, the most cost effective means for the delivery of these services is through the Public Health Department with the creation of a new part-time position of Public Health Nurse.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that a new part-time position of Public Health Nurse be created within the Winnebago County Public Health Department; and

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

Submitted by,
HEALTH COMMITTEE AND PERSONNEL AND
FINANCE COMMITTEE

Motion by Supervisor Steber and seconded to adopt. Two thirds vote required. Ayes: 32. Nays: 2—Montgomery, Schaidler. Excused: 4—Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 184-393 - Temporarily Convert the Position of Bilingual Aide from a Part-Time Position to a Full-Time Position: Health Department

WHEREAS, additional funding has become available through the Refugee Assistance Grant to enable the County Health Department to temporarily expand the hours of one position of Bilingual Aide from part-time to full-time and to cover the cost of some over-time hours; and

WHEREAS, sufficient work is available to warrant the temporary expansion of Bilingual Aide hours.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the hours of one position of Bilingual Aide in the County Health Department be temporarily increased from part-time (80%) to full-time between the present date and September 30, 1993 and that the position revert to part-time status (80%) following that date; and

BE IT FURTHER RESOLVED, that funds to cover the complete costs of temporarily expanding bilingual aide hours be appropriated from increased revenues available through the Refugee Assistance Grant.

Submitted by,
HEALTH COMMITTEE AND PERSONNEL AND
FINANCE COMMITTEE

It was moved by Supervisor Steber and seconded to adopt. Supervisor Diakoff moved and it was seconded to amend by adding the following to line 31: "and when funds no longer cover the expenses, this position will be eliminated." CARRIED BY VOICE VOTE. Vote on resolution: Two-thirds vote required. Ayes: 33. Nays: 1 Montgomery. Excused: 4—Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 185-393 - Authorize Transfer of \$24,484 From 1992 Contingency Fund to Capital Outlay Account of Clerk of Courts Budget (Re: Security Camera Installation)

WHEREAS, the Winnebago County Executive, in November of 1992, authorized expenditure of \$24,484 on an emergency basis for the purpose of installing security cameras in the Third Floor Courtroom of the Winnebago County Courthouse in relationship to a felony trial which was expected to occur in December, 1992; and

WHEREAS, your undersigned Committees have approved the transfer of monies from the Contingency Fund for the purpose of covering the costs of said expenditures.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$24,484.00 from the Contingency Fund of the 1992 Winnebago County Budget to the Capital Outlay Account of the Clerk of Courts Fund of the 1992 Winnebago County Budget for the purpose of paying for security cameras and surveillance equipment installed in the Courtroom on the Third Floor of the Winnebago County Courthouse in December, 1992.

JUDICIARY & PUBLIC SAFETY COMMITTEE AND PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 33. Nays: 1—Bahr. Excused: 4—Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 186-393 - Replace Two Positions of Beautician with Positions of Activity Aide and Room Attendant: Park View Health Center

WHEREAS, it has been determined that beautician services presently provided to residents of Park View Health Center, which have recently been provided by two employees of Park View Health Center can more economically be provided by private contractors; and

WHEREAS, Park View Health Center is in need of one additional position of Activity Aide and one additional position of Room Attendant in order to meet its government mandates for services to residents, and the cost of such positions could be covered through the diversions of a portion of wage and fringe benefit funds originally budgeted for the Beautician positions; and

WHEREAS, after the costs of the replacement positions are funded via the diversion of a portion of the budgeted wages and fringes from the positions of Beautician, Park View Health Center will realize a net savings in the amount of \$18,530; and

WHEREAS, one of two beauticians employed by Park View Health Center has retired and the other beautician can be appropriately placed in the proposed replacement position of Activity Aide or in another suitable vacancy.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that two positions of Beautician be removed from the Table of Organization of Park View Health Center, and that they be replaced within the Table of Organization with the positions of Activity Aide, and Room Attendant; and

BE IT FURTHER RESOLVED, that the implementation of this action result in no increased cost to Park View Health Center or Winnebago County above that which was originally budgeted.

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

It was moved by Supervisor Montgomery and seconded to adopt. Two-thirds vote required. Ayes: 34. Nays: 0. Excused: 4 — Pawlowski, Finch, Lawson and O'Brien. CARRIED.

RESOLUTION NO. 187-393 - Authorize Execution of Lease Agreement Between Winnebago County and Experimental Aircraft Association

WHEREAS, the Experimental Aircraft Association has 17 years remaining on an existing Lease Agreement dated March 13, 1979; and

WHEREAS, Winnebago County and the Experimental Aircraft Association each desire to strengthen and extend the existing Agreement between the parties; and

WHEREAS, renegotiation of the lease terms between the parties shall provide Winnebago County with an improved long-term commitment from the Experimental Aircraft Association (at least 25 years) so as to allow Winnebago County to effectively proceed with long-range planning and development of its airport facility with increased financial support by the Experimental Aircraft Association; and

WHEREAS, renegotiation of said Lease will allow the Experimental Aircraft Association to efficiently and effectively plan, program and implement a developmental strategy that will enable it to maintain high participation, quality and safety standards in all its aeronautical activities.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to enter into an Agreement rescinding and cancelling the Lease between Winnebago County and the Experimental Aircraft Association entered into on March 13, 1979 and to further authorize the Winnebago County Executive and Winnebago County Clerk to enter into a new Lease Agreement with the Experimental Aircraft Association, said Lease to run for a period of 25 years from April 1, 1993 through March 31, 2018, and to provide the Experimental Aircraft Association with the option of renewing the Agreement for three additional 8 year periods thereafter.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the annual rent to be paid by the Experimental Aircraft Association to Winnebago County, pursuant to the terms of said Lease, shall be as follows for the base period of the Lease:

1993 through 1999 - \$ 75,000
2000 through 2005 - \$ 80,000
2006 through 2011 - \$ 90,000
2012 through 2017 - \$100,000

A copy of the proposed final draft of the Lease Agreement is herewith attached and incorporated as a part of this Resolution.

Submitted by,
AVIATION COMMITTEE

Supervisor Albrecht moved and it was seconded to adopt. Supervisor Crowley asked who negotiated the lease with E.A.A. Supervisor Albrecht stated he and Airport Manager Rick Sokol did and reported back to the Aviation Committee, County Executive and Corporation Counsel. Supervisor Owens advised the Town of Nekimi is conducting a reassessment and the assessed land values will be much higher than at present. Supervisor Bahr moved and it was seconded to postpone the resolution until the May meeting. Ayes: 22. Nays: 11—Kollath, Maehl, Lauson, Albrecht, Schwartz, Sundquist, Planalp, Troxell, Hue, Zellmer, Rankin. Excused: 5—Pawlowski, Finch, Lawson, O'Brien and Schaidler. MOTION TO POSTPONE CARRIED.

RESOLUTION NO. 188-393 - Require Presentation of Airport Master Plan and Debate Thereon

WHEREAS, the County Board has been promised copies of the Airport Master Plan by the County Executive and the Airport Committee Chairman in order for the Board to debate the issue and approve or disapprove the Plan; and

WHEREAS, both the Federal and State laws and regulations require that the Master Plan must first be approved by the County Board in order to be eligible to receive Federal and State grants.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Board members receive individual copies of the Airport Master Plan to be prepared to discuss its merits in an informed manner. Such copies are to be received by County Board members no later than April 20, 1993.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Airport Master Plan be debated in sections based on Phases as delineated in the Airport Master Plan. The County Board Chairman shall announce at the April meeting a schedule to be followed in order to allow timely debates either at scheduled Board meetings or special sessions as he sees fit.

Submitted by,
RAYMOND GOSE
COUNTY BOARD SUPERVISOR
DISTRICT #12

Motion by Supervisor Gose and seconded to adopt. Supervisor Albrecht moved and it was seconded to amend as follows:

WHEREAS, the County Board has been offered copies of the Airport Master Plan by the County Executive and the Airport Committee Chairman in order for the Board to debate the issue and approve or disapprove the Plan; and

WHEREAS, both the Federal and State laws and regulations require that the Master Plan must be approved by the County Board in order to be eligible to receive Federal and State grants.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that County Board members receive individual copies of the Airport Master Plan. Such copies are to be requested by April 1, 1993 and received by County Board members no later than April 20, 1993.

BE IT FURTHER RESOLVED that the Airside Master Plan concept approved by County Board on September 22, 1992 is hereby affirmed. Only funding for the plan beyond 1993 has not been endorsed. Funding for the Master Plan will be reviewed by the County Board on an annual basis.

Vote on amendment: Ayes: 13—Kollath, Maehl, Albrecht, Sundquist, Planalp, Wagner, Troxell, King, Kramer, Hue, Zellmer, Webster, Rankin. Nays: 19—Barker, Savas, Koziczkowski, Lace, Steber, Gose, Shute, Schwartz, Montgomery, Putzer, Bahr, Robl, Crowley, Schaidler, Sievert, Diakoff, Owens, Breister, Laabs. Excused: 6—Pawlowski, Finch, Lawson, O'Brien, Winters, Lauson. AMENDMENT LOST.

Vote on resolution: Ayes: 10—Lace, Gose, Montgomery, King, Crowley, Kramer, Sievert, Diakoff, Owens, Webster. Nays: 22. Excused: 6—Pawlowski, Finch, Lawson, O'Brien, Winters, Lauson. LOST. Chairman Maehl requested Airport Manager Rick Sokol to provide Master Plan books to all supervisors by April 1, 1993.

RESOLUTION NO. 189-393 - Authorize Petition to the Wisconsin Secretary of Transportation for Airport Improvement Aid

WHEREAS, the said County of Winnebago, Wisconsin, hereinafter referred to as the Sponsor, being a municipal Body Corporate of the State of Wisconsin, is authorized by law (Sec. 114.11, Wis. Stats.) to acquire, establish, construct, own, control, lease, equip, improve, maintain, and operate an airport; and

WHEREAS, the Sponsor desires to develop or improve Wittman Regional Airport, Oshkosh, Wisconsin; and

WHEREAS, a public hearing was held prior to the adoption of this petition in accordance with Chapter 114.33(2) as amended, and a summary of the hearing is transmitted with this petition.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that a petition for Federal and State Aid in the following form is hereby approved:

The petitioner, desiring to sponsor an airport development project with Federal and State Aid, in accordance with the applicable State and Federal laws, respectfully represents and states:

1. That the airport which it is desired to develop should generally conform to the requirements for an Air Carrier type airport as defined by the Federal Aviation Administration.
2. The character, extent and kind of improvements desired under the project are as follows: Global Positioning System (GPS) navigation equipment.
3. That the airport project which your petitioner desires to sponsor is necessary for the following reasons: to meet the existing and future needs of the airport.

It is recognized that the improvements petitioned for as listed will be funded individually or collectively as funds are available, with specific project costs to be approved as work is authorized, the proportionate cost of the airport development projects described above which are to be paid by the Sponsor to the Secretary of the Wisconsin Department of Transportation (hereinafter referred to as the Secretary) to be held in trust for the purpose of the project; any unneeded and unspent balance after the project is completed is to be returned to the Sponsor by the Secretary; the Sponsor will make available any additional monies that may be found necessary, upon request of the Secretary, to complete the project as described above; the Secretary shall have the right to suspend or discontinue the project at any time additional monies are found to be necessary by the Secretary, and the Sponsor does not provide the same; and

The Sponsor is required by law (Sec. 224.32(5), Wis. Stats.) to designate the Secretary as its agent to accept, receive, receipt for and disburse any funds granted by the United States under the federal Airport and Airway Improvement Act, and is authorized by law to designate the Secretary as its agent for other purposes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Secretary is hereby designated as its agent and is requested to agree to act as such in matters relating to the airport development project described above and is hereby authorized as its agent to make all arrangements for the develop-

ment and final acceptance of the completed project whether by contract, agreement, force account or otherwise; and particularly, to accept, receive, receipt for and disburse federal monies or other monies, either public or private, for the acquisition, construction, improvement, maintenance and operation of the airport; and, to acquire property or interests in property by purchase, gift, lease, or eminent domain under Chapter 32 of the Wisconsin Statutes; and, to supervise the work of any engineer, appraiser, negotiator, contractor or other documents required or requested by any agency of the federal government and to comply with all federal and state laws, rules, and regulations relating to airport development projects.

BE IT FURTHER RESOLVED the Sponsor requests that the Secretary provide as per Section 114.33(8)(a) of the Wis. Stats., that the Sponsor may acquire the required land or interests in land that the Secretary shall find necessary to complete the aforesaid project.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Sponsor agrees to maintain and operate the airport in accordance with certain conditions established by the Secretary under Section 114.31(7), Wis. Stats., and enumerated in the Airport Owner Assurances or in accordance with Sponsor assurances enumerated in a Federal Grant Agreement.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County executive and County Clerk be authorized to sign and execute the Agency Agreement and the Airport Owner Assurances authorized by this Resolution.

Submitted by,
AVIATION COMMITTEE

Supervisor Albrecht moved and it was seconded to adopt. Supervisor Diakoff moved and it was seconded to delete lines 34-41 and 65-68. CARRIED BY VOICE VOTE. Supervisor Schaidler moved and it was seconded to refer back to committee to clarify the language. Ayes: 17—Barker, Savas, Koziczkowski, Lace, Steber, Gose, Montgomery, Wagner, Putzer, King, Crowley, Kramer, Schaidler, Sievert, Zellmer, Breister, Laabs. Nays: 15—Kollath, Maehl, Albrecht, Schwartz, Shute, Sundquist, Planalp, Bahr, Troxell, Robl, Hue, Diakoff, Webster, Owens, Rankin. Excused: 6—Pawlowski, Finch, Lawson, O'Brien, Winters, Lauson. MOTION TO REFER TO COMMITTEE CARRIED.

RESOLUTION NO. 190-393 - Commendation to Paul W. Stevenson

WHEREAS, Paul W. Stevenson has faithfully served the people of Winnebago County for the past thirteen years at the top levels of County Government as County Board Supervisor, Chairman of the County Board and County Executive; and

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Paul W. Stevenson upon his retirement from County office, for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Paul W. Stevenson.

Submitted by,
ORRIN KING, District -24

It was moved by Supervisor King and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

Supervisor Putzer moved and it was seconded to adjourn until April 20, 1993. CARRIED BY VOICE VOTE. Meeting adjourned at 10:15 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held March 16, 1993.

Linda Wolfe
Winnebago County Clerk

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