

Proceedings

of the County Board of Supervisors of Winnebago County Wisconsin

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SINE DIE
Tuesday, March 15, 1994

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Joe Maehl, Chairman Linda Wolfe, County Clerk

Rogers Publishing Inc.

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Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, APRIL 20, 1993**

Vice Chairman David W. Albrecht 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 Owens, Savas and Maehl, who were excused.

Supervisor Pawlowski moved and it was seconded to accept the minutes of March 2 and March 16, 1993. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to amend the agenda by replacing Resolution No. 197-493 with Resolution No. 211-493 and considering Resolution No. 211-493 first. **CARRIED BY VOICE VOTE.** Supervisor Planalp moved and it was seconded to adopt the agenda as amended. Ayes: 34. Nays: 1—Kramer. Excused: 3—Savas, Maehl and Owens. **CARRIED.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Walter Cichonski regarding injuries sustained in an accident with Highway Department snow plow was referred to Personnel & Finance Committee. Notice of Claim from Susan C. Vitor regarding injuries sustained in an accident with Highway Department vehicle was referred to Personnel & Finance Committee. Notice of Claim from Robert J. Fritsch regarding emotional/psychological injury sustained by the negligence of Win-

nebago County was referred to Personnel & Finance Committee. A letter from former County Board Supervisor, Robert Johnson, asking the Board to stop spending money on land purchases adjacent to Wittman Regional Airport was read and placed on file. A letter from Representative Gregg Underheim supporting Winnebago County Board Resolution No. 181-393, "Establish Goal of Not Increasing Tax Millage Rate for the 1994 Budget Year", was read and placed on file. A letter from OMNNI Engineers-announcing a public hearing on April 22, 1993, to consider proposed improvements of USH 45 was read and placed on file. Information from the Wisconsin Counties Association on a seminar called, "Health Insurance, Health Insurance, Health Insurance: What's a County to Do?" (May 24, 1993, Stevens Point, Wisconsin) was read and placed on file. An invitation to the "Community Image and Economic Development" mini-conference, (April 30, 1993, Classic Arts Complex, Appleton, Wisconsin) co-sponsored by East Central Wisconsin Regional Planning Commission and the UW-Extension Offices in the East Central Regional on, was read and placed on file. The Winnebago County Department of Community Programs notice of public hearing on service expectations, concerns, and proposals regarding Community Program services (May 4, 1993, 6:30 p.m. to 7:30 p.m., Menasha Public Library/May 6, 1993, 6:30 p.m. to 7:30 p.m., Winnebago County Courthouse, Room 410, Oshkosh) was read and placed on file. The Winnebago County Department of Social Services notice of public hearing on service expectations, concerns, and proposals regarding Social Services Programs (May 4, 1993, 6:30 p.m. to 7:30 p.m., Menasha Public Library/May 6, 1993, 6:30 p.m. to 7:30 p.m., Winnebago County Courthouse, Room 410, Oshkosh).

Petition for Zoning Amendment received from Robert M. Griese, Jr. for zoning change from B-3 to B-3 Highway Business for mini-storage buildings was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Kurt E. Brose for change from B-3 and R4 to B-3 for Sabre Lanes Bowling and parking lot was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Robert E. Braun, Zoning Administrator, for zoning change from A-2/R-2/B-3/M-2 to

A-2/R-2/ B-3/M-2 with floodway/flood fringe was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Robert E. Braun, Zoning Administrator, for amendment to the Winnebago County Town/County Zoning Ordinance, Sec. 17.21 1.7, was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from John J. Paulus and Frances M. Paulus for zoning change from A-1 to R-1 for a single family dwelling was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from John J. Baier for zoning change from A2 with B2 overlay to B3 for commercial use was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from John W. and Carol R. McBair for zoning change from A-1 to A-2 for a home with a hobby farm was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from David G. Hildebrandt for zoning change from R-5 and A-2 to B-3 for business use was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Stephen Dedow for zoning change from H-1 to H-2 for a single home dwelling was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Duane A. Guhlke for zoning change from R-2 to M-2 for heavy industrial parking was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Brian Piller for zoning change from Agriculture to B-3 Highway Business for family use and to rent out to other than family was referred to Planning & Zoning Committee. Petition for Zoning Amendment received from Jack Borchert and Paul Heides for change from A-1 to R-1 for a home was referred to the Planning & Zoning Committee.

COUNTY EXECUTIVE'S REPORT

County Executive, Joseph Maehl, congratulated the Supervisors on their one year anniversary on the County Board. He also welcomed back and congratulated Supervisor Pawlowski for his thirty-three years on the County Board. Executive Maehl congratulated Supervisor Winters on her participation with the UW-Oshkosh, in the national competition of the **Model United Nations**. Supervisor

Winters and her team shared the top award of "Outstanding Delegation" with four other universities. This was the ninth year that the team from the UW-Oshkosh has placed in the top five positions.

Executive Maehl responded to public comments made last month about how "Sun 'N Fun EAA Fly Inn" in Lakeland, Florida is funded in comparison to the EAA Fly Inn in Oshkosh. "Sun 'N Fun" draws about 100,000 to 300,000 people yearly. It's situated on 432 acres of land, which "Sun 'N Fun" bought from the city/county for \$1.00 a year for fifty years. Their facilities were built at the expense of the City of Lakeland, with "Sun 'N Fun" paying them back over a fifty year period. The city and county make money available to "Sun 'N Fun" for improvements as they are needed.

Executive Maehl stressed the importance of the Global Positioning System (GPS) at Wittman Field. He explained what a unique opportunity it will be for Winnebago County to be one of just three sites in the United States to be involved in this new technology. Governor Thompson worked with the Federal Government and was influential in making this available to Winnebago County. GPS will be in place by June or July, 1993.

Executive Maehl expressed his support of Resolution No. 211-493, "Authorize Total Budget for Human Services Facility Building in Neenah".

The week of April 17-24, 1993, has been designated "County Government Week". Executive Maehl stressed the importance of the supervisors getting out in the community and talking about county government. He is scheduled to speak to four different groups on county government that week and encouraged the supervisors to do the same.

On May 14, 1993, Wittman Airport Action Group will be conducting an open house of facilities at Wittman Regional Airport. These will include the EAA office complex, Basler's facilities, FVTC Aviation Center and the airport. Supervisors are encouraged to attend.

APPOINTMENTS

ADVOCAP BOARD

Motion was made and seconded to approve County Executive Maehl's re-appointments of Supervisor Dorothy Schwartz, Supervisor Christi Winters, Supervisor Jacquelyn Wagner and Supervisor Muriel Crowley, to the Advocap Board. Their terms will begin April 20, 1993 and expire April 16, 1996. CARRIED BY VOICE VOTE.

AFFIRMATIVE ACTION COMMISSION

Motion was made and seconded to approve County Executive Maehl's re-appointment of Michael Woods, Winnebago County Sheriff's Department, to the Affirmative Action Commission. Term to begin April 20, 1993 and expire April 16, 1996. CARRIED BY VOICE VOTE.

COMMUNITY PROGRAMS BOARD

Motion was made and seconded to approve County Executive Maehl's re-appointments of Supervisor Jerold Finch, Supervisor Ron Montgomery and David F. Thompson, 772 Pleasant Lane, Menasha, Wisconsin to the Community Programs Board. Their terms to begin April 20, 1993 and expire April 16, 1996. CARRIED BY VOICE VOTE.

PUBLIC SAFETY BUILDING BOARD

Motion was made and seconded to approve County Executive Maehl's re-appointment of Supervisor Stephen Rankin to the Public Safety Building Board. Term to begin April 20, 1993 and expire April 18, 1995. CARRIED BY VOICE VOTE.

SOLID WASTE MANAGEMENT BOARD

Motion was made and seconded to approve County Executive Maehl's re-appointments of Supervisor James Bahr, Gerald Konrad Oshkosh Public Works Director, 215 Church Avenue, Oshkosh, Wisconsin, and Ralph King, 7858 Highway 21, Omro, Wisconsin, to the Solid Waste Management Board. Terms to begin April 20, 1993 and expire April 16, 1996. CARRIED BY VOICE VOTE.

PUBLIC HEARING

Linda Wolfe, County Clerk, spoke in support of Resolution No. 199-493, "Amend Section 1.24 of the Rules of the Winnebago County Board (Tentative Meeting Dates for 1994). Bev Schonetz, 19407 Marquette Street, Reedsville, Wisconsin, spoke in favor of Resolution No. 192-493, "Disallow Claim of Fox Valley Humane Association". Walter Chrapla, 721 Mitchell Street, Neenah, Wisconsin, addressed the Board about his concerns regarding the cost and changes in the plans for the Neenah-Menasha Human Services Building. Carl Sosnoski, 3040 Knapp Street Road, Oshkosh, Wisconsin, attempted to speak in opposition of the Airport Master Plan, but since the master plan was not on the agenda, he was ruled out of order by the Chair.

GLOBAL POSITIONING SYSTEM (GPS)

Bob Kunkel, Director of Wisconsin Bureau of Aeronautics, presented a report to the County Board on the Global Positioning System (GPS) to be installed at Wittman Regional Airport in June or July, 1993. Mr. Kunkel explained that the GPS at Wittman Regional Airport will be a "differential GPS". This type of system allows for the most precise positioning and guidance of pilots. Mr. Kunkel told the Board that Wittman Regional Airport in Oshkosh is known world-wide as the "Aviation Capital". That is one of the reasons Oshkosh was chosen as a site for GPS. Also taken into consideration is the airports clear approaches and good runways; as well as, the good working relationship between the Aviation Committee, County Board of Supervisors and the Airport Director. GPS will be at Wittman Regional Airport for a two year period. After that, its status is unknown. Mr. Kunkel assured the Board, however, that the Wisconsin Bureau of Aeronautics wants to become a part of this advancement in aviation in Oshkosh.

SAUTER-SEABORNE—NEENAH/MENASHA HUMAN SERVICES BUILDING

Tom Martin, Hoffman Corporation, and Dennis Krause, Sauter-Seaborne Architects/Engineers, Inc., presented the "Schematic Design Phase Completion" report to the County Board. The report showed the revised floor plan for the Neenah/Menasha Human Services Building. Mr. Martin and Mr. Krause explained that after further study of the individual department needs, it was determined that a basement and two-story building was more efficient than a threestory building. Two stories would offer enough floor space to house the whole Department of Social Services on the first floor, and the Health Department, Community Programs and Veterans' Services on the second floor. Both the first and second floors have unassigned space that will allow for future growth, even after the projected ten year period. The basement will house the heating unit, and mechanical and maintenance areas. There is also a staff lounge area, large group meeting room and an ample unassigned space for future growth. The estimated number of needed parking spaces for employees and clients at any one time is 69. There are presently 64 stalls available, however, the City of Neenah is considering purchasing additional land to the east of the building for 22 additional parking spaces. In one or two months, they will have the actual design of the building and the offices. Mr. Martin and Mr. Krause assured the Board that the proposed building materials are of good quality and efficiency, and that the building should last for more than 50 years.

COUNTYWIDE ADDRESSING ORDINANCE

Jerry Bougie, Planning Department, updated the Board on the progress of the Countywide Addressing Ordinance. Mr. Bougie recognized and thanked Rick Hansan, of the Communications Center at the Sheriff's Department, and Peggy Rilling, of the U.S. Post Office, for their assistance and input. Mr. Bougie explained to the Board that the ordinance will eliminate the problems and confusion that comes with 21 jurisdictions issuing addresses. Duplicating addresses with same road names and number ranges cause many problems. The Ordinance will set permanent addressing system boundaries between rural and metro areas, allowing for efficient and accurate addressing. It is possible that having one agency doing addressing in the whole county would also be more accurate. Mr. Bougie hopes that the project can be completed and in place by January, 1994. A public hearing on the ordinance is scheduled for May 6, 1993, with the Judiciary & Public Safety Committee.

INDUSTRIAL DEVELOPMENT BOARD AUDIT REPORT AND AUDIT SCHEDULING

Gary Mayer, County Auditor, asked for questions on his audit report of the Industrial Development Board. There were no questions. Supervisor Gose moved and it was seconded to accept this audit report. **CARRIED BY VOICE VOTE.**

Mr. Mayer said he is presently working on the Child Support Agencies audit. No other audits, other than proposed Resolution No. 210-493 authorizing an audit of the Sheriff's Patrol Division, is scheduled. After that is completed and the new County Executive is seated, he will have a new audit schedule set up.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to R-3 for three existing duplexes. Motion by Supervisor Diakoff and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 4-1-93. A request from Mike Sanford for zoning change from R-5 (Planned Residential District) to R-3 (Two-Family Residential District) (Duplex). 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-1 in order to have one zoning classification on entire parcel. Motion by Supervisor Diakoff and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4-2-93. A request from Donald C. Halle for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential District)(Single-family, non-subdivided). Motion by Supervisor Diakoff and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to R-1 to remove floodplain designation. Motion by Supervisor Diakoff and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4-3-93. A request from Gerald F. and Elizabeth M. Neisen for zoning change from R-1/FP (Rural Residential District/Floodplain) to R-1 (Rural Residential District) (Single-family, non-subdivided). Motion by Supervisor Diakoff and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to A-2 for construction of a single family residence. Motion by Supervisor Diakoff and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4-4-93. A request from Ronald and Judith Nemitz for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Diakoff and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to R-3 for construction of a duplex. Motion by Supervisor Diakoff and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 4-5-93. A request from Timothy J. Britzke for zoning change from R-2 (Rural Residential District/Single-Family, Subdivided) to R-3 (Two-Family Residential District). Motion by Supervisor Diakoff and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 006. A report from Planning & Zoning Committee re: zoning change to B-1 for trade and contractors office. Motion by Supervisor Diakoff and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 4-6-93. A request from Todd L., Gregg C. and Bradd W. Syring for zoning change from R-1 (Rural Residential District/Single-Family, Non-Subdivided) to B-1 (Local Service District). Motion by Supervisor Diakoff and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 191-493 — Commendation to Ruth Wood

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

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

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

Submitted by,
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 192-493 — Disallow Claim of Fox Valley Humane Association

WHEREAS, your Personnel and Finance Committee has had the claim of Fox Valley Humane Association 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 Fox Valley Humane Association dated March 12, 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

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 3-Owens, Savas and Maehl. Absent: Winters and Breister. **CARRIED.**

RESOLUTION NO. 193-493 — Disallow Claim of Sophia L. Cichonski

WHEREAS, your Personnel and Finance Committee has had the claim of Sophia L. Cichonski 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 Sophia L. Cichonski dated March 3, 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

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

RESOLUTION NO. 194-493 — Disallow Claim of Gilbert Walbridge, Jr.

WHEREAS, your Personnel and Finance Committee has had the claim of Gilbert Walbridge, Jr. 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 Gilbert Walbridge, Jr. dated March 16, 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

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

RESOLUTION NO. 195-493 — Disallow Claim of Shad P. Samp

WHEREAS, your Personnel and Finance Committee has had the claim of Shad P. Samp 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 Shad P. Samp dated February 11, 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

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

RESOLUTION NO. 196-493 — Disallow Claim of Mr. and Mrs. Howard Kossel

WHEREAS, your Personnel and Finance Committee has had the claim of Mr. & Mrs. Howard Kossel 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 Mr. & Mrs. Howard Kossel dated February 17, 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

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

RESOLUTION NO. 198-493 — Deny Claim of Ronald Sprenger

WHEREAS, on or about March 8, 1993, Ronald Sprenger of the Town of Wolf River filed an Owner's Claim for Damages to Animals resulting from and directly caused by dogs, pursuant to Chapter 174, Wisconsin Statutes; and

WHEREAS, the affidavit of Ronald Sprenger indicates that said damage to animals occurred on February 14, 1993; and

WHEREAS, Section 174.11, Wisconsin Statutes, requires that such a written claim for damages must be filed with the Town Clerk within three (3) days after the owner has knowledge or notice of said damages to animals; and

WHEREAS, your undersigned Committee believes that the claim of Ronald Sprenger was untimely filed in that said claim was not filed with the Town Clerk of the Town of Wolf River before March 8, 1993 and that more than three (3) days had elapsed since Ronald Sprenger had knowledge or notice as to the damage to domestic animals owned by him.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Ronald Sprenger for damage to certain domestic animals owned by him which was allegedly caused by dogs on February 14, 1993 be denied.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 26. Nays: 7—O'Brien, Montgomery, Planalp, Bahr, Kramer, Webster and Laabs. Excused: 3—Owens, Savas and Maehl. Absent: 2—Winters and Breister. CARRIED.

RESOLUTION NO. 199-493—Amend Section 1.24 of the Rules of the Winnebago County Board (Tentative Meeting Dates for 1994)

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.

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 15	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

Motion by Supervisor Gose and seconded to adopt. Motion by Supervisor Kollath and seconded to postpone until after this years Budget Session. Ayes: 8—Kollath, Steber, Albrecht, Planalp, King, Crowley, Kramer and Diakoff. Nays: 25. Excused: 3—Owens, Savas and Maehl. Absent: 2—Winters and Breister. LOST. Motion to adopt: Ayes—29. Nays—4—Kollath, Planalp, Crowley and Diakoff. Excused: 3—Owens, Savas and Maehl. Absent: 2—Winters and Breister. CARRIED.

RESOLUTION NO. 200-493 — Approve Appraisals Upon Property Acquired In The Enforcement of Delinquent Tax Liens

WHEREAS, those properties described in the attached Exhibit A, which is hereby incorporated and made a part of this Resolution, were acquired pursuant to the enforcement of delinquent tax liens on April 21, 1992; and

WHEREAS, pursuant to Section 3.03(1), General Code of Winnebago County, appraisals upon those properties acquired in the enforcement of delinquent tax liens as described in Exhibit A have been obtained by the Winnebago County Treasurer from Kargus Appraisals, Oshkosh; and

WHEREAS, Section 3.03(1), General Code of Winnebago County requires that the County Board approve the appraisals made upon property acquired in the enforcement of delinquent tax liens.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves all those appraisals made upon properties acquired in the enforcement of delinquent tax liens on April 21, 1992 as is shown in Exhibit A, which is hereby made a part of this Resolution by reference.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 201-493 — Prohibit Use Of County Property Tax Levy Funds For Development Or Operation Of Amtrak Service

WHEREAS, Governor Thompson has allocated \$600,000 for the study of the feasibility of Amtrak service from Milwaukee to Green Bay; and

WHEREAS, this service would run through and make several stops in Winnebago County; and

WHEREAS, local financial support may be requested with regard to the completion of the feasibility study to operate Amtrak; and

WHEREAS, the Winnebago County Board of Supervisors is committed to not increasing the County's property tax levy rate.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby prohibits the use of any County property tax levy funds to be expended for the development or operation of Amtrak service, unless specifically authorized otherwise by the Winnebago County Board of Supervisors.

Submitted by,

DAVID KOLLATH

COUNTY BOARD SUPERVISOR

DISTRICT #1

Motion by Supervisor Kollath and seconded to adopt. Ayes: 7 Kollath, Steber, Lauson, Gose, Hue, Diakoff and Laabs. Nays: 25. Abstained: 1—Kramer. Excused: 3—Owens, Savas and Maehl. Absent: 2—Winters and Breister. LOST.

RESOLUTION NO. 202-493 — Support Changes to Wisconsin Statute 40.65 Duty Disability and Death Benefits; Protective Occupation Participants

WHEREAS, State Statute 40.65 provides Duty Disability and Death benefits for protective occupation participants; and

WHEREAS, protective occupation participants are presently considered entitled to a duty disability benefit if the employee is injured while performing his/her duty or contracts a disease due to his/her occupation, if the disability is likely to be permanent and the disability causes the employee to retire from his/her job or if the employee's pay, or position is reduced or he/she is assigned light duty or the employee's promotional opportunities within the service are adversely affected due to the disability; and

WHEREAS, the Wisconsin Retirement Board determined whether or not an employee is eligible for disability benefits on the basis of an application filed by the employee with written certification of the applicants disability by two physicians, one of whom is approved or appointed by the Wisconsin Retirement Board and a statement from the employer that the injury or disease leading to the disability was duty related; and

WHEREAS, the determination of disability does not allow for the employer to provide input in the determination process such as a written certificate of disability from a physician of the employer's choice; and

WHEREAS, employees with only a five percent (5%) disability have been determined by the Wisconsin Retirement Board to be eligible for the full disability benefit; and

WHEREAS, the Americans With Disabilities Act directs employers to provide job opportunities to individuals with disabilities and S.S. 40.65 has no provisions that would encourage disabled employees to accept other employment with the employer that would reduce the cost to the employer and taxpayer; and

WHEREAS, all Wisconsin Counties are assessed a minimum of one percent (1%) of its protective service payroll to fund the duty disability benefits; and

WHEREAS, counties with one or more claims are assessed a higher percentage, counties with two or more claims pay five percent (5%) of its protective service payroll when the payment exceeds three percent (3%) of the payroll; and

WHEREAS, Winnebago County has no voice in determining eligibility or ability to require disabled protective service employee to accept other county employment that would reduce the county and taxpayer liability under this law; and

WHEREAS, the disability program is inordinately difficult to administer, allows benefits to individuals who are able to work, and it unreasonably costly to employers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Legislature be strongly urged to revise Wis. Stat. 40.65 to allow counties to provide input in the determination process; allow counties to require disabled protective service employees to accept other county employment; and otherwise strengthen the law to provide disability benefits to protective service employees in a manner that is fair and equitable to the County and taxpayers as well as the employee.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to all area legislators representing the electorate of Winnebago County, the Wisconsin Counties Association and Lobbyist Lisa Hilbert, and that they be urged to consider changes prepared by the Chief Counsel of the Department of Employee Trust Funds, dated December 27, 1991, a copy of which is herewith attached.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 1—Pawlowski. Excused: 3—Owens, Savas and Maehl. Absent: 2—Winters and Breister. CARRIED.

RESOLUTION NO. 203-493 — Support Assembly Bill 274

WHEREAS, the Wisconsin Family Leave Act (Section 103.10, Wisconsin Statutes) has been held by the Wisconsin Court of Appeals to allow employees to utilize any form of paid or unpaid leave for family leave or medical leave; and

WHEREAS, said Statute has resulted in employees utilizing paid leave such as sick leave and funeral leave as a substitute for family leave; and

WHEREAS, the present Wisconsin Family Leave Statute imposes unexpected costs on employers, especially municipal employers, as a result of the language of that Statute.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby voices its support for the passage of 1993 Assembly Bill 274 by the Wisconsin State Legislature.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to provide a copy of this Resolution to all State Legislators representing constituencies within Winnebago County, to the Office of the Governor, to the Wisconsin Counties Association and to Lisa Hilbert, Lobbyist for Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 30. Nays: 2—Gose and Schwartz. Excused: 3—Owens, Savas and Maehl. Absent: 3—Winters, Planalp and Breister. CARRIED.

RESOLUTION NO. 204-493 — Oppose Assembly Bill 58

WHEREAS, Assembly Bill 58 is presently pending before the Wisconsin State Assembly; and

WHEREAS, said Bill would direct the State Ethics Board to prepare by Administrative Rule model codes of ethics for local governments, which would then be required to adopt these codes and enforce them for elected appointed officials (including such people as planning committees) and key administrative employees; and

WHEREAS, Assembly Bill 58 would also require local officials to disclose economic interests; and

WHEREAS, Assembly Bill 58 would require any candidate for local office or any person holding an office to file a financial statement disclosing assets and sources of income, if that official's salary exceeded a certain limit; and

WHEREAS, your undersigned Committee believes that said proposed legislation would act as a substantial disincentive to qualified persons to seek public office or to accept appointment to administrative positions or to local boards and committees.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby expresses its objection to the passage of Assembly Bill 58.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that hereby directs the Winnebago County Clerk to provide a copy of this Resolution to all State Legislators representing constituencies within Winnebago County, to the Office of Governor, to the Wisconsin Counties Association and to Lisa Hilbert, Lobbyist for Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 29. Nays: 2—Pawlowski and Gose. Abstained: 1—Kramer. Excused: 3—Owens, Savas and Maehl. Absent: 3—Winters, Breister and Planalp. CARRIED.

RESOLUTION NO. 205-493 — Authorize Quit Claim of Underwater Property to State of Wisconsin, Department of Natural Resources

WHEREAS, Winnebago County, by virtue of tax deed, owns certain properties which are located underwater in Lake Butte des Morts in the Town of Winneconne, which are described below; and

WHEREAS, the Wisconsin Department of Natural Resources has recommended that rock rubble breakwalls be installed in Lake Butte des Morts and that wildlife islands also be constructed within the Lake for the purpose of enhancing critical fish and wildlife habitat area and for the purpose of improving water clarity; and

WHEREAS, the Wisconsin Department of Natural Resources desires to obtain from Winnebago County property owned by Winnebago County which lies under Lake Butte des Morts for the purpose of constructing said breakwalls and wildlife islands; and

WHEREAS, your undersigned Committee believes it to be in the best interests of the citizens of Winnebago County that said lands be conveyed to the State of Wisconsin for said purposes.

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 convey to the State of Wisconsin, Department of Natural Resources, those properties described below by Quit Claim Deed, located in the Town of Winneconne, said property comprising of approximately 120 underwater acres of property:

NW NE T19 R15 S36, Town of Winneconne, Winnebago County
W1/2 SW NE T19 R15 S36, Town of Winneconne, Winnebago County
NE NW T19 R15 S36, Town of Winneconne, Winnebago County
E1/2 SE NW T19 R15 S36, Town of Winneconne, Winnebago County

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that at the time of conveyance of said property, Winnebago County shall retain a reversionary interest in said property to the extent that said property shall revert to Winnebago County should said property cease to be used for the protection or enhancement of critical fish and habitat areas in Lake Butte des Morts.

BE IT FURTHER RESOLVED that said property should be conveyed to the State of Wisconsin upon the payment by the State of Wisconsin of the total sum of \$1.00 to Winnebago County.

Submitted by,

**PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE**

Motion by Supervisor Wagner and seconded to adopt. Ayes: 31. Nays: 1—Pawlowski. Excused: 3—Owens, Savas and Maehl. Absent: 3—Winters, Planalp and Breister. **CARRIED.**

RESOLUTION NO. 206-493—Authorize Granting of 30 Foot Ingress and Egress Easement To Chester A. Thums and Louise A. Thums

WHEREAS, Winnebago County has obtained property formerly owned by the State of Wisconsin upon Waukau Creek in the Town of Rushford for the purpose of creating a park in said area; and

WHEREAS, Chester A. Thums and Louise A. Thums own property adjacent to said park land; and

WHEREAS, Chester A. Thums and Louise A. Thums have used a dirt road or pathway which traverses the County's property for agricultural purposes; and

WHEREAS, your undersigned Committee desires to grant to Chester A. Thums and Louise A. Thums an ingress and egress easement through the property for agricultural purposes which would run with their property, said easement being 30 feet in width.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk, for the sum of \$1.00, to grant an ingress and egress easement through County-owned property located in the Town of Rushford, Winnebago County, to Chester A. Thums and Louise A. Thums for agricultural purposes, said easement to be described as follows and to run with the land:

North 1/2 of the Northeast 1/4, Section 36, Township 18 North, Range 14 East, Town of Rushford, Winnebago County, Wisconsin.

Commencing at the Northeast corner of Section 36, Thence North 88o57'23" West 1445.43 feet along the North line of the Northeast 1/4; Thence South 38.97 feet to the South Right-of-way of C.T.H. "K" and the Point of Beginning of a 30 foot wide Easement lying 15 feet on each side of the following described center line of an existing farm lane; Thence South 52o24'19" East 68.53 feet; Thence South 17o18'02" East 132.14 feet; Thence South 40o58'23" East 84.79 feet to the West line of the East 1,296.24 feet of the Northeast 1/4 of Section 36 and the end of the 30 foot Ingress-Egress Easement.

Submitted by,

PARKS & RECREATION COMMITTEE

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

RESOLUTION NO. 207-493 — Authorize Sale of Property to Carl F. Otto

WHEREAS, Winnebago County has acquired from the State of Wisconsin property located upon Waukau Creek in the Town of Rushford, Winnebago County, for purposes of creation of a park upon said property; and

WHEREAS, Carl F. Otto, an adjacent land owner to said park property has, for a number of years, occupied a minor encroachment upon said property; and

WHEREAS, it is in the best interests of Winnebago County, in your undersigned Committee's opinion, that said property encroached upon by Carl F. Otto, which occupies approximately 303 square feet, be quit claimed to Carl F. Otto.

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 quit claim to Carl F. Otto, for the sum of \$1.00, the following described parcel of property:

A parcel of land located in the Northeast 1/4, of Section 36, Township 18 North, Range 14 East, Town of Rushford, Winnebago County, Wisconsin, containing 303 square feet of land and described as follows — — — Commencing at the Northeast corner of Section 36; thence North 88 57'23" West 1296.24 feet along the North line of the Northeast 1/4 to the Point of Beginning; Thence South 00o38'45" West 38.35 feet; Thence South 00o48'23" West 175.59 feet; Thence South 88o57'23" east 2.92 feet; Thence North 00o00'16" West 213.97 feet; to the Point of Beginning.

Submitted by,
PARKS & RECREATION COMMITTEE

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

RESOLUTION NO. 208-493 — Authorize Sale of Property to Michael L. Haemmerle and Deborah A. Haemmerle

WHEREAS, Winnebago County has acquired from the State of Wisconsin property located upon Waukau Creek in the Town of Rushford, Winnebago County, for purposes of creation of a park upon said property; and

WHEREAS, Michael L. Haemmerle and Deborah A. Haemmerle, an adjacent land owner to said park property has, for a number of years, occupied a minor encroachment upon said property; and

WHEREAS, it is in the best interests of Winnebago County, in your undersigned Committee's opinion, that said property encroached upon by Michael L. Haemmerle and Deborah A. Haemmerle, which occupies approximately 21,470 square feet, be quit claimed to Michael L. Haemmerle and Deborah A. Haemmerle.

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 quit claim to Michael L. Haemmerle and Deborah A. Haemmerle, for the sum of \$1.00, the following described parcel of property:

A parcel of land located in the Northeast 1/4 of Section 36, Township 18 North, Range 14 East, Town of Rushford, Winnebago County, Wisconsin containing 21,470 square feet of land and described as follows:

Beginning at the Southeast corner of Certified Survey Map No. 2383; thence North 27o37'56" West (recorded as North 27o20'00" West) 149.10 feet along the Easterly line of said C.S.M. No. 2383; Thence North 65o00'00" East 82.09 feet along said Easterly line; Thence North 25o00'00" West 155.73 feet (recorded as 157.95 feet) along said Easterly line to the Easterly Right of Way of S.T.H. "116"; Thence South 57o59'19" East 124.50 feet; Thence South 04o50'12" East 213.37 feet; Thence South 65o02'27" West 69.84 feet; to the Point of Beginning.

Submitted by,
PARKS & RECREATION COMMITTEE

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

RESOLUTION NO. 209-493: — Authorize Transfer of \$12,980 From Contingency Fund to Sheriff's Patrol Division Fund For the Purchase of Patrol Vehicle

WHEREAS, monies were originally budgeted within the Jail Assessment Fund for the purchase of a new patrol vehicle; and

WHEREAS, the Attorney General ruled in January, 1993, that a patrol vehicle could not be purchased with money contained within a County's Jail Assessment Funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$12,980 from the Winnebago County Contingency Fund to the Sheriff's Patrol Division Fund for the purchase of a new patrol vehicle.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 31. Nays: 0. Excused: 3—Owens, Savas and Maehl. Absent: 4—O'Brien, Winters, Planalp and Breister. **CARRIED.**

RESOLUTION NO. 210-493: — Authorize Operational Audit of Sheriff's Patrol Division

BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the County Auditor to perform an operational audit of the Sheriff's Patrol Division.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 211-493 — Authorize Total Budget For Human Services Facility Building in Neenah

WHEREAS, the Hoffman Corporation has provided to your undersigned Committee an estimate project budget for the Human Services Facility Building in Neenah in the amount of \$2,923,727.00, with said budget including items for which expenditures have already been made such as land; and

WHEREAS, your undersigned Committee believes that the estimated project budget as submitted by Hoffman Corporation is reasonable.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves an estimated project budget for the Neenah Human Services Building in an amount not to exceed \$2,923,727.00.

Submitted by,
PROPERTY MANAGEMENT & MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Supervisor Lace asked that the Resolution be corrected by changing "Submitted by, Human Services Facilities Committee", to "Submitted by, Property Management and Maintenance Committee". Ayes: 27. Nays: 6 — Pawlowski, Steber, Putzer, Crowley, Sievert and Laabs. Excused: 3 - Owens, Savas and Maehl. Absent: 2. Winters and Breister. CARRIED.

RESOLUTION NO. 212-493 — Authorize Ground Lease Between Winnebago County and Michael and Denise Butler (Ground Lease—Airport)

WHEREAS, Michael and Denise Butler, 4560 Island View Drive, Oshkosh, Wisconsin have indicated to Winnebago County a desire to enter into a Ground Lease for approximately 1800 sq. feet of Airport property for a term of Twenty-five (25) years with an option to renew the Lease for five additional periods of five years each at a cost of \$.07c per square foot per year or \$350.00, whichever is greater, for the first five years of the initial Lease term; and

WHEREAS, Michael and Denise Butler desire to lease such Airport property for the purpose of constructing an Airport 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 Michael and Denise Butler 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 Hue and seconded to adopt. Ayes: 28. Nays: 2—Pawlowski and Finch. Abstained: 1—Hue. Excused: 3 Owens, Savas and Maehl. Absent: 4—O'Brien, Winters, Planalp and Breister. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn to May 18, 1993 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:00 p.m.

Respectfully submitted,

Susan T. Ertmer

Deputy Winnebago County Clerk

State of Wisconsin)

County of Winnebago)ss

I, Susan T. Ertmer, 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 April 20, 1993.

Susan T. Ertmer

Deputy Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, MAY 18, 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 present except Rankin, Winters, Pawlowski and King, who were excused.

Supervisor Robl moved and it was seconded to accept the minutes of April 20, 1993. **CARRIED BY VOICE VOTE.**

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

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Tou Lee regarding injuries and damages sustained in an accident with Highway Department snowplow was referred to Personnel & Finance Committee. Notice of Claim from Geiger Auto Body regarding damage to vehicles due to alleged negligence of Highway Department was referred to Personnel & Finance Committee. Notice of Claim from Keith Braatz regarding alleged damage to car on Highway 41 due to loose gravel and stone was referred to Personnel & Finance Committee. Notice of Claim from J. D. Lammers regarding alleged conspiracy and falsifying clinical records, kidnapping and obstructing Grand Jury investigations was referred to Personnel & Finance Committee. Notice of Claim from Donald Kumbier regarding alleged injuries sustained as a result of excessive use of force by Sheriff's Department officer was referred to Personnel & Finance Committee.

Letters from Governor Tommy Thompson, Senator Michael Ellis, Representative Robert Welch and Representative Gregg Underheim regarding County Board resolutions forwarded to them were read and placed on file. A letter from Omni Engineers regarding a public hearing regarding the design for Winneconne Avenue from Green Bay Road to Harrison Street to be held May 27, 1993 at Neenah City Hall from 5 p.m. to 7:30 p.m. was read and placed on file. Letters from UW-Oshkosh Chancellor John E. Kerrigan and Mr. William J. Schlapman, Winneconne, Wis. in favor of Resolution No. 187-393, E.A.A. Lease, were read and placed on file.

Petition for Zoning Amendment from Anthony C. Murphy for change from R-4 to R-5 for multi-family development was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from James H. Salm for change from A-2 and M-1 for mini-warehousing was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Thomas Gabert for change from R-1 to R-3 for duplex lots was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Clifford Baker for change from A-2 to A-2/M-3 for sand pit was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from William Manske for change from R-3 to R-4 for open space for twelve unit apartment was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Arnold F. Henke for change from B-3 to B-3 Highway Business for landscape and nursery business was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Marlyn L. Robbert for change from R-1 to R-3 for construction of a duplex was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Wes Koeffler for change from R-3 and B-3 to B-3 for radio station studio and corporate headquarters was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Owens reported that the Assembly passed a bill to remove the partial veto from the Governor. She didn't think the Senate would pass it. Supervisor Hue stated he voted to abstain on Resolution 212-493 at the April meeting, but intended to vote aye. Chairman Maehl reviewed the County Board rule 1.184 which states: "A voting error shall be brought to the attention of the Chair before a vote is called on the next item before the Board or no corrective action will be taken."

PUBLIC HEARING

Ken Bender, 806 Oak Street, Oshkosh, Wis., Gene Goodson, Chairman/CEO of Oshkosh Truck, Watson Whiteside, 216 Cedar Street, Neenah, Wis., Dennis Noone, President of Firstar Bank, Oshkosh, Wis., Gordon Doule, 1225 Summit Avenue, Oshkosh, Wis., Tom Shepeck Chairman of the Airport Action Group, and Jim Sonnleitner, 2339 Mt. Vernon, Oshkosh, Wis. spoke in support of Resolution 187-393, E.A.A. Lease. Gilbert Pollnow, 2020 Wisconsin, Oshkosh, Wis. and Carl Sosnoski, 3040 Knapp Street Road, Oshkosh, Wis. opposed Resolution 187-393, E.A.A. Lease because it does not include the inflationary rate and for numerous other reasons.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported the tour of the airport facilities and the annual County Board tour were very informative. The Living in the 90's Conference will be held June 8th. Members should notify the County Clerk if they wish to attend the NACo Convention in Chicago in July or the Wisconsin Counties Convention in Waukesha County in September. Committees wishing to submit resolutions for the Wisconsin Counties convention should first submit them to the County Board for action. An Open Meetings Law seminar will be held June 17th in Neenah. The Special Orders of Business meeting will be June 1st. Information Systems Director David Henneman won the contest in the County newsletter by submitting the name of Calvin Coolidge as the author of the speech on "Persistence". Chairman Maehl welcomed new County Executive Jack Steinhilber and declared a recess for a short reception for him.

APPOINTMENTS

1996 WISCONSIN COUNTIES CONVENTION COMMITTEE

Chairman Maehl appointed the following persons to serve on the 1996 Wisconsin Counties Convention Committee to promote hosting the 1996 convention in Winnebago County:

Supervisor David Albrecht
Supervisor Patrick O'Brien
Supervisor John Hue
Supervisor John Schaidler
Supervisor Lynne Webster

ELDERLY & HANDICAPPED TRANSPORTATION COMMITTEE

Chairman Maehl appointed Supervisor William Breister to replace Supervisor Carol Owens on the Elderly & Handicapped Transportation Committee.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber thanked Joe Maehl for filling in as County Executive until the ballots could be recounted and he could assume his duties. He stated he has been reading many reports and visiting departments to see first-hand the programs and procedures in action. He cited four challenges: (1) Ensuring the quality of our product, with a user-friendly Courthouse; (2) Efficiency, to avoid the waste of time and money; (3) Cost controls, to keep the property tax rate from rising, and if possible, reducing it; and (4) Establishing priorities. We must postpone some projects until we are fiscally able to implement them. He stressed maintaining and improving our airport and solidifying our relationship with E.A.A. He supported the proposed E.A.A. lease.

He spoke about the media attention to our judiciary and drunk drivers. Our jail is approved to handle 129 prisoners, but we have been averaging 140 in the past few months, plus housing 30 adult prisoners out of county at \$55 per day. He is investigating a separate facility which could house inmates not requiring maximum security. He is reviewing long range projects such as highway improvements, garage facilities, Social Services/Human Services offices, airport master planning and County long term financing. He will meet with Outagamie County Executive Van De Hey to discuss juvenile detention facilities and other mutual concerns.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to B-3 for mini-warehousing. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 5-01-93. A request from Robert M. and Doris M. Griese, Jr. for zoning change from B-3 (General Business District) to B-3 (Highway 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 B-3 to make entire lot within one zoning district. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5-02-93. A request from Kurt E. Brose/Sabre Properties for zoning change from B-3/R-4 (General Business/Multiple-Family Res. District) to B-3 (General Business 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-1 for construction of a single-family residence. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5-03-93. A request from John J. and Frances M. Paulus for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential District, single-family, nonsubdivided). 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 B-3 for retail sales. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to A-2 for construction of a single family residence. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5-05-93. A request from John W. and Carol R. McBriar for zoning change from A-1 (Agri-Business District) to A-2 (General Farming 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 A-2 for construction of a single family residence. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5-06-93. A request from Stephen Glen Dedow for zoning change from A-1 (Agri-Business District) to A-2 (General Farming 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 M-2 (Heavy Industrial) for parking in conjunction with industrial development. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 5-07-93. A request from Wisconsin Tissue Mills, Inc. for zoning change from R-2 (Suburban Residential Dist.). Single Family sub divided to M-2 (Heavy Industrial) for parking in conjunction with industrial development. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 008. A report from Planning & Zoning Committee re: zoning change to B-3 (Highway Business) for storage and vehicular repair. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

REPORT NO. 009. A report from Planning & Zoning Committee re: zoning change to R-1 for single-family residential development. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 5-09-93. A request from Jack Borchert/Paul Heider for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential District, single-family, subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10. A request from Town of Omro on behalf of Glenn and Lerayne Beck for zoning change from Agriculture 1 to Residential 1. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES

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

Motion by Supervisor Albrecht and seconded to adopt. Discussion held on various aspects of the lease. Supervisor Gose moved, Supervisor Steber seconded to amend page 2 of the lease, 2. Term, second sentence to delete "Lessee, at its sole discretion and option" and insert "Lessee and Lessor, by mutual agreement". Corporation Counsel Bodnar stated the County Board cannot amend the lease, but can amend the accompanying resolution. Supervisor Gose moved, Supervisor Steber seconded to amend the resolution to insert at line 21, "WHEREAS, contingent upon the following amendment being made to the lease and being accepted by E.A.A., page 2 of the lease, 2. Term, second sentence to delete "Lessee, at its sole discretion and option" and insert "Lessee and Lessor, by mutual agreement". Vote on Gose amendment: Ayes: 8 -Lace, Steber, Gose, Bahr, Crowley, Diakoff, Owens and Laabs. Nays: 26. Excused: 4 —Rankin, Winters, Pawlowski and King. AMENDMENT LOST.

Supervisor O'Brien moved and it was seconded to close debate. Two-thirds vote required. Ayes: 18—Kollath, Barker, O'Brien, Maehl, Koziczkowski, Lauson, Albrecht, Schwartz, Montgomery, Sundquist, Planalp, Wagner, Troxell, Robl, Lawson, Kramer, Hue, Breister. Nays: 16—Savas, Lace, Steber, Gose, Shute, Putzer, Bahr, Crowley, Schaidler, Finch, Sievert, Zellmer, Diakoff, Webster, Owens, Laabs. Excused: 4—Rankin, Winters, Pawlowski and King. LOST.

Supervisor Diakoff moved and it was seconded to amend line 29 of the resolution to change the dates to June 1, 1993 through May 31, 2018. CARRIED BY VOICE VOTE.

Supervisor Lace moved, Supervisor Steber seconded that the lease payments for 1993-1994 be \$75,000 and 1995 to 2017 be indexed at the rate of inflation. Ayes: 6—Diakoff, Lace, Steber, Bahr, Owens and Laabs. Nays: 27. Abstention: 1 -Crowley. Excused: 4—Rankin, Winters, Pawlowski and King. LOST.

VOTE ON RESOLUTION AS AMENDED: Ayes: 27. Nays: 7—Laabs, Owens, Diakoff, Lace, Steber, Bahr and Crowley. Excused: 4 Rankin, Winters, Pawlowski and King. CARRIED.

Supervisor Planalp moved and it was seconded to reconsider Resolution 187-393. Supervisor Schaidler moved and it was seconded to postpone the vote on reconsideration to the June 15, 1993 meeting. Ayes: 12—Koziczkowski, Lace, Steber, Gose, Shute, Putzer, Bahr, Robl, Crowley, Schaidler, Owens, Laabs. Nays: 22. Excused: 4—Rankin, Winters, Pawlowski and King.

SCHAIDLER AMENDMENT LOST. Vote on Planalp's motion to reconsider: Ayes: 16—O'Brien Koziczkowski, Maehl, Lauson, Albrecht, Montgomery, Sundquist, Planalp, Wagner, Putzer, Troxell, Lawson, Schaidler, Sievert, Zellmer, Breister. Nays: 17—Kollath, Barker, Lace, Steber, Gose, Shute, Schwartz, Bahr, Robl, Crowley, Kramer, Finch, Hue, Diakoff, Webster, Owens, Laabs. Abstention: 1—Savas. Excused: 4—Rankin, Winters, Pawlowski and King. LOST.

Supervisor Diakoff requested a letter from E.A.A. be made a part of the record. It is as follows:

March 11, 1993

Mr. David Albrecht, Aviation Committee Chairman
Winnebago County Board of Supervisors
Winnebago County Courthouse
415 Jackson Street
P.O. Box 2808
Oshkosh, Wisconsin 54903-2808

Dear Mr. Albrecht and Committee Members;

The Experimental Aircraft Association has demonstrated a strong commitment, both financial and otherwise, to Wittman Regional Airport. Our convention operations have been located in Oshkosh since 1970. In 1983 the Museum and Headquarters also relocated here. As a longtime tenant, we are proud of the growth and development that has taken place in and around the Airport.

In particular, EAA concurs with the findings of the Wittman Regional Airport improvement plan update and the resulting Airport Master Plan. We believe the improvements as highlighted by the Airport Master Plan will ensure that Wittman Regional Airport will continue to be an asset to the entire community. We see it as an opportunity for compatible general aviation development throughout the Airport.

Accordingly, EAA is pleased to provide a financial pledge totaling \$590,000 in support for the Airport Master Plan. The pledge payments will correspond with the attached schedule and shall be made at the end of each year that the improvements highlighted are either under contract or have been completed.

Throughout the recent Lease re-negotiations EAA looked upon its relationship with Winnebago County as a partnership that will be of benefit to everyone involved. We look forward to a continued successful association with Wittman Regional Airport and Winnebago County.

Sincerely,

EXPERIMENTAL AIRCRAFT ASSOCIATION

Tom Poberezny, President

PLEDGE PAYMENT SCHEDULE

	YEAR	PROJECT NUMBER	PROJECT	PAYMENTS
Step 1	1993	#3	Begin west side property acquisition	\$ 55,000
	1994	#1	Extend hammerhead taxiway west	
		#4	Continue west side land acquisition	\$ 75,000
	1995	#1	Extend taxiway P to the north	
		#2	Construct GA apron at approach end of RW 4	
		#3	Connect west side service road near north end	
	1996	#5	Complete west side land acquisition	\$105,000
		#2	Develop Class GA parking area	
	1997	#3	Develop north transient parking/camping	\$105,000
		#1	Develop Showplane GA camping area	
#2		Develop south transient parking/camping		
		#3	Expand hammerhead apron.	\$105,000
			Subtotal	\$445,000
Step 2	2000	#1	Develop south side parallel taxiway	
		#5	Extend taxiway P to south end of RW 18-36	
		#6	Extend taxiway P to south GA parking/camping	\$ 85,000
Step 3	2006	#2	Wide, straighten and light taxiway P and exists	\$ 60,000
			Total	\$590,000

RESOLUTION NO. 213-593 — Amend Rules of Winnebago County Board of Supervisors—Create Section 5.30

WHEREAS, the Winnebago County Board of Supervisors eliminated the Governmental Relations Committee approximately one year ago; and

WHEREAS, your undersigned Committee believes that it would be in the best interests of the Supervisors of the Winnebago County Board as well as the citizens of Winnebago County that Supervisors are regularly alerted to developments occurring in relationship to legislation which is pending before the Wisconsin State Legislature; and

WHEREAS, the creation of a Committee of Chairmen by the Winnebago County Board of Supervisors for the purpose of providing information to committee members as to pending legislation would effectively serve such a purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Rules of the Winnebago County Board of Supervisors so as to create Section 5.30 -Committee of Chairmen, within said Rules, with said Rule to read as follows:

- 5.30 **COMMITTEE OF CHAIRMEN**
- 5.3011 This Committee shall consist of all Chairmen of Winnebago County Board of Supervisors Committees as well as the Chairmen of the Health and Social Services Board, the Community Programs Board and the Solid Waste Management Board.
- 5.3012 The Committee of Chairmen shall be responsible for reviewing legislation pending before the Wisconsin State Legislature with the Winnebago County Board of Supervisors' Lobbyist and for reporting pending legislation of interest to Winnebago County to the Winnebago County Board of Supervisors as well as to the respective Committees of the Winnebago County Board of Supervisors, the Winnebago County Social Services Board, Community Programs Board and Solid Waste Management Board.
- 5.3013 The Committee of Chairmen shall not, as a Committee, have the authority to introduce resolutions or ordinances before the Winnebago County Board of Supervisors.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Supervisor Gose moved and it was seconded to adopt. Supervisor Montgomery moved and it was seconded to remove the word "not" from line 33. Ayes: 4—Schwartz, Montgomery, Sundquist, Zellmer. Nays: 28. Excused: 6—O'Brien, Lace, Rankin, Winters, Pawlowski, and King. LOST. Vote on resolution: Two-thirds vote required. Ayes: 12 - Kollath, Barker, Savas, Maehl, Koziczkowski, Lauson, Gose, Schwartz, Montgomery, Planalp, Kramer, Webster. Nays: 20. Excused: 6—O'Brien, Lace, Rankin, Winters, Pawlowski and King. LOST.

RESOLUTION NO. 214-593 — Commendation to Ruth Smith

WHEREAS, Ruth Smith has been employed with Circuit Court Branch I of Winnebago County, for the past thirty-three years and eleven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Ruth Smith 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 Ruth Smith 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 Ruth Smith.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Supervisor Diakoff moved and it was seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 215-593 — Disallow Claim of Robert J. Fritsch

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Robert J. Fritsch dated April 16, 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: 29. Nay: 1—Barker. Excused: 8—O'Brien, Pawlowski, Lace, King, Finch, Rankin, Wagner, Winters. CARRIED.

RESOLUTION NO. 216-593 — Disallow Claim of Walter Cichonski

WHEREAS, your Personnel and Finance Committee has had the claim of Walter Cichonski 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 Walter Cichonski dated March 31, 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: 29. Nay: 1—Gose. Excused: 8—O'Brien, Lace, Pawlowski, Winters, Wagner, Finch, Rankin, King. CARRIED.

RESOLUTION NO. 217-593 — Disallow Claim of Susan C. Vitor

WHEREAS, your Personnel and Finance Committee has had the claim of Susan C. Vitor 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 Susan C. Vitor dated April 12, 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

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 30. Nays: 0. Excused: 8—O'Brien, Lace, Pawlowski, Winters, Wagner, Finch, Rankin, King. CARRIED.

RESOLUTION NO. 218-593 — Commendation to Clayton Frahm

WHEREAS, Clayton Frahm has been employed with the Highway Department of Winnebago County, for the past thirty years and one month, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Clayton Frahm 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 Clayton Frahm 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 Clayton Frahm.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Supervisor Diakoff moved and it was seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 219-593 — Continued Support of Wisconsin Land Information Program

WHEREAS, the Land Information Program, the funding and grant mechanisms for land records modernization were established as part of 1989 Wisconsin Act 339, which has a sunset clause of July 1, 1996, and;

WHEREAS, Winnebago County has benefitted from the Land Records Program by retaining collected fees of approximately \$150,000 a year, and;

WHEREAS, Winnebago County has been approved for a grant of \$100,000 from collected fees administered by the Land Records Modernization Program, for specific modernization objectives, and;

WHEREAS, Winnebago County recognizes and applauds the goal of the Land Records Modernization Program which is the integration and cooperation between federal, state and local governments and the private sector as pertaining to land records modernization thereby minimizing redundancy and maximizing the value of the tax dollar, and;

WHEREAS, Winnebago County would not be able to continue modernization as set forth in the countywide plan for land records modernization without the mechanisms provided by the Land Records Program, and;

WHEREAS, the Governor's proposed budget for 1993-1995 provides for sunseting 1989 Wisconsin Act 339 and removing the Land Records Program; leaving Winnebago County and the State of Wisconsin without a source of funding or guidance in land records modernization, thus jeopardizing progress already achieved, and;

WHEREAS, the Land Information Board has administered the Land Information Program and the grant process is the only fair and equitable way possible and that the future success of any county's land record modernization is dependant on the integration and cooperation which the Board has inspired statewide.

NOW, THEREFORE BE IT RESOLVED, that the Winnebago County Board of Supervisors hereby urges the State Legislature to amend the proposed budget, eliminating the sunset clause on 1989 Wisconsin Act 339 and making a positive commitment to the future of Land Records Modernization in the State of Wisconsin.

BE IT FURTHER RESOLVED, that the County Clerk forward copies of this Resolution to Governor Thompson, Senators Carol Buettner and Michael Ellis, and to Representatives Gregg Underheim, Robert Welch, Judith Klusman, and Dean Kaufert.

Submitted by,

PLANNING AND ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Rankin, Winters, Pawlowski, King, Troxell, O'Brien and Finch. CARRIED.

RESOLUTION NO. 220-593 — Authorize Acceptance of State Grant Monies by Community Programs Department

WHEREAS, the Winnebago County Department of Community Programs receives annually an allocation of federal mental health block grant monies through the State of Wisconsin; and

WHEREAS, in recent years, this annual allocation to Winnebago County has been \$7,004.00 which has been allocated to the Department's prevention budget; and

WHEREAS, in calendar year 1993 and subsequent years the amount of the mental health block grant funds has increased and will increase substantially; and

WHEREAS, the State of Wisconsin requires the submission of a plan by the Winnebago County Department of Community Programs to indicate how this additional funding will be spent, with Winnebago County's current plan allocating funds for the purchase of supported living services by contract; and

WHEREAS, officials from the State of Wisconsin have given preliminary approval to Winnebago County's plan and allocation of funds.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the Winnebago County Department of Community Programs is granted approval to receive the amount of \$43,653.00 for fiscal year 1993 from the State of Wisconsin to fund prevention activities as budgeted and to fund supported living services for the long term mentally ill, and in subsequent years to receive from the State a grant in the amount of \$50,657.00, contingent upon approval of the annual budget proposals submitted in each of the succeeding years.

Submitted by,

COMMUNITY PROGRAMS BOARD

Supervisor Schwartz moved and it was seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Pawlowski, O'Brien, Winters, Wagner, Finch, Rankin, King. CARRIED.

RESOLUTION NO. 221-593 — Commendation to Joseph Maehl

WHEREAS, Joseph Maehl, by virtue of his office as County Board Chairman, served as temporary County Executive from April 20, 1993 through May 4, 1993, by virtue of the fact that a Certificate of Election could not be issued to the newly elected County Executive until such time as a recount procedure had been completed; and

WHEREAS, there has been no previous precedent of a County Board Chairman serving as a temporary County Executive due to that office not being filled as the result of a pendency of a recount; and

WHEREAS, Joseph Maehl served Winnebago County well and with grace and distinction during his short term as temporary County Executive.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby commends Joseph Maehl for his service to Winnebago County as temporary County Executive during the period from April 20, 1993 through May 4, 1993.

Submitted by,
**WINNEBAGO COUNTY BOARD OF
SUPERVISORS** (with exception
of Joseph Maehl)

Motion by Supervisor Planalp and seconded to adopt. Supervisors Planalp and Schaidler came forward and presented a plaque to Chairman Maehl in recognition as the first interim County Executive in the state. Vote on resolution: **CARRIED BY UNANIMOUS VOICE VOTE**. Supervisor Sundquist moved to amend the name to "Joseph Maehl the Fourth". No second.

RESOLUTION NO. 222-593 — Authorize Transfer of \$17,500 from Contingency Fund to Professional Services Account of Planning Department (Detention Space Study)

WHEREAS, the present Winnebago County Jail has been remodeled to house the maximum number of adult and juvenile prisoners; and

WHEREAS, Winnebago County presently houses 25 to 30 prisoners a day in other county facilities at a cost of \$55.00 per day per prisoner; and

WHEREAS, an additional 40 adult bed spaces are needed to house current prisoners; and

WHEREAS, based upon past trends, it is projected that an additional 80 adult maximum security bed spaces will be needed within the next 10 years within the Winnebago County; and

WHEREAS, Winnebago County has studied jail overcrowding on at least three previous occasions and a need exists, at the present time, for the County Board to determine:

(a) What previous and new options are feasible to solve adult maximum security bed space problems currently and for the next 10 years;

(b) The developmental and operational costs for each option considered; and

(c) What will be the most economically feasible course of action for Winnebago County to follow with regard to securing maximum security jail space for adults.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$17,500 from the Contingency Fund of the Winnebago County Budget to the Professional Services Account of the Winnebago County Planning Department Fund for the purpose of retaining an architect and completing a study in relationship to detention space needs within Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said report be completed and its findings made known to the Winnebago County Board of Supervisors on or before October 31, 1993.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE
AND PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 30. Nays: 2—Owens and Laabs. Excused: 6 Pawlowski, O'Brien, Winters, King, Finch, Rankin. CARRIED.

RESOLUTION NO. 223-593 — Authorize Transfer of \$9,953 From Contingency Fund to Airport Building Maintenance Fund (Emergency Roof Repairs)

WHEREAS, on March 15, 1993, Slatter's Upholstery, Lessee of Hangar #3 at Wittman Regional Airport, reported to Winnebago County that major flooding had occurred within the building as a result of major damage to the roof; and

WHEREAS, as a result of said flooding, damage occurred to the contents of said building; and

WHEREAS, immediate repairs were necessitated in relationship to the roof of Hangar #3 in order to minimize the damage to the contents of said building at that time, and were authorized on an emergency basis by the Winnebago County Executive; and

WHEREAS, the costs of said emergency roof repairs were in the amount of \$9,953.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$9,953 from the Contingency Fund of the Winnebago County Budget to the Airport Building Maintenance Fund for the purpose of paying for those roof repairs made on an emergency basis to Hangar #3 at Wittman Regional Airport.

Submitted by,

**AVIATION COMMITTEE AND PERSONNEL &
FINANCE COMMITTEE**

Motion by Supervisor Albrecht and seconded to adopt. Two-thirds vote required. Ayes: 32. Nays: 0. Excused: 6—Pawlowski, O'Brien, Winters, King, Finch, Rankin. CARRIED.

RESOLUTION NO. 224-593 — Authorize Transfer of \$4500.00 from Contingency Fund to Maintenance—Buildings Account of Parks Department Fund (Installation of Gutters and Downspouts on Exposition Building)

WHEREAS, the Winnebago County Parks Department has experienced serious problems with water seeping into the Winnebago County Exposition Building at the Winnebago County Fair Site during heavy rains; and

WHEREAS, grassy areas near the building have become saturated due to the tremendous amount of runoff from the large roof area upon the Exposition Building; and

WHEREAS, the installation of gutters and downspouts would allow the gathering and routing of water to a ditch on the east side of the building; and

WHEREAS, seepage from water into the building has caused carpeting to become damaged in one office to the point of requiring replacement and to cause a safety hazard with regard to wet floors within the building; and

WHEREAS, the Parks Department is likely to return an amount greater than \$10,000 to the Contingency Fund from monies previously allocated for fencing within the 1993 Winnebago County Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$4500.00 from the Contingency Fund of the Winnebago County Budget to the Maintenance—Buildings Account of the Winnebago County Parks Department Fund for the purpose of installing gutters and downspouts on the Winnebago County Exposition Building.

Submitted by,

**PARKS & RECREATION COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE**

It was moved by Supervisor Lauson and seconded to adopt. Ayes: 31. Nays: 1—Schaidler. Excused: 6—Pawlowski, O'Brien, Winters, King, Finch, Rankin. CARRIED.

RESOLUTION NO. 225-593 — Authorize Transfer of \$8,000 from Contingency Fund to Winnebago County Clerk's Fund (Election Recount)

WHEREAS, an election recount was necessitated in April, 1993 in relationship to the race for the Winnebago County Executive's position; and

WHEREAS, approximately \$8,000 in unexpected expenses were incurred as a result of conducting a County-wide recount in relationship to the County Executive's race.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$8,000 from the Winnebago County Contingency Fund to the Winnebago County Clerk's Fund in the following amounts to pay for unanticipated costs related to the recount involving the election for County Executive:

Other Per Diem—	\$1350	Acct. #100-132-51490
Temporary Help—	\$ 840	Acct. #100-132-51200
Automobile Expenses—	\$ 402	Acct. #100-132-53332
Professional Serv.—	\$1215	Acct. #100-132-55330
Transcription Serv.—	\$3872	Acct. #100-132-55251
Food—	\$ 251	Acct. #100-132-53688
Printing & Duplicating-	\$ 70	Acct. #100-132-53130
TOTAL	\$8,000	

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 32. Nays: 0. Excused: 6—Pawlowski, O'Brien, Winters, King, Finch, Rankin. CARRIED.

RESOLUTION NO. 226-593 — Authorize Quit Claim Deed For Tri-County Expressway Remnant Parcel to LaVerne G. White

WHEREAS, a parcel of real estate which is described below is a remnant parcel of real estate from the construction of the Tri-County Expressway which is located in the Town of Menasha, Winnebago County, Wisconsin; and

WHEREAS, said parcel is a triangular lot which is approximately .368 acres in size and which is not suitable for construction; and

WHEREAS, the Winnebago County Highway Department has received an offer from LaVerne G. White, an adjacent property owner, to purchase said remnant parcel from Winnebago County for the price of \$200.00; and

WHEREAS, continued maintenance of the parcel by Winnebago County results in costs to the County for weed and brush control; and

WHEREAS, your undersigned Committee believes that the offer of LaVerne G. White for said parcel of property is reasonable and should be accepted by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves acceptance of an offer from LaVerne G. White for the purchase of the following described parcel of property in the Town of Menasha, Winnebago County, for the price of \$200.00, and further authorizes the Winnebago County Executive and Winnebago County Clerk to quit claim said parcel of property to LaVerne G. White upon the payment of said amount, said parcel being described as follows:

All that part of Government Lot 2 of Section 10, T20N, R17E, Town of Menasha, Winnebago County, Wisconsin, bounded and described as follows:

Commencing at the East 1/4 corner of said Section 10; Thence N00°41'56"W along the East line of the NE1/4 of said Section 10 a distance of 556.11 feet; thence S89°18'04"W 199.74 feet to the intersection with the right-of-way of STH "441" being the point of beginning; thence S00°41'56"E along the West line of lands described in Document No. 579597 a distance of 183.23 feet to the intersection with said right-of-way of STH "441"; thence N47°00'53"E along said right-of-way 247.38 feet to the point of beginning containing 0.368 acres more or less and being subject to easements, covenants and restrictions of record.

Submitted by,
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Rankin, Winters, Pawlowski, King, O'Brien, Finch and Troxell. CARRIED.

RESOLUTION NO. 227-593—Authorize Issuance of a License for Use of Real Property to the United States Department of Commerce, National Oceanic and Atmospheric Administration (Locate Automated Surface Observation System at Wittman Regional Airport)

WHEREAS, the United States Department of Commerce, National Oceanic and Atmospheric Administration has proposed to install an Automated Surface Observation System at Wittman Regional Airport between December 1, 1993 and December 1, 1994 at no cost to the County; and

WHEREAS, the Automated Surface Observation System (ASOS) will be located adjacent to the ILS glide slope facility at the south end of the airport and within the control tower; and

WHEREAS, the ASOS system will provide 24 hour weather information for pilots and the general public through state-of-the-art sensors and shall allow for up-to-date weather observations to be available continuously to the public via telephone; and

WHEREAS, the National Oceanic and Atmospheric Administration shall be responsible for the maintenance of this system; and

WHEREAS, the United States Department of Commerce requires that Winnebago County grant it a license to utilize the County's real property for the purpose of installing and maintaining said system.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the execution of a license by the Airport Director, Winnebago County Clerk and Winnebago County Executive, on behalf of Winnebago County to the U.S. Department of Commerce, National Oceanic and Atmospheric Administration, for the purpose of installing an Automated Surface Observation System at Wittman Regional Airport.

Submitted by,
AVIATION COMMITTEE

It was moved by Supervisor Albrecht and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Rankin, Winters, Pawlowski, King, Finch, O'Brien and Troxell. CARRIED.

ORDINANCE NO. 228-593—Amend Section 18.05(3) of the General Code of Winnebago County

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

That Section 18.05(3) of the General Code of Winnebago County be amended so as to read as follows:

"18.05 **JURISDICTION.** The jurisdiction of this chapter shall include all unincorporated lands within the County. In addition, this chapter has jurisdiction in incorporated areas as an approval authority of minor land divisions within the airport zoning district of the Winnebago County Town/County Zoning Ordinance and as an objecting authority of major land divisions as provided in Section 18.01. However, in no instance shall the provisions of this chapter apply to:

(1) Transfers of interests in land by will or pursuant to court order.

(2) Leases for a term not to exceed 10 years, mortgages or easements.

(3) Sale or exchange of parcels of land between owners of adjoining property if additional lots are not thereby created and the resultant lots are not reduced below the minimum sized required by these regulations, the County Zoning Ordinance or other applicable laws or ordinances. For the purpose of this section, an additional lot is deemed to be created if the parcel being sold or created is not combined with the adjoining parcel by means of a new legal description in accordance with Section 18.07."

(The underlined and highlighted sentence consists of new language being added to amend the old Ordinance).

Submitted by,

PLANNING & ZONING COMMITTEE

Supervisor Sievert moved and it was seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Rankin, Winters, Pawlowski, King, Lauson, O'Brien and Finch. CARRIED.

ORDINANCE NO. 229-593—Amend Section 18.65(31) of the General Code of Winnebago County

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

That Section 18.65(31) of the General Code of Winnebago County be amended so as to read as follows:

18.65 DEFINITIONS . . .

(31) PARCEL—Lot created by a division of land. A parcel(s) which is owned, controlled or managed as a single entity shall be treated as a single tract, unless separated by a public road and navigable and non-navigable waters. **A parcel is created as of the date the deed, land contract, lease or other legal instrument describing the parcel is recorded with the Register of Deeds Office.** (The underlined and highlighted sentence consists of new language being added to amend the old Ordinance).

Submitted by,
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Rankin, Winters, Pawlowski, King, O'Brien, Finch and Lauson. CARRIED.

ORDINANCE NO. 230-593 — Amend Section 18.14(1) of the General Code of Winnebago County

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

That Section 18.14(1) of the General Code of Winnebago County be amended so as to read as follows:

18.14 **SUBMITTAL.** Creation of a minor land division shall be by certified survey map. The certified survey map shall be submitted to the Planning and Zoning Department. The certified survey map shall be prepared according to 236.34, Wisconsin Statutes, and shall show clearly on its face the following:

(1) All existing buildings, **setbacks**, water courses, drainage ditches, **names of adjacent owners, setbacks to structures on adjacent property** and other features pertinent to division of property **shall be shown.** (The underlined and highlighted sentence consists of new language being added to amend the old Ordinance).

Submitted by,
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Rankin, Winters, Pawlowski, King, Finch, O'Brien and Lauson. CARRIED.

RESOLUTION NO. 231-593 — Waive Mandate of Display of County Logo Upon County Coroner's Vehicle

WHEREAS, in 1990, the Winnebago County Board of Supervisors passed a resolution that all County-owned vehicles must display a County logo; and

WHEREAS, a van was recently purchased by Winnebago County for use by the Winnebago County Coroner for the purpose of investigating reported deaths, informing next of kin of deaths, and transporting deceased persons to and from autopsy sites or to mortuaries; and

WHEREAS, the presence of the County's logo upon the Coroner's van, when parked in front of the home of the deceased or the deceased's family has the effect of alerting neighbors to the fact that a death may have occurred within the home, thus unduly causing invasion of the privacy of the deceased or his family.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the mandate to display the County logo upon County-owned vehicles be waived with regard to the van utilized by the Winnebago County Coroner due to concerns regarding privacy of the deceased's family.

Submitted by,
JUDICIARY & PUBLIC SAFETY
COMMITTEE

Supervisor Gose moved and it was seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Rankin, Winters, Pawlowski, King, Finch, O'Brien and Lauson. CARRIED.

RESOLUTION NO. 232-593 — Authority to Execute 1993-1994 Labor Agreement with the Winnebago County Highway Department Employees' Union, Local 1903, AFSCME

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a two-year Agreement on behalf of Winnebago County and the Winnebago County Highway Department Employees' Union, Local 1903, AFSCME for the years 1993 and 1994 effective January 1, 1993, which Agreement will provide the following major changes from the previous Agreement:

- 1) **WAGES:**
3.5% across-the-board effective January 1, 1993
3.5% across-the-board effective January 1, 1994
- 2) **CALL-IN PAY:**
Effective June 1, 1993, provide for a minimum call-in pay provision of two hours at time and one half for Airport, Parks and Solid Waste Department employees who are called in to work outside of their regular shifts or scheduled overtime periods. (These employees previously had a one hour minimum and Highway Department employees have a three hour minimum)
- 3) **RETIREMENT:**
Provides for the payment of the full employee share of the Wisconsin Retirement System (not to exceed 6.2%) effective January 1, 1993. (Had previously been 6.1%)
- 4) **VACATIONS:**
Revise the first year vacation entitlement for Janitor-Watchmen from five days to six days.
- 5) **SICK LEAVE:**
Revise the existing sick leave payout provision in the contract to include longevity pay as part of the payout.
- 6) **HOURS OF WORK:**
Under a side bar letter of understanding, provide for a Highway Department work week consisting of four ten hour days during the summer of 1993.
- 7) **GENERAL PROVISIONS:**
Provide for two changes of coveralls per month and a \$20 per year allowance per year for protective gloves for Highway Department employees assigned to the Landfill.
- 8) **HOURLY COMPENSATION PLAN**
Upgrade the position of Utility Groundsperson at the Solid Waste Department from Class B to Class 1. (Pay increase of \$0.24 per hour for one employee only)

In addition to the foregoing, the new agreement includes minor revisions to the articles covering seniority, layoff, holidays, jury duty, job classification (longevity), duration and sick leave. In addition, an attached letter of understanding relating to the seasonal starting time on one patrol route has been extended.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Supervisor Diakoff moved and it was seconded to adopt. Ayes: 26. Nays: 5—Montgomery, Wagner, Bahr, Troxell and Lawson. Excused: 7—Rankin, Winters, Pawlowski, King, O'Brien, Lauson. Finch CARRIED.

RESOLUTION NO. 233-593 — Accept Gift of Parcel of Real Estate from Kenneth K. Ruedinger and Audrey J. Ruedinger

WHEREAS, Winnebago County recently obtained from the Wisconsin Department of Natural Resources park land located upon Waukau Creek in the Town of Rushford; and

WHEREAS, Kenneth K. Ruedinger and Audrey J. Ruedinger desire to give to Winnebago County a parcel of wooded property containing approximately 7,417 square feet in the Town of Rushford which is adjacent to the property recently acquired from the Wisconsin Department of Natural Resources; and

WHEREAS, your undersigned Committee recommends the acceptance of said parcel of property from Kenneth K. Ruedinger and Audrey J. Ruedinger as a gift.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to accept and record a Deed for the following described parcel of property which shall be gifted to Winnebago County by Kenneth K. Ruedinger and Audrey J. Ruedinger:

A parcel of land located in the Northeast 1/4 of Section 36, Township 18 North, Range 14 East, Town of Rushford, Winnebago County, Wisconsin containing 7.417 square feet of land and described as follows:

Commencing at the Northeast corner of Section 36; Thence North 88°57'23" West 1296.24 feet along the North line of the Northeast 1/4; Thence South 00°00'16" East 1613.04 feet to the Point of Beginning; Thence continue South 00°00'16" East 38.36 feet to an existing fence line; Thence South 86°17'56" West 387.52 feet along said existing fence line; Thence North 80°41'34" East 391.86 feet (recorded as the North line of the Lucy Leach Lands) to the Point of Beginning.

BE IT FURTHER RESOLVED that Winnebago County shall assume all taxes assessed against said parcel of property for the tax year 1993.

Submitted by,
PARKS & RECREATION COMMITTEE

Supervisor Gose moved and it was seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Rankin, Winters, Pawlowski, King, Finch, O'Brien and Lauson. **CARRIED.**

Supervisor Bahr moved and it was seconded to adjourn to June 1, 1993, at 6 P.M. **CARRIED BY VOICE VOTE.** Meeting adjourned at 10:05 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 18, 1993.

Linda Wolfe
Winnebago County Clerk

Proceeding
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING
TUESDAY, JUNE 1, 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: 33 present—5 excused: Pawlowski, Owens, Schaidler, Rankin and O'Brien.

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

COMMUNICATIONS, PETITIONS, ETC.

Letter from Mary Van Hout, #10—1550 Acorn Court, Menasha, Wis. regarding neighbor problems was referred to Judiciary & Public Safety Committee. Notice of Claim from Kenneth D. Rowe re: injuries sustained at the Tri-County Ice Arena during a hockey game was referred to Personnel & Finance Committee. Notice of Claim from Jodi L. Boehning, a minor and Henrietta Howe, her mother, regarding alleged gross negligence by the Winnebago County Department of Social Services was referred to Personnel & Finance Committee. Letters from Governor Tommy Thompson and Senator Michael Ellis regarding County Board resolutions sent to them were read and placed on file. Letter from Representative Carol Owens regarding certain assembly bills dealing with crime prevention was read and placed on file. Letter from Town of Menasha regarding street naming and numbering ordinance was referred to Planning & Zoning Committee. Notice of meeting from Wisconsin Counties Association on "Impact of the Americans with Disabilities Act (Title II) on the Circuit Courts and County Operations" was read and placed on file.

COMMITTEE REPORT

Supervisor Schwartz reported Advocap has run into a roadblock in obtaining group homes for people with developmental disabilities in the City of Oshkosh and City of Neenah. They were turned down for a variance in the City of Oshkosh from the requirement of 2500 feet between each group home. The County Board will be asked to consider a resolution of support at its next meeting and they will reapply for the variance in the City of Oshkosh.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl stated reservations must be made with the County Clerk to attend the NACo conference in July or the Wisconsin Counties Convention in September. The Living in the 90's Conference will be held June 8.

PUBLIC HEARING

There were no comments from the public.

ADVOCAP ANNUAL REPORT

Supervisor David Kollath, President of the Advocap Board, thanked Chairman Maehl for being Master of Ceremonies at the recent Advocap Annual meeting. He distributed the 1992 Annual Report and showed a video explaining their activities. Some of their programs include: employment and training; business development; senior services; home weatherization; Head Start and child development; and community employment. 103,185 senior nutrition meals were served in 1992, 297 homes were weatherized, 146 clients were employed through the community employment program, 134 senior volunteers served 11,558 hours doing volunteer work. Sixty people received employment and 151 received job-seeking skills.

LOBBYIST'S REPORT

Lisa Hilbert reviewed her June report with the board. She stated she only represents Winnebago County as a lobbyist. Some of the items she has been following are: Assembly Bill 274 regarding Family and Medical Leave. Representative Klusman is drafting a family and medical leave bill to conform with federal law. Personnel Director Bill Wagner will review the draft. Insurance Coordinator Iris Ost had opposed abolishing the Local Government Property Insurance Fund, however, Mark Rogacki of Wisconsin Counties Association had been in favor of abolishing

it. The Finance Committee has not abolished it, to date. Assembly Bill 31 deals with AFDC Payments and she will keep Social Services Director Mark Quam informed about it. 1991 Senate Bill 108 relates to \$2,087 owed by the State to Winnebago County for reprinting of ballots in 1988. She will ask Senator Leean to reintroduce it so the county can receive its money. She will work to put together a coalition of other interested counties and groups to modify the statute regarding the 2,500 foot distance requirement between group homes. A Duty Disability and Death Benefits bill will be drafted under Senator Ellis' name, but he has not agreed to author it. This would allow the county to place a disabled employee in another area if they could not handle their current job. She is also following any legislation on Unfunded Local Mandates. She asked the County Board to consider another method or way to meet with the Lobbyist and give her direction. She currently reports to the Personnel & Finance Committee.

UNIFORM ADDRESSING ORDINANCE

Jerry Bougie, Assistant County Planner, explained the Uniform Addressing Ordinance that will be brought before the board on June 15. It is necessary to eliminate the duplication of the numbering system and road names to assist emergency vehicles. Only 5% of all the homes involved will have to be converted to comply with the ordinance. The cost is estimated at \$34,000, with 554 address numbers to be changed at \$15 each and 236 road signs changed at \$100 each. The county would pay for the conversion but would not pay for any further changes after that. An intergovernmental agreement will be drawn for each community affected. Annexed areas will continue to be in the rural numbering system.

CAPITAL IMPROVEMENTS PROGRAM—1994-1998

County Executive Steinhilber explained that the resolution to be presented to the board at its June meeting to approve the five-year capital improvement and borrowing plan is an insurance policy from the Governor's proposed property tax rate freeze. Any capital projects planned and authorized before July 1, 1993 will be exempt from the tax rate freeze. The Governor's plan freezes Operating Levy and Debt Levy separately. Because Winnebago County has been conservative in its borrowing and debt service (less than 2% of the budget compared to other comparable counties at 6-8%), some of our ongoing and planned

capital projects could be jeopardized. Dave DeYoung, Firststar Bank, Milwaukee, explained the need to approve the capital improvement projects prior to July 1. He stated the county has \$9.5 million dollars in outstanding debt now being retired over the next 7-8 years. The debt service costs are \$1.5 million dollars.

WINNE-FOND LAKE LTD. REPORT

Social Services Director Mark Quam introduced Melissa Kohn-Reiter from the Winne-Fond Lake Consortium. She explained the consortium is an employment and training organization for targeted populations in Winnebago, Fond du Lac and Green Lake Counties. They administer a number of programs such as the Job Training Partnership Act (JTPA), the Job Opportunity and Basic Skills Program (JOBS), and the Food Stamp Employment Training/General Relief Program which serves people on AFDC. Under the Food Stamp Employment Training Program, AFDC recipients are required to participate in the program when their youngest child reaches the age of 2. It is dependent upon the program finding adequate child care and transportation for them to be able to participate. After an orientation program, the person is assigned a Case Manager to work on employment goals and self-sufficiency. They may participate in a community work experience where they work for 16 weeks for no pay to learn skills. In the JOBS Program, 75% are males. If the people do not cooperate with the programs, there are sanctions to reduce their aid. A number of them have drug/alcohol problems which are barriers to getting and keeping jobs.

At approximately 8:30 P.M., Supervisor Hue moved, Supervisor Kollath seconded to go into closed session pursuant to Sec. 19.85(1)(e), Stats., for the purpose of deliberating the purchase of public properties, as is dictated by competitive or bargaining reasons, relating to the County Parks Department. Roll Call Vote: Ayes: 30—Kollath, Barker, Savas, Maehl, Koziczkowski, Lace, Steber, Lauson, Albrecht, Shute, Schwartz, Montgomery, Winters, Sundquist, Wagner, Putzer, Bahr, Troxell, Robl, King, Lawson, Crowley, Kramer, Finch, Hue, Sievert, Zellmer, Diakoff, Webster, Breister. Nays: 2—Gose and Laabs. Excused: 6—Pawlowski, O'Brien, Rankin, Schaidler, Owens, Planalp. CARRIED. After a short recess, meeting went into closed session at approximately 8:50 P.M.

Supervisor Sundquist moved, Supervisor Hue seconded to go back into open session at 9:10 P.M. Ayes: 32. Nays: 0. Excused: 6 Pawlowski, O'Brien, Rankin, Schaidler, Owens, Planalp. CARRIED.

Supervisor Zellmer moved and it was seconded to adjourn until June 15, 1993 at 6:00 P.M. CARRIED BY VOICE VOTE.
Meeting adjourned at 9:15 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held June 1, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION COUNTY BOARD MEETING
TUESDAY, JUNE 15, 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 present.

Supervisor Kollath moved and it was seconded to accept the minutes of May 18, 1993. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to suspend the rules to add a resolution to the agenda. **CARRIED BY VOICE VOTE.** Supervisor Planalp moved and it was seconded to adopt the agenda with the addition of Resolution 253-693—Authorize Auditor to Review Planning & Zoning Fee Structure. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter from Senator Herb Kohl regarding subsidized postal rates was read and placed on file. Letter from Senator Russell Feingold regarding durable power of attorney form was read and placed on file. Letter from Sheriff Robert Kraus in support of Ordinance No. 244-693 and Resolution No. 245-693 was read and placed on file. Letter from Representative Gregg Underheim regarding the Wisconsin Land Information Programs was read and referred to Planning Department. Notice of 1993 Governor's Conference on Economic Development to be held August 26-27, 1993 was read and placed on file. A request for nominations to Wisconsin Counties Association Steering Committees was read and placed on file. Amended Notice of Claim from Susan C. Vitor regarding alleged negligence by Highway Department was referred to Personnel and Finance Committee.

Petition for Zoning Amendment from Jon C. Peotter for change from R-1 to R-2 for single-family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Sandra L. Wolters for change from B-2 and B-4 for blacksmith and welding shop was referred to the Plann-

ing & Zoning Committee. Petition for Zoning Amendment from Steven E. Lee for change from R-2 to B-2 for commercial sign business was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Leonard L. Baer for change from A-1 to R-1 for single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from David Borchert for change from A-1 to R-1 for single-family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Robert Pheifer, Danke Corp., for change from A-2 & R-3 to B-4 for office park was referred to the Planning & Zoning Committee. Petition for Zoning Amendment received from Howard Reuss for change from A-2 to A-2, M-3 Overlay for bio remediation was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Dennis M. Stearns for change from R-1 and B-3 to B-3 for trade and contractors office was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Planning & Zoning Committee for amendment to the Winnebago County Town/County Zoning Ordinance was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Carl Borchert for change from A-1 to R-1 for single-family residence was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Planalp thanked Supervisor Owens for her report on the legislature's activities. He questioned the Park View Health Center committee minutes of June 8, 1993 which did not list the jail meal prices that were approved. Supervisor Gose urged supervisors to read the Clerk of Courts report. Supervisor Sievert reminded the Planning & Zoning Departments to prepare their budgets so as not to exceed the millage rate in 1992.

PUBLIC HEARING

Richard Koerner, 540 Sunrise Bay, Neenah, Wis., Steven J. Spanbauer, 490 Sunrise Bay, Neenah, Wis., Jim Vine, 524 Sunrise Bay, Neenah, Wis., Sylvester Panske, 480 Sunrise Bay, Neenah, Wis., Judd Peterson, 544 Sunrise Bay, Neenah, Wis.; Jim Gast, 476 Sunrise Bay, Neenah, Wis., David Plank, 498 Sunrise Bay, Neenah, Sylvester Panske, 480 Sunrise Bay, Neenah, Wis., LeRoy Goldbeck, 113 Woodside Court, Neenah, Wis., Dorothy Luebke, 3403 County Road GG, Oshkosh, Wis. and Harrison Sturgis, Jr., 1605 Oak Ridge Road, Neenah, Wis. all spoke in opposition to Ordinance No. 244-693. Peggy Rill-

ing, 6509 9th Street Road, Town of Omro, and Rick Hansan, Winnebago County Sheriff's Department, spoke in support of Ordinance No. 244-693. Larry Frederick, 1531 Jacobson, Town of Menasha, objected to Zoning Reports 001 and 002. Walt Chrapla, 721 Mitchell Street, Neenah, Wis. opposed Resolution 239-693, 248-693 and 242-693. He raised a number of questions regarding those resolutions.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported over 900 fourth graders from Neenah and Menasha attended the land conservation outing recently. The Living in the 90's Conference attracted 625 senior citizens. The Attorney General's Office is holding an Open Meetings Seminar on June 17, 1993 at the Valley Inn in Neenah. Next month's County Board meeting will be on Tuesday, July 13th instead of July 20th. He stated that during the Public Hearing portion of the meeting, questions are raised by the public. The questions are usually answered during the discussion of the resolution or ordinance prior to the vote. He informed supervisors that of the \$86,500,000 in the 1993 budget, \$62,500,000 is received through revenues. In 1840, the County's budget was \$125.00.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber reported he attended the Morgan-Mercy Open Charity Event which was very successful. Four bids were received from architects for a facility study for Huber prisoners. They will evaluate and plan for a facility to allow for lower costs than in a maximum security jail. Alternatives are being explored for the Human Services building, including remodeling an existing building rather than building a new one. He supports Resolution 239-693.

AUDIT REPORT—CHILD SUPPORT AGENCY

Auditor Gary Mayer presented his audit report on the Child Support Agency. He asked for a show of hands from those supervisors who wanted to receive audit reports in their packets, and it was nearly unanimous. He responded to several questions regarding the report. Supervisor Gose moved and it was seconded to accept the report. CARRIED BY VOICE VOTE.

ANNUAL AUDIT

Finance Director Chuck Orenstein reported the external audit was recently completed and the report will be distributed soon. The Undesignated Fund Balance increased by \$400,000 to \$3,200,000. The Contingency Fund will drop to \$110,000

because the fund for boarding prisoners is depleted and funds will be needed throughout the rest of the year for this. If the Contingency Fund is depleted, they will then go into the General Fund. Supervisor Planalp requested an explanation of the Contingency Fund at a Special Orders of Business meeting.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to add floodplain overlay zoning per 7/6/92 100-Year Flood Analysis-Millbrook Creek. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 06-01-93. A request from Winnebago County Planning & Zoning Committee for zoning change from A2/R2/B3/M3 (Gen. Farming/Suburban Res./Two-Family/Heavy Ind. district) to A2/R2/B3/M3 Floodway/Flood Fringe to add floodplain overlay zoning per 7/6/92 100-Year Flood Analysis-Millbrook Creek. Motion by Supervisor Schaidler, seconded by Supervisor Finch to refer Amendatory Ordinance No. 06-01-93 and 06-02-93 to the Planning & Zoning Committee. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to add floodplain overlay zoning per 7/6/92 100-Year Flood Analysis-Millbrook Creek. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

Corporation Counsel John Bodnar advised that once a Zoning Report is made, the County Board can either adopt, deny or refuse to accept the report. He stated an Amendatory Ordinance cannot be referred back to the committee, per Wis. Stats. 59.97(5)(e)(5). Supervisor Schaidler moved and it was seconded to reconsider Reports 001 and 002. **CARRIED BY VOICE VOTE.** Supervisor Bahr moved, Supervisor Schaidler seconded to receive Reports 001 and 002. Ayes: 2—Steber, King. Nays: 36. **LOST.**

AMENDATORY ORDINANCE NO. 06-02-93. A request from Winnebago County Planning & Zoning Committee for zoning change from A2/R2/B3/M3 (Gen. Farming/Suburban Res./Two-Family/Heavy Ind. district) to A2/R2/B3/M3 Floodway/Flood Fringe to add floodplain overlay zoning per 7/6/92 100-Year Flood Analysis-Millbrook Creek. 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 for construction of a multiple-family dwellings. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 06-03-93. A request from Anthony C. Murphy for zoning change from R-4 (Multiple-Family Residential) to R-5 (Planned Residential District). 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 M-1 for construction of mini-warehousing. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 06-04-93. A request from James H. Salm for zoning change from A-2 (General Farming District) to M-1 (Light Industrial and Office District). Motion by Supervisor Sievert to adopt. Ayes: 19—O'Brien, Savas, Maehl, Koziczkowski, Steber, Albrecht, Gose, Winters, Planalp, Putzer, Bahr, King, Lawson, Kramer, Hue, Sievert, Diakoff, Owens, Breister. Nays: 19 Kollath, Barker, Pawlowski, Lace, Lauson, Shute, Schwartz, Montgomery, Sundquist, Wagner, Troxell, Robl, Crowley, Schaidler, Finch, Zellmer, Webster, Rankin, Laabs. **LOST.**

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to R-3 for construction of four duplexes. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

REPORT NO. 006. A report from Planning & Zoning Committee re: zoning change to R-4 for reconstruction of a multiple family dwelling. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 06-06-93. A request from Hurlbutt, Jorgensen and Manske for zoning change from R-3 (Two-Family Residential District) to R-4 (Multiple-Family Residential 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 B-3 (Highway Business) for a commercial nursery. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

REPORT NO. 008. A report from Planning & Zoning Committee re: zoning change to R-3 (Two-Family Residential District) for duplex construction. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 06-08-93. A request from Marlyn L. Robbert for zoning change from R-1 (Rural Residential District) to R-3 (Two-Family Residential District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 009. A report from Planning & Zoning Committee re: zoning change to B-3 (General Business District) for broadcasting studio. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10. A request from Town of Vinland on behalf of Kirk Ecklund, Ecklund Carriers, Inc. for zoning change from Agriculture to Heavy Industrial (M-2). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11. A request from Town of Vinland on behalf of Robert J. Albright for zoning change from Agriculture to Heavy Industrial (M-2). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 234-693 - Disallow Claim of Donald Kumbier

WHEREAS, your Personnel and Finance Committee has had the claim of Donald Kumbier 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 Donald Kumbier dated April 23, 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: 36. Nay: 1—Gose. Excused: 1—Lauson. **CARRIED.**

RESOLUTION NO. 235-693 - Disallow Claim of Tou Lee

WHEREAS, your Personnel and Finance Committee has had the claim of Tou Lee 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 Tou Lee dated May 17, 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: 34. Nays: 2—Gose and Webster. Excused: 2—Lauson and Winters. CARRIED.

RESOLUTION NO. 236-693 - Disallow Claim of Keith Braatz

WHEREAS, your Personnel and Finance Committee has had the claim of Keith Braatz 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 Keith Braatz dated May 5, 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: 35. Nay: 1—Gose. Excused: 2—Lauson and Winters. CARRIED.

RESOLUTION NO. 237-693 - Disallow Claim of Geiger Auto Body

WHEREAS, your Personnel and Finance Committee has had the claim of Geiger Auto Body 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 Geiger Auto Body dated April 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: 35. Nay: 1—Gose. Excused: 2—Lauson and Winters.

RESOLUTION NO. 238-693 - Disallow Claim of James D. Lammers

WHEREAS, your Personnel and Finance Committee has had the claim of James D. Lammers referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of James D. Lammers dated May 2, 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: 37. Nays: 0. Excused: 1—Lauson. CARRIED. Supervisor Lawson moved and it was seconded to take a short recess. CARRIED BY VOICE VOTE.

RESOLUTION NO. 239-693 - Approve Five Year Capital Improvement and Borrowing Plan

WHEREAS, the proper administration of County government requires long-range planning for anticipated capital improvements by County Departments and agencies; and

WHEREAS, the Winnebago County Board of Supervisors has previously approved a policy of formulating a Five Year Capital Improvement Plan and updating that plan on an annual basis; and

WHEREAS, your undersigned Committee has approved the attached Capital Improvement and Borrowing Plan (Exhibit "A") which is incorporated by reference as a part of this resolution and which is hereinafter referred to as "the Plan"; and

WHEREAS, significant expenditures have already been approved and made by this Board with regard to the completion of several projects included within the Plan, and that the County's ability to obtain financing for said projects should not be unreasonably impaired to the extent of restricting the completion of said projects; and

WHEREAS, your undersigned Committee believes that approval of the Plan protects the best interests of Winnebago County taxpayers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a Five Year Capital Improvements and Borrowing Plan ("the Plan") which is attached hereto as Exhibit "A".

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the borrowing of monies in an amount not to exceed \$22,255,000 through the issuance of General Obligation Bonds or through the issuance of Notes, pursuant to Chapter 67, Stats., for the purpose of planning construction and completion of those projects listed in the Plan, subject to the subsequent approval of this County Board of Supervisors as to the sale and award of any promissory notes or bonds to be issued in relationship thereto.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this resolution does not constitute an appropriation or allocation of funds by the Board and shall not restrain the authority of the County Board to refuse to appropriate or allocate funds in the future for any project or phase thereof included within the Plan.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Lace moved and it was seconded to add \$2,000,000 for the Human Services Building in the plan and that line 28 be changed to \$24,255,000. Ayes: 16—Kollath, Barker, Koziczkowski, Lace, Lauson, Albrecht, Gose, Shute, Sundquist, Wagner, Bahr, King, Crowley, Schaidler, Diakoff, Webster. Nays: 22—Pawlowski, O'Brien, Savas, Maehl, Steber, Schwartz, Montgomery, Winters, Planalp, Putzer, Troxell, Robl, Lawson, Kramer, Finch, Hue, Sievert, Zellmer, Owens, Rankin, Breister, Laabs. LACE AMENDMENT LOST.

Supervisor Gose moved and it was seconded to eliminate the words "not to exceed" on line 28 and add "of" before \$22,255,000. Ayes: 5—Maehl, Lace, Gose, Wagner, King. Nays: 33. GOSE AMENDMENT LOST. Vote on resolution: Ayes: 33. Nays: 5—Pawlowski, Lace, Schaidler, Owens and Laabs. CARRIED.

RESOLUTION NO. 240-693 - Authorize Transfer of \$3,782 From General Fund Balance to Capital Outlay Account, Park View Health Center Fund (Purchase New Mailing Machine)

WHEREAS, the present mailing machine at Park View Health Center was installed in October, 1970; and

WHEREAS, that mailing machine has presently fallen into disrepair; and

EXHIBIT A
TABLE 1
1994 EXECUTIVE BONDING PROPOSAL AND CAPITAL PROJECT OUTLOOK
LEVY SUPPORTED PROJECTS

039

code	DIVISION/ DEPARTMENT	PROJECT DESCRIPTION	PROJECT COST BY YEAR					OTHER	TOTAL
			1994	1995	1996	1997	1998		
ADMINISTRATION:									
2	Information Systems	Data General Mainframe-Replacement	302,000						302,000
			<u>302,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>302,000</u>
PUBLIC SAFETY:									
25	Sheriff/Social Services	Secure Regional Juvenile Facility	583,000	1,167,000					1,750,000
26	Sheriff	Jail Expansion/Relocation	Undetermined						0
			<u>583,000</u>	<u>1,167,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,750,000</u>
TRANSPORTATION:									
5	Highway	New Highway Building				5,950,000			5,950,000
6		West Side Arterial	520,000	2,439,000					2,959,000
7		CTH AA Improvement		550,000					550,000
24		Airport Master Plan - Alrside Portion	187,000	398,000					585,000
			<u>707,000</u>	<u>3,387,000</u>	<u>0</u>	<u>5,950,000</u>	<u>0</u>	<u>0</u>	<u>10,044,000</u>
HEALTH & HUMAN SERVICES:									
8	Social Services	Neenah Human Services Building	1,000,000						1,000,000
9		Oshkosh Human Services Building	3,000,000	4,000,000					7,000,000
			<u>4,000,000</u>	<u>4,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>8,000,000</u>
EDUCATION, CULTURE, AND RECREATION:									
10	Parks	Expo Building Expansion		47,000	1,155,000				1,202,000
11		Phase I & II Implementation-Community Park Master Plan			54,000	540,000	675,000		1,269,000
13		Sunnyview Expansion (alt 2)				38,000	1,850,000		1,888,000
15		Animal Bams/Covered Show Arena			27,000	960,000			987,000
			<u>0</u>	<u>47,000</u>	<u>1,236,000</u>	<u>1,538,000</u>	<u>2,525,000</u>	<u>0</u>	<u>5,346,000</u>
		Total projects	5,592,000	8,601,000	1,236,000	7,488,000	2,525,000	0	25,442,000
		Revenues or fund balance applied (Note 1)	120,000	1,987,000	1,080,000	0	0	0	3,187,000
		Required borrowing (Note)	5,472,000	6,614,000	156,000	7,488,000	2,525,000	0	22,255,000

Adjourned Session (June 15, 1993)

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NOTE 1:

Revenues do not include the sale proceeds from existing Highway facilities which would approximate \$1,460,000 in 1997.

TABLE 1
1994 EXECUTIVE BONDING PROPOSAL AND CAPITAL PROJECT OUTLOOK
LEVY SUPPORTED PROJECTS

039

DIVISION/ code DEPARTMENT	PROJECT DESCRIPTION	PROJECT COST BY YEAR					OTHER	TOTAL
		1994	1995	1996	1997	1998		
Revenue offsets:								
2	Data general trade-in	45,000						45,000
6	West Side Arterial	0	1,682,000	1,080,000				2,762,000
7	CTH AA Improvement		200,000					200,000
24	Airport Master Plan - Airside Portion	75,000	105,000					180,000
Total revenue offsets		120,000	1,987,000	1,080,000	0	0	0	3,187,000

WHEREAS, Park View Health Center representatives have been advised by representatives of the Pitney Bowes Company that it is unlikely that replacement parts can be found for the present machine in that it is obsolete; and

WHEREAS, Park View Health Center's present mailing machine is at the end of its life cycle and repair of the machine would not be cost effective.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$3,782 from the General Fund balance to the Capital Outlay account of Park View Health Center's fund for the purpose of purchasing a new mailing machine.

Submitted by,

**PARK VIEW HEALTH CENTER AND PERSONNEL
& FINANCE COMMITTEE**

It was moved by Supervisor Montgomery and seconded to adopt with the correction that the title and line 18 state "Park View" General Fund. Two-thirds vote required. Ayes: 35. Nays: 2—Wagner and Pawlowski. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 241-693 - Authorize Transfer of \$15,869.20 From General Fund Balance to Capital Outlay—Building Account, Park View Health Center Fund (Replace Wood Decking on Laundry Building)

WHEREAS, shortly prior to April 29, 1993, it was discovered that the wood decking on the laundry building at Park View Health Center had rotted to the point that emergency repairs were required upon the decking; and

WHEREAS, the County Executive, by virtue of his emergency powers, approved said repairs on April 29, 1993; and

WHEREAS, the costs of said unexpected repairs equalled \$15,869.20.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$15,869.20 from the General Fund balance of the Winnebago County Budget to the Capital Outlay—Building Account of the Park View Health Center fund for the purpose of paying for emergency repairs of rotted wood decking on the laundry building at Park View Health Center.

Submitted by,

**PARK VIEW HEALTH CENTER AND PERSONNEL
& FINANCE COMMITTEE**

Supervisor Montgomery moved and it was seconded to adopt with a correction in the title and on line 17 to add "Park View" General Fund. Two-thirds vote required. Ayes: 36. Nays: 1—Wagner. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 242-693 - Accept Grant Offer and Authorize Execution of Grant Agreement, Wittman Regional Airport, Oshkosh, Wisconsin (Renovation of Terminal Building—AIP-3-55-0061-11)

WHEREAS, Winnebago County has submitted to the Federal Aviation Administration a project application dated March 30, 1993, for a grant of Federal funds for a project at or associated with the Wittman Regional Airport/Planning Area which project application has been approved by the FAA; and

WHEREAS, the FAA has approved a project for the Airport or Planning Area consisting of the renovation of the Terminal Building at Wittman Regional Airport; and

WHEREAS, the Federal Aviation Administration has agreed to pay, as the Federal share of the allowable costs incurred in accomplishing said project, 85% thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Winnebago, Wisconsin, as follows:

SECTION I. That the County of Winnebago, as Sponsor, ratifies the action of the Secretary of Transportation by entering into a Grant Agreement for the purpose of obtaining federal aid in the development of the Wittman Regional Airport, Oshkosh, Wisconsin, said Agreement being as set forth hereinbelow.

SECTION II. That the Board of Supervisors does hereby ratify and affirm the Agency Agreement(s) between the Secretary of Transportation, and the County of Winnebago, Oshkosh, Wisconsin dated December 19, 1990, September 23, 1991, and March 2, 1993 in accordance with Section 114.32 and Section 114.33, Wisconsin Statutes, affecting this project.

SECTION III. That a copy of the Grant Agreement is attached hereto and made a part hereof.

SECTION IV. 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 March 30, 1993 the assurance made as required by Title 49 CFR, DOT Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in the Federally 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 April 8, 1993 and by such acceptance, the County agrees to all terms and conditions thereof.

Submitted by,
AVIATION COMMITTEE

Supervisor Albrecht moved and it was seconded to adopt. Ayes: 34. Nays: 2—Gose and Pawlowski. Abstention: 1—Kramer. Excused: 1—Savas. CARRIED.

RESOLUTION NO. 243-693 - Authorize Transfer of \$15,000 From Equity Balance of Solid Waste Management Board Account to Equipment Fund of Solid Waste Management Board Account (Purchase Skid Steer Equipment)

WHEREAS, the Winnebago County Solid Waste Management Board has indicated a need to purchase skid steer equipment; and

WHEREAS, said equipment was not listed as a Capital Outlay in the 1993 Winnebago County General Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$15,000 from the Fund Equity Account of the Solid Waste Management Board Fund to the Equipment Account of the Solid Waste Management Board Fund for the purpose of purchasing skid steer equipment.

Submitted by,
SOLID WASTE MANAGEMENT BOARD AND
PERSONNEL & FINANCE COMMITTEE

Supervisor O'Brien moved and it was seconded to adopt. Two-thirds vote required. Ayes: 37. Nays: 0. Excused: 1—Savas. CARRIED.

ORDINANCE NO. 244-693 - Adopt Section 7.06 of the General Code of Winnebago County: County Uniform Addressing System Ordinance

WHEREAS, Section 59.07(65), Wisconsin Statutes, authorizes a County, by Ordinance, to establish a rural numbering and road name system; and

WHEREAS, on April 28, 1992, the Winnebago County Board of Supervisors adopted Resolution -5-492, authorizing the Winnebago County Planning Department to develop a rural numbering and road name system ordinance for Winnebago County; and

WHEREAS, Winnebago County has a need for a uniform addressing system ordinance for the purpose of aiding in the timely and efficient delivery of civil defense, fire protection and emergency services to the citizens of Winnebago County; eliminating road naming and addressing duplication which causes confusion for the public and private sector, citizens of Winnebago County, and persons traveling on County roadways; and to assist public and private enterprise in the timely and efficient delivery of goods and services to the citizens of the County including, but not limited to, mail delivery, home services and repair businesses; and

WHEREAS, the attached Ordinance has been developed by the Winnebago County Planning Office, in conjunction with the Winnebago County Sheriff's Department.

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

Section 7.06 of the General Code of Winnebago County, to be known as the "Winnebago County Uniform Addressing System Ordinance". A copy of said Ordinance is hereto attached and incorporated herein.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that the effective date of said Ordinance shall be January 1, 1994.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

7.06 UNIFORM ADDRESSING SYSTEM ORDINANCE

(1) **AUTHORITY.** The provisions of this ordinance are adopted by the Winnebago County Board of Supervisors pursuant to the authority granted in Section 59.07(65), Wis. Stats.

(2) **TITLE.** This ordinance shall be known as the "Winnebago County Uniform Addressing System Ordinance".

(3) **PURPOSE & INTENT.** This ordinance is adopted to provide for a uniform countywide addressing system that will serve the following purposes:

- (a) To aid in the timely and efficient delivery of civil defense, fire protection, and emergency services to the citizens of Winnebago County.

- (b) To eliminate road naming and addressing duplication which causes confusion for the public and private sector, citizens of Winnebago County, and persons travelling on county roadways.
 - (c) To assist public and private enterprise in the timely and efficient delivery of goods and services to the citizens of the county; for example: mail delivery, home services and repair businesses.
- (4) APPLICABILITY. This ordinance shall be applicable to properties addressed before the effective date of this ordinance and to properties requiring addresses after the effective date of this ordinance as follows:
- (a) To all unincorporated "Rural" areas of Winnebago County, as defined on the adopted map described in the General Provisions section of this ordinance.
 - (b) Unincorporated "Metro" areas of Winnebago County, as defined on the adopted map described in the General Provisions section of this ordinance and in the legal description detailed in Appendix "A" of this ordinance, are exempt from this ordinance, unless as otherwise indicated in this ordinance or any adopted intergovernmental agreements. The Town of Menasha shall have the authority to assign address number and signs in the Town of Menasha Metro Area based on the Town's existing addressing system.
 - (c) Incorporated areas are exempt from this ordinance, unless as otherwise indicated in any adopted intergovernmental agreements.
- (5) ABROGATION AND GREATER RESTRICTIONS. Hereinafter where this ordinance imposes greater restrictions than any local ordinances, the provisions of this ordinance shall apply.
- (6) SEVERABILITY AND NONLIABILITY. 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.
- (7) GENERAL PROVISIONS
- (a) Adoption of Uniform Addressing System (UAS). The following shall apply to Unincorporated "Rural" and Unincorporated "Metro" Areas.

1. A uniform system of addressing properties and structures in Winnebago County, as shown on the map entitled Winnebago County Uniform Addressing System, which is on file in the Winnebago County Planning and Zoning Office, and all explanatory material contained on said map thereon.
 2. All land within the unincorporated boundaries of Winnebago County shall be identified by reference to the UAS.
 3. To maintain the stated purpose and intent of this ordinance, the report entitled "Inventory of Addressing Changes, Winnebago County", dated June 1993 and prepared by the Winnebago County Planning Department and Winnebago County Sheriff's Department (E-911 Center), and the maps accompanying said report are hereby incorporated as part of this ordinance. Said report shall be on file in the Winnebago County Planning and Zoning Office.
 4. A document entitled "Winnebago County Alpha Road Listing", including periodic updates and amendments to said document, shall be maintained by Winnebago County as the official Countywide index for road names. Questions or disputes regarding road names within the index shall be reviewed and resolved by the Winnebago County Planning Department.
- (b) "Metro" and "Rural" Boundaries. The following shall apply to Unincorporated "Rural" and Unincorporated "Metro" Areas:
1. Intergovernmental agreements defining boundaries for Metro and Rural areas and identified on the adopted map entitled Winnebago County Uniform Addressing System, and on file in the Winnebago County Planning Office are hereby adopted and made part of this ordinance.
 2. Appendix "A" of this ordinance shall establish the Metro Addressing Areas of Winnebago County. All unincorporated areas not described as a metro addressing area within Appendix "A" shall be within the Rural Addressing Area.
 3. Structures and uses requiring address numbers per this ordinance and accessing roadways that are boundary lines for defined Metro and Rural areas shall adhere to the Rural UAS and, therefore, to the requirements of this ordinance, unless otherwise noted.

(c) Assignment of Address. The following provisions shall apply to Unincorporated Rural and Unincorporated Metro Areas, unless otherwise indicated. Unique situations not described here shall be addressed on a case-by-case basis per the stated purpose and intent of this ordinance.

1. Procedure. Costs of address number sign shall be the responsibility of the property owner. Address signs shall be posted per the specifications detailed in this ordinance. Procedures for assigning address number and obtaining signs are detailed as follows:

a. Procedures for Unincorporated Rural Addressing Areas and Unincorporated Metro Addressing Areas, excluding the Town of Menasha.

(1) The County shall assign address numbers as part of its sanitary or building/zoning permit approval process based on the applicant's site plan.

(2) The County shall indicate the assigned number on or accompanying the approved permit. Applicant shall be instructed by the County to obtain the address number sign from the applicable Town by submitting the approved permit and assigned number to the Town. The Town shall issue an address number sign to the applicant based on the assigned number displayed with the permit.

(3) In those situations or areas not covered by County permit authority, the Town, as part of its building permit process or culvert permit process shall notify the applicant that he/she shall obtain an assigned address from the County. Applicant shall provide the County with a site plan. Site plan shall be drawn to scale that precisely identifies the location of the driveway access point in relation to the intersection with the abutting roadway and the boundaries of the parcel. The applicant shall then obtain the address number sign from the Town based on the number assigned by the County.

b. Procedures for Town of Menasha Metro Area. The County shall notify the applicant for a sanitary permit or building/zoning permit that the address number and sign shall be obtained from the Town of Menasha.

2. Criteria. The following criteria shall be followed when assigning address numbers. The provisions of subparagraphs a, d, and e below shall not apply to Unincorporated Metro Areas.
 - a. Per the adopted UAS, address numbers shall be assigned in intervals of 13.2 feet. This equals 200 even numbers and 200 odd numbers per mile for both the east-west direction and the north-south direction. Where necessary, slight adjustments may be made to the 13.2 foot interval so as to maintain uniformity and consistency in addressing.
 - b. Unincorporated metro areas shall be addressed based on the intervals previously devised by the metro area's incorporated municipality.
 - c. Existing properties addressed before the effective date of this ordinance and required to mount new address numbers under this ordinance shall do so within 30 calendar days from the date of receipt of the new address number.
 - d. Diagonal roadways shall be numbered as north-south or east-west depending upon the direction of said roadway over its entirety and its relationship to nearby roadway addresses.
 - e. Address numbers shall be assigned on the basis of the location of the centerline of the driveway access point as it intersects the roadway. In addition, the following shall apply:
 - (1) Two separate properties sharing the same driveway shall be addressed successively.
 - (2) Properties with multiple driveway access points shall be addressed based on the location of the midpoint of the two outer driveway access points. If one of the driveway access points is elongated and accesses at a significant distance away from the principal structure, the property shall be addressed based on the location of the driveway access point closest to the principal structure. Additional provisions for multiple driveway access points for corner lots are detailed below.
 - (3) If the location of a driveway access point changes, the following shall apply:
 - (a) the present address number may remain unless, or until such time, the change in location

- disrupts the orderly and uniform sequence of the addressing system as detailed in this ordinance. Final determination of possible renumbering shall be made by the County.
- (b) changing the location of the driveway to another roadway, different from which it previously accessed upon, shall require the property to be readdressed within 30 days of relocation.
- (4) Provision for corner lots. Structures located on corner lots shall be addressed in the following manner:
- (a) Structures with the main front entrance facing one roadway and having a driveway access point accessing upon another roadway shall be addressed based on the location of the driveway access point. The address number distributed shall face the roadway in which the driveway accesses upon and mounted on the structure or posted at the driveway access point based on the specifications detailed in this ordinance.
 - (b) Structures with multiple driveway access points accessing upon more than one roadway shall be addressed according to the following:
 - i the location of the driveway access point that accesses upon the roadway in which the direction of the structure's main front entrance faces shall be used for determining the address.
 - ii structures positioned in such a manner so as to make it difficult to select what roadway the front entrance faces shall be addressed based on the driveway access point where the mailbox is located.
- f. Address numbers shall be assigned to each lot within a proposed subdivision plat submitted to the County for review and approval under chapter 236, Wis. Stats. Address numbers shall be clearly displayed on the face of the plat and assigned as follows:
- (1) Assignment of address numbers shall be based on the centerpoint of the parcel boundary where it abuts the roadway to be used for ingress and egress to said parcel.

- (2) Adjustment of the assigned address number may be made at the time of issuance of a building/zoning permit or sanitary permit so as to maintain uniform and consist sequencing of address numbers per the adopted U.A.S.
 - (3) Corner lots displayed on the plat shall be assigned two address numbers—each to reflect the two different roads the property abuts. A finalized address will be awarded at the time of issuance of the building permit.
 - (4) Issuance and mounting of address number is not required until the building/zoning or sanitary permit is issued.
- g. Assignment of Even and Odd Numbers:
- (1) Even numbers: all structures and uses requiring an address number located on the east side of north-south roads and located on the north side of east-west roads shall be assigned even numbers.
 - (2) Odd numbers: all structures and uses requiring an address number located on the west side of north-south roads and located on the south side of east-west roads shall be assigned odd numbers.
 - (3) Cul-de-sac and dead-end roads shall be numbered as other roads except that an even and an odd number shall abut at a point along the turning circle.
 - (4) Roads that loop or circle may be addressed in a manner that keeps the even numbers on one side and odd numbers on another side, avoiding potential “flip-flop” in the even/odd designations, unless otherwise necessary.
- h. Structures shall be assigned address numbers per the following:
- (1) To all principal structures, as defined in this ordinance. Principal structures with common walls and separate front entrances, such as a row of townhouses or duplexes, shall be assigned individual address numbers.
 - (2) Separate internal units of condominiums and apartments shall be designated with sub-numbers or letters, not individual property numbers.

- (3) To accessory structures only when they are isolated from the principal structure or are not associated with a principal structure and contain a driveway access point.
 - (4) To any other structures not associated with a principal structure, that contain a driveway access point, such as electrical substations, radio/T.V. towers, warehouses, storage facilities, utility buildings, permanent billboards, and other structures as determined by the County.
 - (5) Only one number shall be assigned in cases where more than one structure exists and generally the structure located closest to the driveway access point shall be assigned the address number. However, principal structures shall take precedence over all other structures when numbers are assigned.
 - i. Principal land uses containing no accompanying structures may be assigned address numbers at the discretion of the County. Those parcels containing an ongoing business operation or a public facility, but no accompanying structure, shall be assigned address numbers.
 - j. Numbers shall be mounted in the manner indicated in this ordinance before any construction commences on the property or within 30 days from the date of issuance of a building/zoning or sanitary permit, whichever is sooner.
 - k. Predirectionals, such as "N" for North or "S" for South, shall not be allowed unless approved by the County and as are necessary to maintain the stated purpose and intent of this ordinance.
 3. In unique situations where addressing will not conform, in practicality, with the adopted UAS specifications detailed in this ordinance, the County shall have the authority to coordinate the addressing in such a manner so that the stated purpose and intent of this ordinance is maintained.
- (d) Road Naming. The following provisions shall apply to Unincorporated Rural and Unincorporated Metro Areas:

1. All roadways, as defined in this ordinance, shall be named. In addition, the following shall apply:
 - a. A driveway (principal access) that becomes a principal access for a third property shall be redefined as a roadway and, therefore, shall be named. As such, all present properties accessing upon the roadway shall be readdressed to coincide with the newly named roadway.
2. Road Name Duplication. The following provisions shall apply when a new road name is proposed or an existing road name is proposed to be changed or extended:
 - a. Road names shall not duplicate or sound like existing road name(s) regardless of their location within the County.
 - b. Numbered road names, for example "10th" Street or "Seventh" Street, shall continue to be permitted provided they are used within incorporated areas only and are used as part of an existing numbered street pattern containing uniformity and consistency.
 - c. Request for proposed road name changes or naming new roads shall be made to the County. The County shall have the authority to approve or reject the proposed road name request based on potential duplication or similarity to existing road names.
 - d. An individual road containing duplication in ranges shall change its name on a portion of the road to eliminate the duplication. The change in name should occur where physical breaks are present, such as intersections or directional changes. These situations usually occur with "U-shaped" roads or roads that loop and change direction often.
 - e. Duplicate road names without duplicate address ranges existing before the adoption of this ordinance shall be allowed to remain. However, if a road extension occurs that creates a duplication in both the road name and address numbers, then the road causing the duplication shall be renamed to eliminate the duplication.

- f. Roads forming a dead-end "T" configuration shall be posted at the junction of the direction change with signage indicating the direction of the number ranges, or the road shall be renamed at direction changes to eliminate confusion on the location of address numbers. The purpose for this is to eliminate confusion & delay on which direction an address range is located.
3. Road names using hyphens shall not be allowed.
- (e) Specifications and Mounting of Address Numbers. The following provisions shall apply to Unincorporated Rural and Unincorporated Metro Areas:
 1. Only address number signs approved by the County shall be used as the official address number for a property to be addressed under this ordinance. To maintain consistency, the County will continue to allow distribution of the same type, color and style of addressing signs previously chosen by each of the Towns' as their official addressing numbers provided the signs are consistent and uniform relative to other signs in the Town, and are clearly visible from the abutting roadway.
 2. In no cases shall script numbers be allowed for use as the official addressing number.
 3. Structures and uses requiring an address number under this ordinance shall have the number mounted so it is clearly visible from the abutting roadway in the following manner:
 - a. Structures located 75 feet or less from the right-of-way of the abutting roadway shall have the option of mounting the assigned number by its main front entrance or posted at the principal access point per the specifications of this section.
 - b. Address numbers shall be posted at the driveway access point if any one of the following occurs:
 - (1) Structures setback more than 75 feet from the right-of-way of the abutting roadway.
 - (2) Structures located in such a manner that the visibility of the address number is obscured or is not discernible from the abutting roadway, regardless of the structure's distance from the road right-of-way. Final determination of the discernability of the sign shall be within the discretion of the County.

- (3) Vacant parcel(s) of land awarded a sanitary or building/zoning permit. When the structure required to be addressed is completed, removing the address number at the driveway access point shall be allowed only if the structure is located 75 feet or less from the road right-of-way and meets the visibility requirements of this section.
 - (4) If there are no structures on the property, but the property contains a driveway access point, these shall include principal land uses.
 4. Properties required to mount address numbers at the driveway access point may wish to also include an address number on the main front entrance of the principal structure.
 5. Address numbers shall be mounted both on the structure and at the driveway access point when two separate properties containing structure(s) to be addressed under this ordinance share the same driveway.
 6. The following specifications shall be followed when mounting address numbers at the driveway access point:
 - a. Numbers shall be posted on the right side of the driveway access point when viewing the property from the roadway. The sign shall be located no more than 10 feet from the abutting road right-of-way and no more than 20 feet from the edge of driveway. In some site specific cases, numbers may be posted on the left side of the driveway when viewing the property from the roadway.
 - b. The number shall be mounted on a post made of metal or other durable material and shall face the abutting roadway so as to be easily visible. The sign and post shall be maintained by the property owner in an acceptable manner.
 7. Although required by the Postal Service for mail delivery, for the purposes of this ordinance it shall not be acceptable to use mailboxes as the device for posting address numbers.
- f. Specifications and Mounting of Road Name Signs. The following provisions shall apply to Unincorporated Rural and Unincorporated Metro Areas:

1. Road name signs shall be posted for roadways only, as defined in this ordinance. No road name signage shall be allowed for driveway accesses, as defined in this ordinance, unless expressly approved by the County to maintain the stated purpose and intent of this ordinance. Any existing road name signage for driveway accesses erected before the implementation of this ordinance shall be removed by the property owner(s) no later than December 31, 1993.
2. The following minimum standards shall apply for road name signs:
 - a. Material. Signs shall consist of engineer grade reflective sheeting on aluminum or other durable metal.
 - b. Color. Signs shall consist of contrasting colors. White lettering on green background is recommended.
 - c. Size and Lettering. Signs shall be reflectorized or illuminated. In addition, the following shall apply:
 - (1) Name of Road. At minimum, use 4" Series B upper-case letters on 6" flat blade sign blank for name of road. Road name abbreviations are not acceptable.
 - (2) Supplementary Lettering. At minimum, use 2" Series B upper-case letters for "Road", "Lane", "Street", "North," "South", etc. Conventional abbreviations are acceptable, but shall be approved by the County.
 - (3) Block Number. At minimum, use 2" Series B numbers positioned in the bottom right hand corner of the sign to designate the block number of the street. Arrows shall be used to indicate the direction of the number range.
 - d. Visibility. The sign shall be free of any bushes, limbs, or other obstacles that may inhibit the clear view of the sign.
 - e. Placement. Signs naming all intersecting roads shall be posted at all intersections. Signs shall be placed on approved metal posts at a recommended height of 5 feet above the pavement.
3. As present procedure, the cost of road name signs shall be the financial responsibility of each individual Town or by arrangement with developers or private landowners.

(8) **ADMINISTRATION & ENFORCEMENT.** The following subsection shall apply to Unincorporated Rural and Unincorporated Metro Areas:

- (a) **Administration.** The Winnebago County Planning and Zoning Department and Sheriff's Department shall have the authority to administer this ordinance. Said department shall have the authority to resolve disputes arising out of the provisions of this ordinance.
- (b) **Enforcement.** The Winnebago County Sheriff's Department shall have the authority to enforce compliance with the provisions of this ordinance.
- (c) **Violations and Penalties.** Any person who shall violate any provisions of this ordinance shall be subject to the penalty(s) as provided for in Section 25.04 of the General Code of Winnebago County, Wisconsin. Winnebago County has adopted, pursuant to Section 66.119, Wis. Stats., the citation system of enforcement of this ordinance; and the following schedule of cash deposits as provided in Section 25.04(4) of the Winnebago County General Code is hereby established: 1. Failure to erect the proper addressing sign in accordance with the provisions of this ordinance: \$25 plus costs. 2. All other violations of this ordinance: \$25 plus costs.

(9) **DEFINITIONS.** The following shall apply to Unincorporated Rural and Unincorporated Metro Areas:

- (a) **Accessory Structure:** A detached uninhabited structure subordinate to the principal structure and serving a purpose customarily incidental to the principal structure.
- (b) **Construction:** For the purposes of this ordinance construction shall include initial site grading of a property, the haulage and placement of construction materials onto a property, and the actual building of a structure on a property required to be addressed.
- (c) **County:** The Winnebago County Board of Supervisors or its designated appointee(s), representative(s), committee(s), or department(s).
- (d) **Driveway Access:** A privately-owned prevailing (or principal) way of approaching or entering (ingress and egress) less than three properties required to be addressed under this ordinance.
- (e) **Driveway Access Point:** The spot where the principal driveway access intersects with the abutting roadway.

- (f) Principal Land Use: The predominant use of a particular property containing no accompanying structure. Typically, these uses have been created by man-made activity and are relatively permanent in nature. Principal uses may include, but are not limited to, extraction sites, landfill sites, parks and airstrips. The definition excludes such vacant uses as agricultural lands, wetland/conservation areas, woodlands and other vacant lands.
- (g) Principal Structure: The predominant structure on a property that directly relates to the overall use of the property and is distinguishable from an accessory structure. For example, the principal structure for a residential use would be the inhabited dwelling unit.
- (h) Roadway or Road: An open strip of land providing access for vehicles to abutting property and provides for intraregional and interregional routing of vehicular traffic. For the purposes of this ordinance, roadways shall include all roads dedicated to the public or purchased for public use and all private roads and easements containing principal access from three or more properties required to be addressed under this ordinance. Roadways are commonly referred to or known as streets, boulevards, highways, lanes, circles, etc.
- (i) Structure: Anything that is permanently constructed or erected on the ground or which is attached to something on the ground. For the purposes of this ordinance, structures shall include, but are not limited to, buildings (such as houses, garages, sheds, warehouses, barns), mobile homes, radio and T.V. towers, storage facilities, electrical substations.
- (j) Unincorporated Metro Addressing Area(s): All Town areas (in Winnebago County), which are located in metro addressing areas as defined in Appendix "A" of this ordinance. Otherwise known as "Unincorporated Metro Area", "Metro Area", "Metro Addressing Area" or any other similar reference.
- (k) Unincorporated Rural Addressing Area: All Town areas (in Winnebago County) which are not located within the metro addressing areas as defined in Appendix "A" of this ordinance. Otherwise known as "Unincorporated Rural Area", "Rural Area", "Rural Addressing Area" or any other similar reference.

APPENDIX "A"
METRO ADDRESSING AREAS
(LEGAL DESCRIPTIONS)

CITY OF OSHKOSH METRO ADDRESSING AREA

All those lands within the Towns of Oshkosh, Algoma, Nekimi, and Black Wolf, and the City of Oshkosh which lie within the following: commencing at the intersection of the easterly extension of LONE ELM AVE. and the shore of LAKE WINNEBAGO, the point of beginning, thence west along the easterly extension of LONE ELM AVE. and LONE ELM AVE. to its intersection with COUNTRY CLUB RD., thence north along COUNTRY CLUB RD. to its intersection with FISK AVE., thence west along FISK AVE. to its intersection with CLAIRVILLE RD., thence north along CLAIRVILLE RD. to its intersection with CO. RD. E, thence west along CO. RD. E to its intersection with the western boundary of the Town of Algoma, thence north along the western boundary of the Town of Algoma to its intersection with the western boundary of the Town of Oshkosh, thence continuing north along the western boundary of the Town of Oshkosh and its northerly extension to its intersection with STATE ROAD 110, thence easterly along STATE ROAD 110 to its intersection with BROOKS RD., thence continuing east along BROOKS RD. and its easterly extension to its intersection with INDIAN POINT RD., thence continuing east along INDIAN POINT RD. and its easterly extension to its intersection with LAKE WINNEBAGO, thence southerly along the shore of LAKE WINNEBAGO to the point of beginning, excepting those lands with addresses accessing the sections of LONE ELM AVE., FISK AVE., CLAIRVILLE RD., CO. RD. E, STATE ROAD 110, BROOKS RD., and INDIAN POINT RD. described in said boundary.

CITY OF OMRO METRO ADDRESSING AREA

All those lands within the Town of Omro and the City of Omro which lie within the following: commencing at the intersection of CO. RD. E and HEISE RD., the point of beginning, thence west along CO. RD. E to its intersection with 2ND ST. RD., thence north along 2ND ST. RD. and its northerly extension to its intersection with BRODRICK RD., thence continuing north along BRODRICK RD. to its intersection with the westerly extension of YOUNG RD., thence east along westerly extension of YOUNG RD., YOUNG RD. itself, and its easterly ex-

tension to its intersection with the centerline of the FOX RIVER, thence northeasterly along the centerline of the FOX RIVER to its intersection with an east-west line extending from the northern most limits of KRENZ RD., thence east along said east-west line to its intersection with RIVERMOOR RD., thence southerly along RIVERMOOR RD. and its southerly extension to the point of beginning, excepting those lands with addresses accessing the sections of roads described in said boundary.

VILLAGE OF WINNECONNE METRO ADDRESSING AREA

All those lands within the Town of Winneconne and the Village of Winneconne which lie within the following: commencing at the intersection of CO. RD. M and the easterly extension of the northern boundary of the Village of Winneconne, the point of beginning, thence west along the easterly extension of the northern boundary of the Village of Winneconne to the northeastern corner of the Village of Winneconne, thence continuing west, south, and then northwesterly along the northern boundary of the Village of Winneconne to a point on LAKE SHORE RD., being the northwestern corner of the Village of Winneconne, thence due south along a line to its intersection with the north line of the SE1/4 of the SE1/4, SEC. 17, T.19N. R.15E., thence west to the NW corner of the SE1/4 of the SE1/4, of said SEC. 17, thence south along the west line of the SE1/4 of the SE1/4, of said SEC.17 and the west line of the NE1/4 of the NE1/4, SEC.20, T.19N. R.15E. to its intersection with STATE ROAD 116, thence southwestly and southerly along STATE ROAD 116 to its intersection with CO. RD. D, thence east along the easterly extension of CO. RD. D to its intersection with the eastern bank of the WOLF RIVER, thence southeasterly along the shore of the WOLF RIVER and northeasterly along the shore of LAKE BUTTE DES MORTS to its intersection with the southerly extension of the north-south portion of COURTNEY PLUMMER RD., thence north along the southerly extension of COURTNEY PLUMMER RD. and the north-south portion of COURTNEY PLUMMER RD. to its intersection with CO. RD. M, thence continuing north along CO. RD. M to the point of beginning, excepting those lands with addresses accessing the sections of roads described in said boundary.

CITY OF NEENAH METRO ADDRESSING AREA

All those lands within the Town of Neenah and the City of Neenah which lie within the following: commencing at the intersection of the southern boundary of the Town of Neenah and the shore of LAKE WINNEBAGO, the point of beginning, thence west along the southern boundary of the Town of Neenah to its intersection with NEE-VIN RD., thence continuing west along NEE-VIN RD. and its westerly extension to its intersection with WOODEN SHOE RD., thence north along WOODEN SHOE RD. and the northerly extension of WOODEN SHOE RD. to its intersection with S. CLAYTON AVE., thence continuing north along S. CLAYTON AVE. to its intersection with STATE ROAD 150, thence east along STATE ROAD 150 to its intersection with the N1/4 corner of SEC. 20, T.20N. R.17E., thence south along the west line of the NE1/4 of said SEC. 20 to its intersection with CC. RD. O, thence east along CO. RD. O to its intersection with U.S. HWY. 41, also being part of the northern boundary of the City of Neenah, thence continuing in an easterly direction along the northern boundary of the City of Neenah to the shore of LAKE WINNEBAGO, thence southerly along the shore of LAKE WINNEBAGO to the point of beginning, excepting those lands with addresses accessing the sections of NEE-VIN RD., WOODEN SHOE RD., and S. CLAYTON AVE. described in said boundary.

CITIES OF MENASHA & APPLETON AND TOWN OF MENASHA-EAST METRO ADDRESSING AREA

All those lands within the Town of Menasha, City of Menasha, and City of Appleton which lie within the following: commencing at the intersection of U.S. HWY 10 (ONEIDA RD.) and the northern boundary of the Town of Menasha, the point of beginning, thence west along the northern boundary of the Town of Menasha to its intersection with the eastern shore of LITTLE LAKE BUTTE DES MORTS, thence south along the eastern shore of LITTLE LAKE BUTTE DES MORTS to its intersection with the southern boundary of the City of Menasha, thence easterly along southern boundary of the City of Menasha to its intersection with the shore of LAKE WINNEBAGO, thence northeasterly along the shore of LAKE WINNEBAGO to its intersection with the southerly extension of U.S. HWY. 10 (ONEIDA RD.), thence north along the southerly extension of U.S. HWY. 10 (ONEIDA RD.) and U.S. HWY. 10 (ONEIDA RD.) to the point of beginning.

TOWN OF MENASHA-WEST METRO ADDRESSING AREA

All those lands within the Town of Menasha which lie within the following: commencing at the intersection of the easterly extension of CO. RD. BB and the western shore of LITTLE LAKE BUTTE DES MORTS, the point of beginning, thence west along the easterly extension of CO. RD. BB and CO. RD. BB to its intersection with N. CLAYTON AVE., thence south along N. CLAYTON AVE. to its intersection with STATE ROAD 150, thence east along STATE ROAD 150 to its intersection with the N1/4 corner of SEC. 20, T.20N. R.17E., thence south along the west line of the NE1/4 of said SEC. 20 to its intersection with CO. RD. O, thence east along CO. RD. O to its intersection with U.S. HWY. 41, also being part of the northern boundary of the City of Neenah, thence continuing in an easterly direction along the northern boundary of the City of Neenah to its intersection with the western shore of LITTLE LAKE BUTTE DES MORTS, thence northerly along the western shore of LITTLE LAKE BUTTE DES MORTS to the point of beginning, excepting those lands with addresses accessing the section of N. CLAYTON AVE. described in said boundary.

Motion by Supervisor Gose and seconded to adopt. Supervisor Wagner moved to amend the ordinance to make #26 on page 8 state Sunrise Road for the entire road. Corp Counsel Bodnar explained the amendment was out of order because the report cannot be amended. Renaming the roads is up to the Zoning Department which is an administrative function. The County Board must decide whether or not to adopt the ordinance and set the policy. Supervisor Hue moved and it was seconded to postpone until July 13, 1993. Ayes: 27. Nays: 10—Barker, Gose, Montgomery, Winters, Planalp, Sievert, Diakoff, Owens, Laabs, Breister. Excused: 1—Savas. CARRIED.

Motion by Supervisor Rankin and seconded to reconsider Ordinance No. 244-693. Ayes: 28. Nays: 8—Lace, Steber, Putzer, King, Crowley, Finch, Hue, Winters. Excused: 2—Savas and Bahr. MOTION TO RECONSIDER CARRIED. Vote on motion to postpone until July 13, 1993: Ayes—12—Pawlowski, Lace, Steber, Putzer, Robl, King, Lawson, Crowley, Kramer, Finch, Hue, Zellmer. Nays: 24. Excused: 2—Savas and Bahr. MOTION TO POSTPONE LOST. Supervisor O'Brien moved and it was seconded to amend line 566 to delete "County Board

of Supervisors". **CARRIED BY VOICE VOTE.** Supervisor Montgomery moved to amend line 33 to add "Be It Further Ordained that Hunters Point Road be renamed Sunrise Bay Road and the current Sunrise Bay Road retain its current name". Chairman Maehl ruled the motion out of order. Corporation Counsel Bodnar stated the ordinance could be amended in that way. Supervisor Montgomery moved for an appeal of the Chairman's decision. Supervisors were asked to vote "Aye" to uphold the decision of the Chair and vote "Nay" to revoke the decision of the Chair. Ayes: 28. Nays: 8—Montgomery, Wagner, Troxell, King, Lawson, Crowley, Owens, Gose. Excused - Savas and Bahr. **LOST.**

Vote on Ordinance as amended: Ayes: 31. Nays: 4—Pawlowski, Putzer, Crowley, Finch. Abstention: 1—Montgomery. Excused: 2 -Savas and Bahr. **CARRIED.**

RESOLUTION NO. 245-693 - Authorize Transfer of \$34,000 From Contingency Fund of 1993 Winnebago County Budget to Winnebago County Planning Department Fund (Implementation of County Uniform Addressing System)

WHEREAS, in Winnebago County, the naming of roads and the assignment of addresses is presently administered by each of the 16 Townships and incorporated communities therein; and

WHEREAS, such a procedure has resulted in numerous addressing problems and confusion within Winnebago County; and

WHEREAS, such a problem poses a threat to the dispatch and timely delivery of emergency services to citizens within Winnebago County; and

WHEREAS, other delivery services, such as the United States Postal Service, United Parcel Service, Federal Express and other private business enterprises are negatively affected by such a system; and

WHEREAS, a proposed Ordinance is presently pending before the Winnebago County Board of Supervisors for the establishment of a rural numbering and road name system, pursuant to Section 59.07(65), Wisconsin Statutes; and

WHEREAS, Winnebago County's Judiciary and Public Safety Committee has recommended the expenditure of \$34,000 by Winnebago County for the purpose of implementing a County uniform addressing system ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$34,000 from the Contingency Fund of the 1993 Winnebago County Budget to the Planning Department Fund of said Budget

for the purpose of assisting with the implementation of the proposed Winnebago County uniform addressing system ordinance.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said funds transferred from the Contingency Fund of the 1993 Winnebago County Budget to the Planning Department Fund of the 1993 Winnebago County Budget shall be transferred to the following Accounts of the Planning Department Budget in the following amounts:

Repairs & Maintenance Grounds	\$32,000.00
Postage & Box Rent	\$625.00
Office Supplies	\$400.00
Printing & Duplication	\$400.00
Advertising	\$75.00
Automobile Allowance	\$500.00

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

Motion by Supervisor Gose and seconded to adopt. Supervisor Lace moved to amend by adding "that if the residents of Sunrise Bay Road want a change that they should pay for it, otherwise it will stay the same". No second. Vote on resolution: Two-thirds vote required. Ayes: 32. Nays: 2—Kollath, Crowley, Excused: 4—Savas, Owens, Breister, Bahr. CARRIED.

RESOLUTION NO. 246-693 - Create New Full-Time Position of WIC Receptionist/Clerk: Public Health Department

WHEREAS, funding has been made available by the Federal Government to initiate an expansion of the WIC Program administered by the Winnebago County Public Health Department; and

WHEREAS, this program expansion, coupled with the continuing growth of the existing WIC caseload has necessitated an increase in the support staff in order to insure that program clients are properly served; and

WHEREAS, Federal funding has also been made available to cover the complete cost of staff expansion.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors, that a new full-time position of WIC Receptionist/Clerk be and hereby is created within the Winnebago County Public Health Department; and

BE IT FURTHER RESOLVED, that this position shall continue to exist only for as long as Federal funding is available to cover all costs associated with maintaining the position.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Albrecht moved and it was seconded to amend line 20 to add after for as long as "full state and" federal funding is available. **CARRIED BY VOICE VOTE**. Vote on amended resolution—two-thirds vote required—Ayes: 31. Nays: 4—Troxell, Lauson, Schaidler, Montgomery. Excused: 3—Savas, Bahr, Breister. **CARRIED**.

RESOLUTION NO. 247-693 - Authorize Transfer of \$50,000 From Contingency Fund to Boarding Prisoners Account of Sheriff's Department Fund

WHEREAS, there has been a continued increase in the amount of prisoners incarcerated in the Winnebago County Jail; and

WHEREAS, the Winnebago County Sheriff's Department, because of overcrowding in the Winnebago County Jail, has continually been forced to house prisoners in other counties, notably, Outagamie County; and

WHEREAS, the increase in the number of prisoners being forced to be boarded outside of the County has depleted the Sheriff's Department Boarding Prisoners Account to the extent that it became overdrawn in April, 1993 and that no monies remain in that account; and

WHEREAS, money is due and owing to Outagamie County at the present time for the boarding of prisoners.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$50,000 from the Contingency Fund of the 1993 Winnebago County Budget to the Boarding Prisoners Account of the Sheriff's Department Fund within said Budget for the purpose of paying for prisoners boarded outside of Winnebago County.

Submitted by,

**JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Supervisor Gose moved and it was seconded to adopt. Two-thirds vote required. Ayes: 35. Nays: 0. Excused: 3—Savas, Bahr and Breister. **CARRIED**.

RESOLUTION NO. 248-693 - Authorize Purchase of 20 Acre Parcel of Real Estate, Town of Oshkosh (Parks Department)

WHEREAS, the Valley Bank of Oshkosh has recently indicated to Winnebago County that it is willing to sell property which it recently acquired in the Town of Oshkosh, adjacent to the Winnebago County Fairgrounds and Exposition Center and as described below, to Winnebago County for the price of \$125,000; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County to purchase said property in that said property will provide drainage for the western 1/3 of the Winnebago County Fairgrounds and Exposition Center; will provide an alternative access route to the Winnebago County Fairgrounds and Exposition Center, via U.S. Highway 45, thus alleviating traffic congestion on County Trunk Highway Y; will provide additional parking and recreational space to the Fairgrounds and Exposition Center; will control property usage on the west side of the Winnebago County Fairgrounds and Exposition Center; and will provide the Fairgrounds with room for expansion in the future; and

WHEREAS, your undersigned Committee believes that the proposed sale price of \$125,000 as to said 20 acre parcel is a reasonable price and accurately reflects the fair market value of said property to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the purchase of a 20 acre parcel of property from the Valley Bank of Oshkosh by Winnebago County, upon payment of the sum of \$125,000 to Winnebago County, said transfer to be accomplished by Warranty Deed, upon said terms deemed by the County Executive to be fair and reasonable, as to the following described parcel of property:

The South 1/2 of the North West 1/4 of the SOUTH WEST 1/4 of Section Twenty-five (25) Township Nineteen (19) North, of Range Sixteen (16) East, in the Town of Oshkosh, excepting therefrom that portion thereof heretofore conveyed for Highway Purposes by Instrument recorded in Volume 633 on Page 137 and excepting therefrom that portion thereof heretofore conveyed by Deed to State of Wisconsin Department of Transportation recorded as Document No. 759537.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$125,000 from the Winnebago County General Fund balance to the Capital Outlays Fund of the Parks Department Budget for the purpose of purchasing said property.

Submitted by,

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Supervisor Lace moved and it was seconded to amend by striking lines 21-24. Motion withdrawn. Vote on resolution: Two-thirds vote required. Ayes: 29. Nays: 5—Pawlowski, Steber, Crowley, Zellmer, Owens. Excused: 4—Savas, Bahr, Breister, Schaidler. **CARRIED.**

RESOLUTION NO. 249-693 - Authorize Contract Between Wisconsin Bell, Inc. (Ameritech) and Winnebago County For Optinet Service

WHEREAS, Winnebago County is presently leasing two telephone circuits from Wisconsin Bell at a price of \$985.14 per month (\$11,821.68 per year) for the purpose of carrying voice and data communications between its offices and Oshkosh, Neenah and Winnebago (Park View Health Center and Sunnyside); and

WHEREAS, your undersigned Committee is recommending that Winnebago County enter into a five year agreement with Wisconsin Bell, Inc., subsidiary of Ameritech Corporation for Optinet services at a rate of \$789.24 per month (\$9,470.88 per year); and

WHEREAS, entering into a five year contractual agreement with Wisconsin Bell for Optinet services would realize a cost savings of \$11,754.00 over a five year period relative to the County's present leasing agreement.

NOW, THEREFORE, IT IS HEREBY 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 five year agreement with Wisconsin Bell Inc. for the purchase of Optinet services for the purpose of carrying voice and data communications between its offices in Oshkosh, Winnebago and Neenah, at a rate of \$789.24 per month.

Submitted by,

Jeanette Diakoff

District #33 Supervisor

Motion by Supervisor Diakoff and seconded to adopt. It was recommended that an effective date of signing be placed in the contract. Two-thirds vote required. Ayes: 33. Nays: 1—Pawlowski. Excused: 4—Savas, Breister, Bahr and Schaidler. CARRIED.

RESOLUTION NO. 250-693: - Authorize Application for 1994 Soil and Water Resource Management Program Grant.

WHEREAS, pursuant to Section 92.14, Wisconsin Statutes, the Wisconsin Department of Agriculture, Trade, and Consumer Protection is accepting Soil and Water Resource Management Program Grant applications for County soil and water resource management programs in 1994; and

WHEREAS, a grant application in the amount of \$58,500 has been prepared by the Winnebago County Land and Water Conservation Department and approved for content by your Land Conservation Committee; and

WHEREAS, the County Board must authorize the submittal of said application;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee Chairman, as specified in the Grant application, be and hereby is authorized, on behalf of Winnebago County, to apply for a Soil and Water Resource Management Grant from the Wisconsin Department of Agriculture, Trade, and Consumer Protection in or near the amount of \$58,500.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Savas, Bahr, Breister and Schaidler. CARRIED.

RESOLUTION NO. 251-693 - Requiring All Offices, Departments, Commissions and Boards of Winnebago County to Utilize the Winnebago County Solid Waste Management Facilities for Solid Waste Disposal

WHEREAS, Winnebago County owns and operates a Solid Waste Management System for the disposal of solid waste materials; and

WHEREAS, offices, departments, commissions and boards of Winnebago County procure vendor services for hauling and disposal of solid waste materials; and

WHEREAS, currently vendors providing waste disposal services for offices, departments, commissions and boards of Winnebago County are not required to dispose of solid waste materials generated from these county facilities at the County's Solid Waste Management facilities; and

WHEREAS, Winnebago County should support the use of its own Solid Waste Management facilities.

NOW, THEREFORE, BE IT RESOLVED, that the Winnebago County Board of Supervisors require that the disposal of solid waste materials generated from its offices, departments, commissions and boards be disposed of at the County's Solid Waste Management facilities.

BE IT FURTHER RESOLVED, that all contracts and agreements with vendors for the disposal of solid waste materials generated from County facilities require that they be disposed of at the County's Solid Waste Management facilities.

Submitted by:

SOLID WASTE MANAGEMENT BOARD

Moved by Supervisor O'Brien and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Savas, Schaidler, Bahr and Breister. CARRIED.

RESOLUTION NO. 252-693 - Require Purchase of Recycled Content Paper and Other Products, When Possible, Beginning January 1, 1994

WHEREAS, the State of Wisconsin has developed guidelines for the procurement of paper and other recycled content products including plastic and plastic products; glass and glass products; motor oil and lubricants; construction materials, including insulating materials; furnishings, including rugs, carpets and furniture; and highway equipment, including signs, signposts, reflectors, guardrails, lane dividers, and barricades; and

WHEREAS, the Winnebago County Solid Waste Management Board has demonstrated its commitment to quality recycling through its investment in the Sunnyview Material Recovery Facility which will produce feedstock to the nation's production of postconsumer paper and other recycled materials.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the county purchasing specifications incorporate requirements for the purchase of products made from recycled materials and recovered materials if their use is technically and economically feasible.

Submitted by:

SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 33. Nays: 1—Kramer. Excused: 4—Savas, Schaidler, Bahr and Breister. CARRIED.

RESOLUTION NO. 253-693 - Authorize Auditor To Review County Planning and Zoning Department Fee Structure

WHEREAS, the Planning and Zoning Committee has directed the Winnebago County Zoning Department to undertake a review of all departmental fees to determine at what level departmental services are subsidized via the property tax levy, as opposed to said services being subsidized pursuant to a user fee structure; and

WHEREAS, the Winnebago County Auditor has indicated to the Winnebago County Planning and Zoning Committee that, if requested to do so, he would be able to conduct and complete such a departmental fee structure review within the next several weeks so as to assist the Winnebago County Zoning Department in constructing its proposed 1994 budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to review the County Planning and Zoning Department's present fee structure.

Submitted by,

JOANNE GORR SIEVERT, DIST. #31

JEANETTE DIAKOFF, DIST. #33

JOHN PLANALP, DIST. #18

JOHN SCHAIDLER, DIST. #28

EUGENE TROXELL, DIST. #22

COUNTY BOARD SUPERVISORS

Motion by Supervisor Sievert and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Savas, Bahr, Breister and Schaidler. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn to July 13, 1993, at 6 P.M. 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 June 15, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JULY 13, 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 present except Bahr, Laabs, O'Brien and Schaidler who were excused.

Supervisor Pawlowski moved and it was seconded to accept the minutes of June 1 and June 15, 1993. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda and to consider Resolution 269-793 first. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter from Lobbyist Lisa Hilbert was distributed and placed on file. Letter from Representative Gregg Underheim regarding the Wisconsin Land Records Information Project was read and placed on file. Notice of meeting on "The New Family and Medical Leave Act" from Wisconsin Counties Association to be held July 26, 1993 in Stevens Point was read and placed on file. A thank you note from Supervisor James Bahr was read and placed on file. A letter from Governor Tommy Thompson regarding the Governor's Conference on Emergency Management was read and placed on file. It was reported that Joe Maehl was recognized at the Wisconsin Assn. of County Extension Committee's annual meeting in Eau Claire for his 15 years of service.

Petition for Zoning Amendment from E. C. Merrill, Inc. for change from R-1 to R-2 for single-family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Ross R. Lange for change from B-2 to R-1 for residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Charles and Gail Schwalen for change from B-3 to M-1 for machine shop was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Town of Menasha for an amendment to the Winnebago County Town/County Zoning Ordinance was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor/Representative Carol Owens reported the state budget process is going slow and is now in the hands of a conference committee. Ninety percent of the people responding to a questionnaire regarding the Governor's freeze on the mill rate supported it. She supports the Land Records Program and the drug free zones proposal. Supervisor Montgomery reported Park View Health Center received \$813,000 from the state, \$49,000 from the appeals process, and the intergovernmental transfer program received money retroactively. Park View received 2 National Association of Counties awards. Supervisor Wagner reported on the Americans with Disabilities Act conference she attended. We must have everything in place by 1995 and post a compliance notice. Supervisor Planalp commended the County Clerk on the new "Know Your County Government" brochure. Supervisor Putzer advised that the Governor approved 2 Assistant District Attorney's for Winnebago County who will need secretaries, desks, etc. in the 1994 budget.

PUBLIC HEARING

Walter Chrapla, 721 Mitchell Street, Neenah, Wis. spoke on Resolution 265-793 regarding transferring \$100,000 for boarding prisoners. He cited other instances of transfers in the recent past for up to \$250,000. He thinks this is one of the county's most pressing needs and it is being neglected. He opposed Resolution 269-793—Land Acquisition—Wittman Regional Airport. He questioned Zoning Report 003 and asked if the county is held harmless if a lawsuit should occur in the future. Town of Clayton Chairman Mick Salm supported Amendatory Ordinance 06-04-93. Carl Sosnoski, 3040 Knapp Street Road, spoke in opposition to Resolution 269-793—Land Acquisition—Wittman Regional Airport.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl wished the July birthday people a happy birthday. He urged supervisors to view the picture and plaque in the Courthouse Lobby commemorating the signing of the E.A.A. lease. He appointed Auditor Gary Mayer to be in charge of the Americans with Disabilities Act compliance. He stated the Auditor purchased a federal funding book and found a cost-sharing method for Winneconne and Butte des Morts for a fire truck. He announced the Winne-Fond Library System has the largest circulation per capita in the state, with over 1,000,000 circulation. The first "County Library" in the nation was in Oshkosh in 1899. He received a letter from the President of the Board of Regents in Madison advising that UW-Fox Valley Center was first in the state in applications and enrollments. UW-FVC has been re-accredited for the next ten years. He advised that July 13th is Government Day, when the cost of federal, state, schools, etc. government operations is paid for through individual's withholding of taxes on their paychecks. He announced that Supervisor Bahr is getting better following his surgery and Supervisor Hue is giving seminars on ladder safety.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber reported he is working on repairing or replacing the sound and voting system for the County Board and hopes to have it done before the budget meeting. He announced Winnebago County received 5 National Association of Counties awards for the following departments: Department of Community Programs, County Clerk, Personnel and Park View Health Center (2). He joined Governor Thompson for a ride on the Amtrak 2000 from Milwaukee to Columbus. He will have a report by August 31 on the Huber Detention Study being conducted because of overcrowding in the jail. He met with Outagamie County on leasing beds for prisoners in their new facility if the costs are reasonable, transportation problems could be minimized and video cameras for arraignments could be used. He supported Resolution 269-793—Land Acquisition—Wittman Regional Airport and Resolution 254-793—Discontinue Lobbyist Services Contract at the end of 1993.

APPOINTMENT TO BOARD OF ADJUSTMENT

County Executive Steinhilber appointed Daniel Mingus to the Board of Adjustment for a three-year term, beginning immediately and ending June 30, 1996. Motion by Supervisor Montgomery and seconded to adopt. **CARRIED BY VOICE VOTE.**

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to B-3 for construction of a trade and contractors office. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 07-01-93. A request from Dennis M. Stearns for zoning change from R-1 (Single Family Residential District, Non-Subdivided) 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 B-4 for development of a business park. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 07-02-93. A request from Robert Pheifer, Danke Corp. for zoning change from A-2/R-3 (General Farming District/Two-Family Res. District) to B-4 (Business Park 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 add M-3 (extraction or landfill) overlay to allow a bio-remediation site. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 07-03-93. A request from John F. Bergstrom for zoning change from A-2 (General Farming District) to A-2, M-3 Overlay (General Farming District/Extraction or Landfill District). 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-1 for construction of a single-family dwelling. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 07-04-93. A request from Carl Borchert for zoning change from A-1 (Agri-Business District) to R-1 (Rural Res. Dist., Single-Family, non-subdivided). Motion by Supervisor Sievert to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 005. A report from Planning & Zoning Committee re: change to R-1 for single family dwelling. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-05-93. A request from Carl Borchert for change from A-1 (Agri-Business District) to R-1 (Rural Res. Dist., Single Family, non-subdivided). 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 R-2 to allow conforming lot creation for construction of a single-family dwelling. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-06-93. A request from Jon Peotter for zoning change from R-1 (Rural Res. Dist., Single-Family, Nonsubdivided) to R-2 (Suburban Res. Dist., Single-Family, Subdivided). 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 B-2 for commercial sign business. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-07-93. A request from Steven E. Lee for zoning change from R-2 (Suburban Res. Dist., Single-Family, Subdivided) to B-2 (Community Business District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 008. A report from Planning & Zoning Committee re: zoning change to R-1 for construction of a single-family dwelling. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-08-93. A request from Leonard L. Baer for zoning change from A-1 (Agri-Business District) to R-1 (Rural Res. Dist., Single-Family, Non-subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 9. A request from Town of Vinland on behalf of Greater Fox River Valley District Council of Carpenters for zoning change from A-2 (General Farming) to P-1 (Institutional & Recreational Park District). Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10. A request from Town of Vinland on behalf of James H. Moon for zoning change from Agriculture-2 to Manufacturing-3. Motion by Supervisor Hue and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11. A request from Town of Omro on behalf of Daniel J. Bonnett 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

MOTION - Reconsideration: Amendatory Zoning Ordinance No. 06-04-93

WHEREAS, your undersigned supervisors, having voted on the prevailing side to deny Amendatory Zoning Ordinance Number 06-04-93 at the June 15, 1993 meeting of the Winnebago County Board of Supervisors; and

WHEREAS, your undersigned supervisors desire to reconsider Amendatory Zoning Ordinance Number 06-04-93 relating to the Petition for Zoning Amendment Number 93-ZC-030, filed with the County Clerk by James H. Salm, Town of Clayton, regarding a 2.2 acre parcel in Section 24, Town 20, Range 16, in the Town of Clayton, Winnebago County.

NOW, THEREFORE, the undersigned supervisors do hereby move the Winnebago County Board of Supervisors for reconsideration of Amendatory Ordinance Number 06-04-93.

FURTHER, a copy of the Zoning Report, Amendatory Ordinance, and map of the location of the parcel are herewith attached.

Submitted by:

NANCY BARKER, DISTRICT 2

ROBERT LACE, DISTRICT 8

JEROLD FINCH, DISTRICT 29

It was moved by Supervisor Barker and seconded to reconsider. Ayes: 33. Nays: 1—Savas. Excused: 4—Bahr, Laabs, O'Brien & Schaidler. **CARRIED.** Supervisor Barker moved and it was seconded to adopt. Vote on Amendatory Zoning Ordinance Number 06-04-93: Ayes: 33. Nays: 1—Savas. Excused: 4—Bahr, Laabs, O'Brien & Schaidler. **CARRIED.**

RESOLUTION NO. 254-793 - Discontinue Lobbyist Services Contract at the End of 1993

WHEREAS, the Winnebago County Board of Supervisors presently contracts with Lisa Hilbert to provide Lobbyist services to the Winnebago County Board of Supervisors at a cost of \$18,000 per year; and

WHEREAS, it is anticipated by the Winnebago County Board of Supervisors that legislation will shortly be passed by the Wisconsin State Legislature and signed into law by the Governor which shall freeze the real estate tax levy rate imposed by local governments at its present level; and

WHEREAS, as the result of said legislation, the Winnebago County Board of Supervisors should make every effort to trim expenditures within the Winnebago County Budget wherein the services obtained by said expenditures can be obtained by other, less expensive means; and

WHEREAS, the Winnebago County Board of Supervisors has good personal access to its State Assembly representatives and Senators for purposes of discussing proposed or pending legislation with them, as well as access to them through the Lobbyist of the Wisconsin Counties Association; and

WHEREAS, Carol Owens, a fellow member of the Winnebago County Board of Supervisors, serves as an Assembly representative in the Wisconsin Legislature and is readily accessible to all Winnebago County Board members; and

WHEREAS, legislative representatives Greg Underheim, Michael Ellis, Carol Buettner and Judy Klusman, among others, are readily accessible to Winnebago County Board Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the contract between the Winnebago County Board of Supervisors and Lisa Hilbert for lobbyist service be allowed to expire on December 31, 1993 and that said contract not be renewed for the following calendar year.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the 1994 Budget request of the Winnebago County Board of Supervisors, which is prepared and submitted to the Winnebago County Executive for inclusion within his budget, reflect the discontinuance of said contract for the 1994 budget year.

Submitted by,
ANNE LAWSON
COUNTY BOARD SUPERVISOR
DISTRICT -25

Motion by Supervisor Lawson and seconded to adopt. Ayes: 14 Pawlowski, Maehl, Steber, Sundquist, Planalp, Putzer, Troxell, Robl, Lawson, Crowley, Hue, Sievert, Zellmer, Owens. Nays: 20 Kollath, Barker, Savas, Koziczkowski, Lace, Lauson, Albrecht, Gose, Shute, Schwartz, Montgomery, Winters, Wagner, King, Kramer, Finch, Diakoff, Webster, Rankin, Breister. Excused: 4—Bahr, Laabs, O'Brien and Schaidler. LOST.

RESOLUTION NO. 255-793 - Disallow Claim of Jodi L. Boehning and Henrietta Howe

WHEREAS, your Personnel and Finance Committee has had the claim of Jodi L. Boehning and Henrietta Howe 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 Jodi L. Boehning and Henrietta Howe dated May 24, 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: 28. Nays: 0. Excused: 10—O'Brien, Lauson, Gose, Shute, Wagner, Bahr, Lawson, Schaidler, Webster, Laabs. CARRIED.

RESOLUTION NO. 256-793 - Disallow Claim of Kenneth D. Rowe

WHEREAS, your Personnel and Finance Committee has had the claim of Kenneth D. Rowe 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 Kenneth D. Rowe dated May 26, 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

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—Bahr, Laabs, O'Brien, Schaidler, Lawson, Shute. CARRIED.

RESOLUTION NO. 257-793 - Provide County Share (\$1,000.00): County Aid Culvert Project: Town of Omro

WHEREAS, a letter was referred to your Highway Committee from the Town of Omro requesting County aid for the replacement of a culvert on Valley Heights Road in the Town of Omro at the intersection of Sand Pit Road; and

WHEREAS, the County Board, by Resolution #7, dated January 8, 1958, adopted certain guidelines and restrictions for aiding townships in the construction, improvement or repair of town bridges located in Winnebago County, pursuant to Section 81.38, Wisconsin Statutes; and

WHEREAS, your Committee has determined that the request from the Town of Omro 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 Omro for the replacement of a culvert on Valley Heights Road, at the intersection of Sand Pit Road be approved for aid in the amount set forth as follows:

Town of Omro	\$ 1,000.00
County's Share	\$ 1,000.00
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

It was moved by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 -Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 258-793 - Authorize Petition to Wisconsin Department of Transportation to Change County Trunk Highway System as to Winnebago County Highway "W"

WHEREAS, your undersigned Winnebago County Highway Committee has passed a motion to recommend that the Winnebago County Board of Supervisors pass a resolution authorizing a petition to be submitted to the Wisconsin Department of Transportation for the purpose of changing the County Trunk Highway System, specifically, in relationship to County Highway "W" in Winnebago County; and

WHEREAS, a portion of County Highway "W" which would be affected by such a change as a principal arterial in the 1995 Rural Functional Classification System.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive, Winnebago County Clerk and Winnebago County Highway Commissioner to petition the Wisconsin Department of Transportation to make the following changes to the County Trunk Highway System:

The removal of Winnebago County Highway "W" beginning at a point approximately 110 feet east and approximately 10 feet south of the west quarter corner of Section 14, Township 20 north, Range 15 east, thence southeasterly approximately 0.63 miles to a point approximately 400 feet west of the south quarter corner of Section 14, Township 20 North, Range 15 East, in the Town of Winchester, Winnebago County, Wisconsin.

The addition of proposed CTH "W" beginning at a location approximately 110 feet east and approximately 10 feet south of the west quarter corner of Section 14, Township 20 North, Range 15 east, thence southeasterly approximately 0.59 mile to a point approximately 770 feet west of the south quarter corner of Section 14, Township 20 North, Range 15 East, in the Town of Winchester, Winnebago County, Wisconsin.

BE IT FURTHER RESOLVED that said petition should request that the jurisdictional transfer as to the changes petitioned for upon County Highway "W" become effective upon completion of roadway construction contemplated in relationship thereto and upon opening of said County Highway to traffic.

Submitted by,
HIGHWAY COMMITTEE

Moved by Supervisor Robl and seconded to adopt. Ayes: 33.
Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute.
CARRIED.

**RESOLUTION NO. 259-793: Adopt Winnebago County
Emergency Operation Plan**

WHEREAS, Section 166.03(4)(a), Wisconsin Statutes, requires that the governing body of each County, town, and municipality shall adopt an effective program of emergency government, consistent with the State plan; and

WHEREAS, pursuant to Section 166.03(1)(a)2, Wisconsin Statutes, the Secretary of the Wisconsin Department of Administration effective on November 17, 1992, with the approval of the Governor, promulgated General Change Order Number 6 to the State Plan entitled "Wisconsin Emergency Operation Plan (EOP)"; and

WHEREAS, this General Change Order Number 6 changes the Wisconsin Emergency Management System Plan and reflects Wisconsin's endorsement of the Federal Integrated Emergency Operational Plan.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Emergency Operational Plan is hereby adopted as the official program of Winnebago County for Emergency Government; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that copies of this Resolution shall, upon adoption, be sent to the County Emergency Management Director/Coordinator, Area Director, and Administrator of the State Division of Emergency Government.

Submitted by:
JUDICIARY AND PUBLIC SAFETY
COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 260-793: Authorize Intergovernmental Agreement with Outagamie County: 911 System

WHEREAS, it is imperative that Winnebago County have a back-up system for its 911 system in the event of a failure of the 911 system due to a natural emergency or technical problems; and

WHEREAS, it is impractical and not cost effective for both Winnebago County and Outagamie County to construct and maintain an alternate public safety answering point, which is fully redundant to the primary answering points for use in the event of a failure in the 911 system; and

WHEREAS, both Outagamie County and Winnebago County desire to enter into an intergovernmental agreement so as to allow each County to utilize its 911 system as a back-up system for the opposite party's 911 system; and

WHEREAS, Winnebago County Board is authorized, pursuant to Section 59.07(11), Wisconsin Statutes, to join with other Counties in a cooperative arrangement as is provided by Section 66.30, Wisconsin Statutes.

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 enter into an intergovernmental cooperative agreement with Outagamie County for the purpose of allowing each County to use its 911 system as a back-up system for the other County's 911 system in cases of failure of one of the County's 911 system due to natural emergencies or technical problems.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 261-793 - Disallow Claim of Susan C. Vitor

WHEREAS, your Personnel and Finance Committee has had the claim of Susan C. Vitor 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 Susan C. Vitor, dated June 10, 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 AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 262-793 - Commendation to Jean Coe

WHEREAS, Jean Coe has been employed with Park View Health Center of Winnebago County for the past twenty-four years and eight months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Jean Coe 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 is hereby extended to Jean Coe for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Clerk send a copy of this Resolution to Jean Coe.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 263-793 - Authorize Ground Lease between Winnebago County and Ronald M. Schmitz and Barbara Schmitz

WHEREAS, Ronald M. Schmitz and Barbara Schmitz, 1918 Evans Street, Oshkosh, have indicated to Winnebago County a desire to enter into a lease for approximately 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;

WHEREAS, Ronald M. Schmitz and Barbara Schmitz desire to lease such airport property for the purpose of constructing an airplane hanger for the purpose of personal storage of non-commercial aircraft;

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 by the County Executive and the County Clerk to enter into a ground lease agreement between Winnebago County and Ronald M. Schmitz and Barbara Schmitz pursuant to those terms as set forth above and those terms contained in the 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

It was moved by Supervisor Albrecht and seconded to adopt. Ayes: 31. Nays: 2—Crowley, Pawlowski. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 264-793 - Authorize Ground Lease between Winnebago County and John Monnett

WHEREAS, John Monnett, 167 N. Oakwood, Oshkosh, has indicated to Winnebago County a desire to enter into a ground lease for approximately 3000 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, John Monnett desires to lease such airport property for the purpose of constructing an airport hanger 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 John Monnett 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: 31. Nays: 2—Crowley, Pawlowski. Excused: 5—Bahr, Laabs, O'Brien, Pawlowski, Shute. CARRIED.

RESOLUTION NO. 265-793 - Authorize Transfer of \$100,000 to Boarding Prisoners Account of Sheriff's Department Fund

WHEREAS, there has been a continued increase in the amount of prisoners incarcerated in the Winnebago County Jail; and

WHEREAS, the Winnebago County Sheriff's Department, because of overcrowding in the Winnebago County Jail, has continually been forced to house prisoners in other counties, notably, Outagamie County; and

WHEREAS, the increase in the number of prisoners being forced to be boarded outside of the County has depleted the Sheriff's Department Boarding Prisoners Account to the extent that it became overdrawn in April, 1993 and that no monies remain in that account; and

WHEREAS, money is due and owing to Outagamie County at the present time for the boarding of prisoners.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$77,458 from the Contingency Fund of the 1993 Winnebago County Budget, and \$22,542 from the General Fund Balance, to the Boarding Prisoners Account of the Sheriff's Department Fund within said Budget for the purpose of paying for prisoners boarded outside of Winnebago County.

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

Motion by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 33. Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 266-793 - Authorize Transfer of \$10,000 to Capital Improvements Account, Park View Health Center Budget

WHEREAS, additional monies are needed for the installation of a new fire alarm system at Pleasant Acres so as to be in compliance with all applicable state and local codes; and

WHEREAS, inadequate funds were budgeted within the 1993 Park View Health Center Budget for the installation of additional strobe lights, pull stations, smoke detectors and voice annunciators as are necessary to meet state and local fire code requirements.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$10,000 from the Park View Health Center Fund Balance to the Park View Health Center Capital Improvements Account for the purpose of completing installation of a new fire alarm system so as to be in compliance with all state and local fire codes.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Two-thirds vote required. Ayes: 33. Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 267-793 - Authorize Increase of Budgeted Revenues and Expenditures in Public Health Department Budget (Hepatitis B Vaccination Program)

WHEREAS, increase concern as to the risk of contracting Hepatitis B has resulted in an increase in the number of people requesting that the Winnebago County Public Health Department vaccinate them against that disease; and

WHEREAS, said increase in vaccinations has resulted in an expected additional expenditure for medical supplies during the 1993 budget year of \$12,510; and

WHEREAS, it is expected that fees charged to citizens for such vaccinations will supply ample revenue to offset the costs of medical supplies necessary to provide such vaccinations.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an increase in budgeted revenues for the Winnebago County Public Health Department of \$12,510 and, additionally, authorizes said revenues to be applied to expenditures from the Public Health Department medical supplies account, said authorized increase in expenditures to equal \$12,510.

Submitted by:

**PUBLIC HEALTH COMMITTEE AND PERSONNEL &
FINANCE COMMITTEE**

Moved by Supervisor Steber and seconded to adopt. Two-thirds vote required. Ayes: 33. Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 268-793 - Authorize Submission of Bids to host 1996, 1997 and 1998 Wisconsin Counties Association Convention

WHEREAS, The Wisconsin Counties Association has recently announced that it is openly soliciting bids for the 1996, 1997 and 1998 annual Wisconsin Counties Association Convention; and

WHEREAS, Winnebago County is desirous of hosting the Wisconsin Counties Association Convention.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes its Winnebago County Clerk to submit bids to the Wisconsin Counties Association with regard to the privilege of hosting the 1996, 1997 and 1998 Wisconsin Counties Association Convention.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to submit a copy of this resolution to the Wisconsin Counties Association so as to assure receipt of said resolution on or before August 1, 1993.

Submitted by:

DAVID ALBRECHT

COUNTY BOARD SUPERVISOR DISTRICT NO. 11

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht corrected the resolution by adding the word "either" on lines 8 and 15 PRIOR TO 1996. Ayes: 33. Nays: 0. Excused: 5—Bahr, Laabs, O'Brien, Schaidler, Shute. CARRIED.

RESOLUTION NO. 269-793 - Authorize Advance Land Acquisition Loan from State of Wisconsin (Land Acquisition-Wittman Regional Airport)

WHEREAS, It was deemed to be in the interest of Winnebago County to apply for a state loan to acquire certain land or interests in certain land located in the Town of Algoma for the purpose of making improvements to Wittman Regional Airport; and

WHEREAS, a loan for the acquisition of said land may be obtained from the State of Wisconsin through the Wisconsin Department of Transportation, Bureau of Aeronautics.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and the Winnebago County Clerk are hereby authorized to execute any or all necessary loan agreement documents and associated agency agreements on behalf of Winnebago County, and to file with the Secretary of Transportation an application for such loan; and that said application in the following form is hereby approved, to wit:

"APPLICATION FOR LAND ACQUISITION LOAN"

By Winnebago County, Wisconsin. TO THE SECRETARY OF TRANSPORTATION:

(In care of Wisconsin Department of Transportation, Bureau of Aeronautics.)

The applicant, desiring to acquire land or interests in land in advance of implementation of a Federal and/or State Aid Project, respectfully represents and states:

1. The land to be acquired in fee simple or encumbered by easement is within the recommended minimum property limits shown in a Department approved airport layout plan.
2. The land is needed for planned airport improvements and/or approach clearance, or protection from encroachment, for the safety of aircraft using the airport.
3. The descriptions of the land and property interests are as follows:

The South 100 feet, front and rear, of the North 300 feet, front and rear, of the West 275 feet of the following described tract of land: The West 3/4 of the West 1/2 of the SOUTH WEST 1/4 of Section Thirty-five (35) Township Eighteen (18) North, of Range Sixteen (16) East, excepting therefrom the North Twenty (20) acres thereof, Town of Algoma.

4. The requested loan is to cover up to 80% of the total cost of the acquisition, including necessary project plans, environmental studies, land surveys, relocation costs, and all other costs incidental to the land acquisition process and cost documentation.
5. The maximum amount of property acquisition costs to be incurred shall be \$120,000 and the maximum amount of the proposed loan is \$96,000 based on an estimate of value. If actual costs incurred exceed the estimate and the established maximum is inadequate, the loan amount may be adjusted up to 80% of a revised assessment of value by supplemental agreement between the Secretary of Transportation and the County when duly authorized by resolution of the County Board.
6. Simple interest at the rate of four percent per annum will be paid annually by the County on the unpaid balance of the loan.
7. The amount of the loan, plus interest, will be repaid to the State in full within five years. Repayment may be made by annual budget appropriations, or project appropriations of the County, State and FAA, or a combination of both methods acceptable to the Secretary of Transportation and the applicant.

THEREFORE, you are requested to take such action as may be deemed necessary by the facts presented.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk and Winnebago County Executive, upon acceptance by the State of Wisconsin said loan application, are hereby authorized to execute the attached Responsibility and Performance Note, which is made a part of this resolution by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and Winnebago County Clerk are hereby authorized to purchase and accept a deed for the parcel of land described above, upon such terms as they deem reasonable, with total purchase price, including any relocation costs, not to exceed \$120,000.

Submitted by:

AVIATION COMMITTEE

It was moved by Supervisor Albrecht and seconded to adopt. Two-thirds vote required. Ayes: 27. Nays: 7—Pawlowski, Lace, Steber, Crowley, Owens, Diakoff and Finch. Excused: 4—Bahr, Laabs, Schaidler & O'Brien. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn until August 17, 1993. 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 Winnebago County Board of Supervisors for their adjourned meeting held July 13, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, AUGUST 17, 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 present.

Supervisor Pawlowski moved and it was seconded to accept the minutes of July 13, 1993. **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 Carol Owens regarding the state budget will be distributed at the next meeting. Notice of Claim from Donna M. McCabe for the estate of Gertrude M. Koch regarding alleged negligence of an employee at Pleasant Acres Nursing Home was referred to Personnel & Finance Committee. Petition for Zoning Amendment from John Porior was withdrawn by Mr. Porior. Petition for Zoning Amendment from Jack D. Steinhilber for change from B-2 and R-1 to R-2 for single family residential land development was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Schumacher Marine, Inc. for change from B-3 commercial to R-1 residential for residential purposes was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Ronald L. Jones for change from A-2, B-2 and R-2 to R-3 two family for two-family residential development was referred to Planning & Zoning Committee. Notice of meeting from Wisconsin Counties Association on Wisconsin's Binding Arbitration Law was read and placed on file.

COMMITTEE REPORTS

Supervisor Wagner reported the Property Management and Maintenance Committee is awaiting information from County Executive Steinhilber regarding the Oshkosh Human Services building. She stated he is scaling back the original plan and working on a 2-year plan, however, the committee is looking at a 10-year plan. She mentioned litigation on the Sears building may hamper plans to locate there.

PUBLIC HEARING

Carol Zeinert, Chairman of the Town of Winchester, explained the town's denial for the zoning request No. 001 from Clifford J. Baker. Connie Owens-Schultz, President of the Oshkosh Concerned Taxpayers Alliance, spoke in support of Resolution 276-893 -Prohibit Cost Increases or Expansion of Wisconsin Retirement System. John Schaidler, 623 E. Shady Lane, Neenah, Wis., explained some of the background of Resolution 274-893—Disallow Claim of Portage County Humane Society.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl welcomed back Supervisor Bahr after his knee surgery. He announced that the 1993 E.A.A. Fly-In and the County Fair were both successful. He reminded supervisors that the Special Orders of Business meeting will be September 7th and the regular September meeting will be held on September 14th. A new County Board voting machine and microphones have been ordered and should be installed prior to the budget meetings. The 1993 NACo achievement awards were presented to: Bill Wagner, Personnel Department, Terry Gilman, Department of Community Programs, Charlene Lowe (2 awards), Park View Health Center, and Linda Wolfe, County Clerk. He presented an award for the Industrial Development Board's brochure to Supervisor Lawson, Vice-Chairman of the Industrial Development Board.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber thanked the County Board for their thoughtfulness during his hip surgery and recovery. He stated he is in the process of gathering information for the Human Services building space needs. He stated nothing has been scaled down and they are planning for ten years and beyond. The Property Management and Maintenance Committee will be kept informed as new information becomes available. The sites presently being considered are the Sears Building and the property across from the Courthouse on Algoma Boulevard. The Wisconsin National Life building was deemed not large enough by the architects for long-term needs.

APPOINTMENT CITY OF OSHKOSH TAX INCREMENT DISTRICT NO. 10

County Executive Steinhilber appointed Supervisor John Planalp to the City of Oshkosh Tax Increment District No. 10. Motion by Supervisor Bahr moved and it was seconded to confirm. **CARRIED BY VOICE VOTE.**

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to add M-3 (extraction) overlay zoning for sand extraction. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.** Corporation Counsel Bodnar advised that another vote was needed to deny the petition. Discussion ensued as this is a new procedure. Supervisor Sievert moved and it was seconded to deny the petition. Ayes: 32. Nays: 2—Excused, Owens, Montgomery, Planale **CARRIED.**

AMENDATORY ORDINANCE NO. 08-01-93. A request from Clifford J. Baker for zoning change from A2 (Gen. Farming District) to A2/M3 (General Farming District/Extraction or Landfill District Overlay) for sand extraction. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-2 (single-family subdivided) for Red Bird Subdivision. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 08-02-93. A request from E. C. Merrill, Inc. for zoning change from R-2 (Rural Residential Dist., Single-family, non-subdivided) to R-2 (Suburban Residential 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 R-1 for conversion to a single-family residence. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-03-93. A request from Ross R. and Maryann Lange for zoning change from B-2 (Community Business District) to R-1 (Rural Residential District, single-family, nonsubdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee for change in the Winnebago County Town/County Zoning Ordinance for creation of Section 17.13-B—Planned Commercial Business District (sewered only). Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-04-93. A request from Town of Menasha for change in the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 270-893 - Authorize Assignment of Airport Ground Lease of David A. Gustafson to Lloyd J. Zellmer and Joan G. Zellmer

WHEREAS, Winnebago County entered into a Ground Lease Agreement relating to land located at Wittman Regional Airport with David A. Gustafson in 1991; and

WHEREAS, David A. Gustafson no longer resides in Winnebago County and has sold his home, located at 2215 Red Oak Court, Oshkosh, to Lloyd J. Zellmer and Joan G. Zellmer; and

WHEREAS, the land upon which the ground lease is located is adjacent to Mr. Gustafson's former residence.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves assignment of the Airport Ground Lease of David A. Gustafson to Lloyd J. Zellmer and Joan G. Zellmer.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35. Nays: 2—Crowley and Pawlowski. Abstention: 1—Zellmer. CARRIED.

RESOLUTION NO. 271-893: - Addition of West Side Arterial Highway to the County Trunk Highway and Federal Aid System (CTH 'JJ' to STH 150)

WHEREAS, the proposed West Side Arterial has been the subject of study for six years as a needed roadway to carry inter-urban traffic west of Highway 41 in Winnebago and Outagamie Counties; and

WHEREAS, the Town of Neenah and Winnebago County have agreed on an alignment of the proposed West Side Arterial: Beginning at the intersection of CTH 'JJ' with Pendleton Road, being approximately 250' north of the SE corner of Section 30, T20N, R17E, thence north on Pendleton Road to Oakridge Road; thence continuing north for about 1/2 mile, thence northeast and north, intersecting STH 150 about 1800' east of Irish Road, all being within the Town of Neenah. The above described highway being approximately 2.0 miles in length; and

WHEREAS, your undersigned Committee finds it to be in the public interest to add the planned above described road to the County Highway and Federal Aid Systems.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the highway as described above, which shall be known as County Trunk Highway JJ, shall be added as a new County highway and that said County highway be added to the Federal Aid System.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that these additions will become effective upon the approval of the Wisconsin Department of Transportation and the Federal Highway Administration.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Clerk of Winnebago County is hereby directed to forward 2 copies of this Petition to the District Office of the Wisconsin Department of Transportation, Green Bay, Wisconsin.

Submitted by:

HIGHWAY COMMITTEE

Supervisor Robl moved and it was seconded to adopt. Ayes: 38. Nays: 0. CARRIED.

ORDINANCE NO. 272-893 - Create Section 5.02, General Code of Winnebago County (Sheriff's Reserve Deputies)

WHEREAS, it is necessary for the Winnebago County Sheriff, in order to effectively enforce the law and preserve the peace, to, at times, utilize reserve deputies within the Winnebago County Sheriff's Department; and

WHEREAS, the Winnebago County Board of Supervisors has authority, as is provided by Section 59.21, Wisconsin Statutes, to regulate the number of reserve deputies who may be appointed by the Winnebago County Sheriff as well as to qualifications and conditions under which reserve deputies may be appointed; and

WHEREAS, the adoption of an ordinance governing the appointment of reserve deputies by the Winnebago County Board of Supervisors shall serve the purpose of setting forth the rights and responsibilities of Winnebago County, the Winnebago County Sheriff and those persons appointed as Sheriff's reserve deputies by the Winnebago County Sheriff.

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

The creation of Section 5.02 of the General Code of Winnebago County, Sheriff's Reserve Deputies.

A copy of the ordinance is herewith attached and incorporated by reference.

Submitted by,

JUDICIARY & PUBLIC SAFETY
COMMITTEE

SHERIFF'S RESERVE DEPUTIES

- 1) Authority. This Ordinance is enacted pursuant to that authority provided by Sec. 59.21(1), (5), and (8)(a), Stats, and Sec. 59.07, Stats.
- 2) Definitions.
 - a) "Reserve Deputy" is an adult resident of Winnebago County, deputized by the Winnebago County Sheriff for the purpose of voluntarily performing those duties as are set forth herein.
- 3) Appointment of Reserve Deputies.
 - a) The Winnebago County Sheriff is hereby authorized to deputize no more than 50 persons as reserve sheriff's deputies at any one time. Only those persons who meet those qualifications as set forth herein may be deputized.
 - b) The Winnebago County Sheriff may at any time, within his sole discretion, revoke a reserve deputy's deputization.
- 4) Qualifications.
 - a) In order for a person to qualify for deputization by the Sheriff as a Sheriff's reserve deputy, that person shall first meet the following qualifications:
 - (1) The person shall be at least 18 years of age.
 - (2) The person shall be a United States citizen.
 - (3) The person shall have been a resident of Winnebago County for at least six (6) months prior to the date of deputization.
 - (4) The person shall have no record of criminal court convictions for any felonies or misdemeanors.
 - (5) The person shall successfully pass a psychological evaluations, to be administered by the County Personnel Department, which are regularly administered to those job applicants seeking employment as full-time Sheriff's deputies.
 - (6) The person shall possess a valid Wisconsin Driver's License and shall have no history of license revocations or suspensions.

- (7) The person shall have completed those police training requirements as are deemed necessary by the Winnebago County Sheriff.
 - b) No reserve deputy shall be allowed to carry a firearm or any other potentially lethal weapon while on duty unless that deputy has completed all police training requirements for the use of that weapon as are mandated by the State of Wisconsin, and authorization to carry that weapon has been specifically provided to that Deputy by the Winnebago County Sheriff.
- (5) Duties.
- a) Reserve deputies shall only be utilized by the Winnebago County Sheriff to perform the following duties:
 - (1) Traffic control;
 - (2) Crowd control at events open to the general public;
 - (3) Boat patrol functions;
 - (4) Guarding juries;
 - (5) Guarding hospitalized prisoners;
 - (6) During emergencies resulting from natural disasters, performing functions normally performed by the Patrol Divisions;
 - (7) Other duties, within the discretion of the Sheriff, which are consistent with the foregoing purposes.
 - b) Reserve deputies shall not be utilized for the following purposes:
 - (1) To provide security for private businesses, residences or persons;
 - (2) To provide security or crowd control at bars, restaurants or taverns.
 - (3) To provide assistance to municipalities which have not made a written mutual aid request to Winnebago County.
 - c) All assignments of reserve deputies shall be first approved by the Sheriff or his designee.
 - d) No reserve deputy may work more than five hundred and ninety (590) hours during any floating twelve (12) month period.

- (6) Fee Schedule.
 - a) Winnebago County shall charge a fee of \$12.50 per hour to any entity to which a reserve deputy is assigned, upon that entity's request, for the purpose of providing traffic control or crowd control.
- (7) Salary.
 - a) Reserve deputies shall be compensated at a rate of \$9.00 per hour for services performed upon the direction and approval of the Winnebago County Sheriff.
 - b) Reserve deputies shall be solely responsible for the purchase and provision of a firearm, if authorized by the Sheriff, and Sam Brown belt. No expenses incurred for the purchase of a firearm or belt shall be reimbursed by Winnebago County.
 - c) Reserve deputies shall not be compensated for that time spent in training with the Winnebago County Sheriff's Department.
- (8) Effective Date.
 - a) The effective date of this Ordinance shall be September 1, 1993.

Supervisor Gose moved and it was seconded to adopt. Ayes: 38. Nays: 0. CARRIED.

ORDINANCE NO. 273-893 - Amend Section 21.05 Rates and Charges and 21.06, Authority of Airport Director, General Code of Winnebago County

WHEREAS, your undersigned Committee is recommending that several modifications be made to Section 21.05, Rates and Charges, and 21.06, Authority of Airport Director, as they apply to Wittman Regional Airport; and

WHEREAS, your undersigned Committee believes that said amendments are reasonable and necessary in light of present operating costs and inflation.

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

The amendment of Section 21.05 and 21.06 of the General Code of Winnebago County so as to read as follows:

- (b) Penalties Where No Stipulation.
 - 1. Parking violations. Persons violating this section who do not timely enter into the stipulation as provided above shall be subject to a forfeiture not to exceed \$10 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 nor more than \$200 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 services provided for all public and private users of Wittman Regional Airport. Alternative fees to this schedule may be negotiated in specific circumstances for good cause upon the approval of the Aviation Committee of the County Board of Supervisors.

(2) LANDING FEES AND OVERNIGHT PARKING FEES. All aircraft engaged in a commercial or revenue producing activity shall pay the following landing charges:

(a) Landing Fees: (scheduled air carriers exempt)

	Domestic Fee Per Landing	International Fee Per Landing
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)

<u>Transient Aircraft</u>	<u>Daily Rate*</u>
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 day.
- (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 Manager 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 Manager 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, taxi-ways, tie down areas \$.07/sq. ft/yr
(less than 100,000 sq. ft.) (annual minimum \$350.00)
 - (b) Bare land for aeronautical purposes (unimproved land). .07/sq. ft/yr
(less than 100,000 sq. ft.) (annual minimum \$360.00)

- (c) Bare land for nonaeronautical purposes25/sq. ft/yr
- (d) Paved ramps or parking lots (improved 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 RENTAL. 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)

<u>Based Aircraft</u>	<u>Monthly Rate</u>
Single Engine	\$15.00
Multi-Engine Piston	\$25.00
Multi-Engine Turbine	\$50.00
<u>Transient Aircraft</u>	<u>Daily Rate</u>
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.
- (c) Violation of the County's minimum requirements for Airport Aeronautical Services policy shall be subject to a fine of not more than \$100 per occurrence and immediate cessation of non-complying activities at Wittman Regional Airport.

**21.08 OFF-SITE RENTAL CAR 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, 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.

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

Submitted by:

AVIATION COMMITTEE

Supervisor Albrecht moved and it was seconded to adopt. Ayes: 37. Nays: 1—Pawlowski. CARRIED.

RESOLUTION NO. 274-893 - Disallow Claim of Portage County Humane Society, Inc.

WHEREAS, your Personnel and Finance Committee has had the claim of Portage County Humane Society, 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 Portage County Humane Society, Inc. dated April 21, 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

Supervisor Diakoff moved and it was seconded to adopt. Ayes: 37. Nays: 0. Abstention: 1—Schaidler. CARRIED.

ORDINANCE NO. 275-893 - Amend Section 3.05(4)(a)(1), General Code of Winnebago County (Automobile Mileage Expense Reimbursement)

WHEREAS, the present expense reimbursement to employees and elected officials for automobile mileage is presently established at a rate of twenty-five cents per mile by County Ordinance; and

WHEREAS, the Internal Revenue Code allows for reimbursement at the rate of twenty-eight cents per mile for automobile mileage driven by employees; and

WHEREAS, your undersigned Committee believes that elected officials and employees of Winnebago County should be reimbursed for automobile mileage at the rate, as established by the Internal Revenue Service, which most accurately reflects the true cost of operating an automobile.

NOW, THEREFORE, BE IT ORDAINED by the Winnebago County Board of Supervisors that Section 3.05(4)(a)(1) of the General Code of Winnebago County be amended to read as follows:

(4) EXPENSE REIMBURSEMENT

(a) Automobile Mileage Expense: 1. Automobile mileage shall be reimbursed at a rate of twenty-eight (\$.28) cents per mile for miles driven during County business.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that the effective date of the foregoing Amendment shall be January 1, 1994.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Supervisor Diakoff moved and it was seconded to adopt. Supervisor O'Brien moved and it was seconded to delete the second paragraph and amend as follows: "1. Automobile mileage shall be reimbursed at the rate the Internal Revenue Code allows." Ayes: 8 -O'Brien, Savas, Lace, Lauson, Gose, Montgomery, Winters, Kramer. Nays: 30. Amendment lost. Vote on resolution: Ayes: 35. Nays: 2 -Gose and Finch. Excused: 1—Lauson. CARRIED.

RESOLUTION NO. 276-893 - Prohibit Cost Increases Or Expansion of Wisconsin Retirement System

WHEREAS, the Wisconsin Legislature has created more retirement benefits than the retirement system is able to fund; and

WHEREAS, there are unfunded liabilities, as of December 31, 1990, in a total amount state-wide of \$1,918,098,688.00; and

WHEREAS, Winnebago County's unfunded liability as to the State Retirement System is \$6,436,609.00, thus creating a "mortgage" that is being amortized over a 4 year period commencing January 19, 1990, with an interest rate of 8% being charged to our County taxpayers; and

WHEREAS, Wisconsin Legislature Bills AB-86, AB-213, AB-227, SB-58 and SB-65, which are presently being reviewed by legislative committees, will increase taxpayer costs for the Wisconsin Retirement System if passed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that all Legislators representing Winnebago County in the Wisconsin State Legislature be requested to review pending legislation with regard to the Wisconsin Retirement System and be urged to prohibit any further increases in costs or further expansion of the Wisconsin Retirement System and to introduce legislation to accomplish this purpose if necessary.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to all legislators representing Winnebago County constituents in the Wisconsin State Legislature.

Submitted by:

JOHN F. PLANALP
COUNTY BOARD SUPERVISOR
DISTRICT #18

Supervisor Planalp stated this resolution will be discussed at the September 7th Special Orders of Business meeting and withdrew the resolution.

RESOLUTION NO. 277-893 - Authorize Appropriation of \$16,825 From University of Wisconsin Fox Valley Capital Projects Fund Balance (Roof Repairs)

WHEREAS, the new classroom building at the University of Wisconsin Center-Fox Valley was dedicated in November, 1991; and

WHEREAS, in July, 1990, a contract for the installation of preformed roofing and siding was awarded to the H. Miller Construction Company of Green Bay; and

WHEREAS, at the time the building was dedicated in the Fall of 1991, the roofing portion of the contract was still not satisfactorily completed. An independent engineering firm was contracted with to analyze the condition of the roof's installation, identified a number of deficiencies in the roof's installation, ranging from poor workmanship to non-compliance with contract specifications; and

WHEREAS, H. Miller Company promised UW-Fox Valley Center and the construction manager, P.G. Miron, Inc., that the faulty workmanship on the roof would be corrected by April, 1992; and

WHEREAS, in August, 1992, P.G. Miron notified Transamerica Corporation, the surety company that bonded the work performed by H. Miller Construction Company, that the work was not complete and requested assistance in encouraging the contractor to complete the work; and

WHEREAS, in March, 1993, Transamerica Company and H. Miller Construction Company were notified that damage to the facility continued to occur and that H. Miller Construction Company would be held in default as to its contract if the necessary work was not completed by April 15, 1993; and

WHEREAS, UW-Fox Valley Center, Corporation Counsel for Winnebago County and the Purchasing/Insurance Director for Winnebago County are in agreement that legal action shall be commenced against H. Miller Construction Company and Transamerica Corporation should Transamerica Corporation fail to indemnify Winnebago County for losses incurred as a result of H. Miller Construction Company's faulty workmanship; and

WHEREAS, it is necessary that repairs be performed upon the roof at UW-Fox Valley Center prior to the Winter of 1993 so as to prevent further damage to the building; and

WHEREAS, the cost estimate for corrective action with regard to the roof is approximately \$15,000, with UW-Fox Valley Center having retained \$16,348 from the H. Miller Construction Contract, thus resulting in an estimated \$16,825 per County share to both Outagamie and Winnebago County for the completion of the needed roof repairs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an appropriation of \$16,825 from the University of Wisconsin-Fox Valley Center Capital Projects Fund balance for the purpose of completing needed roof repairs to its facility.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that actual appropriation of said funds shall be contingent upon passage of a similar resolution by the Outagamie County Board of Supervisors.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 38. Nays: 0. CARRIED.

RESOLUTION NO. 278-893 - Authorize Transfer of \$8,664 From Solid Waste Management Board Fund Reserve to Solid Waste Management Board Capital Outlay Fund (Placement of Waste Oil Storage Tank)

WHEREAS, Winnebago County's Environmental Pollution Liability Insurance carrier is requiring the placement of its waste oil storage tank with a waste oil storage tank that complies with State and Federal code requirements; and

WHEREAS, a capital outlay for the replacement of such tank was not budgeted within the Winnebago County Solid Waste Management Board 1993 Budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$8,664 from the Winnebago County Solid Waste Management Board's Fund Reserve to the Winnebago County Solid Waste Management Board's Capital Outlay Fund for the purchase of a waste oil storage tank.

Submitted by:

**SOLID WASTE MANAGEMENT BOARD AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 38. Nays: 0. CARRIED.

RESOLUTION NO. 279-893 - Authorize Transfer of \$4,270 to Capital Outlay Fund, UW Extension (Construction Costs for Individual Work Spaces)

WHEREAS, due to increases in programming and staff, offices are being shared by staff members at the UW Extension Offices at the Sunnyview Complex, and, in addition, meeting rooms are presently being used by support staff for offices; and

WHEREAS, two offices on the second floor of the Sunnyview Complex are large enough to divide into four separate offices to provide more individual work spaces for employees, as well as to alleviate the use of meeting rooms as office space; and

WHEREAS, funds are available within other departmental line items to assist in paying for construction costs related to the division of the aforementioned offices.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes transfer of \$4,270 from other department line items within the UW Extension Budget and from the General Fund reserve to the Capital Outlay Fund of the UW Extension Fund for the purpose of paying for costs necessary to divide offices of the UW Extension staff at the Sunnyview Complex.

Submitted by:

PERSONNEL & FINANCE COMMITTEE AND
UNIVERSITY OF WISCONSIN EDUCATION,
EXTENSION AND AGRICULTURE COMMITTEE

It was moved by Supervisor Barker and seconded to adopt. Two-thirds vote required. Ayes: 38. Nays: 0. CARRIED.

RESOLUTION NO. 280-893 - Authorize Payment For Excess Days of Attendance By Winnebago County Board Supervisors

WHEREAS, the following County Supervisors have days of attendance at County Board meetings and County Board committee meetings in excess of the statutory limit and in excess of those previously allowed by resolution of the County Board, to-wit:

Jeanette Diakoff	2.0
Patrick O'Brien	1.5
John Planalp	4.0
Kenneth Robl	6.0
Jacquelyn Wagner	5.0

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Board Supervisors hereinbefore named shall be paid for the excess committee days as above described.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Twothirds vote required. Ayes: 37. Nays: 0. Abstention: 1—Lace. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn to September 7, 1993, at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:10 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held August 17, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING
TUESDAY, SEPTEMBER 7, 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: 33 present—5 excused: O'Brien, Shute, Winters Finch and Breister.

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

COMMUNICATIONS, PETITIONS, ETC.

Invitation from Town of Winneconne to the dedication and open house of their new Town Hall on October 17, 1993 from Noon to 4 P.M. Notice of Claim from Betty Herman regarding a wrecker service bill was referred to Personnel and Finance Committee. A central services cost allocation plan from David M. Griffith & Associates was received and placed on file. An ETN series on Developing the Annual Budget will be held September 14, 1993 from 10:30 A.M. to 11:50 A.M. at the University Extension Office.

COMMITTEE REPORTS

Supervisor Lauson reported that a Five-Year Parks Plan will be presented at the next meeting. Members can get a copy in advance from the Parks Director. Supervisor Planalp congratulated Maintenance Supervisor Art Druke and his staff for the cleanliness of the Courthouse. Supervisor Gose suggested that Social Services Director Mark Quam's replacement be hired from within the department.

PUBLIC HEARING

There were no comments from the public.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber reported he is presently working on the 1994 budget. He received the preliminary report from the architect on jail overcrowding and a new Huber center in an existing building or in a new building. He will present a report to the board in the very near future. He announced the new Neenah building and the new Oshkosh facility will be called the "Community Services Center" instead of Human Services Facility. Supervisor Crowley objected to the new name.

He has looked into concerns people aired over the Sears building in Oshkosh. The floor structure is fine. An environmental report is on file. The underground tanks on the other side of Pearl Street should have no bearing at all. A new roof and insulation on the exterior walls will be installed.

He introduced Dan Krause, Sauter-Seaborne, and Tom Martin, Hoffman Corporation, who presented a document showing the proposed Sears floor plan and cost estimates. The total project cost at Sears would be \$6,896,500 versus \$8,637,000 at the Courthouse site. The Sears acquisition cost would be \$2,500,000 and the remodeling costs are estimated at \$3,265,500, with the remainder being miscellaneous charges. Discussion held on parking spaces and Mr. Krause stated it would behoove the County to look at acquiring the small piece of property on the corner of Pearl and Division adjacent to the Sears building for additional parking spaces. Maintenance of the parking lot will be the responsibility of Park Plaza.

The Juvenile Intake offices being moved was discussed, and because they deal with both the courts and the Community Programs and Social Services offices, they could be housed in the new building. It was determined an average of 9 people per day from Social Services need to go to court. Travel time for the 4 blocks does not appear to be a problem.

Supervisor Schaidler questioned the telecommunication costs. Supervisor Crowley asked what percentage of the population uses Social Services. Questions were asked about the remodeling of the present Social Services building, and there are no remodeling plans.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Joseph Maehl reported that the Annual Loss Control Award will be given to Winnebago County at the upcoming Wis. Counties Association convention. The Americanos Drum and Bugle Corps of Menasha were commended for placing 5th in a national competition. The new Dean at UW-Fox Valley Center is James W. Perry. He stated \$75,000 in grants were awarded to the University for new computers and other needed equipment.

UNFUNDED LIABILITIES REPORT

Supervisor Planalp introduced Ozaukee County Board Supervisor Michael Riley, who is the President of the Taxpayers Network, Inc. He spoke on unfunded liabilities in the Wisconsin Retirement System. He said statewide the unfunded liabilities of almost \$2,000,000,000 are charged to local units of government. An 8% interest rate is charged. He stated the unfunded liabilities come from having state government change the benefits provided by the Wisconsin Retirement System. A resolution has been passed by Ozaukee County and will be considered at the Wisconsin Counties Association later this month similar to the one being considered by Winnebago County.

He feels there are three reasons to approve the resolution to prohibit cost increases or expansion of the Wisconsin Retirement System: (1) To control the costs of the Wisconsin Retirement System; (2) To protect the benefits of present and future government retirees; and (3) To avoid passing liabilities on to our children. Connie Owens-Schultz, President of the Oshkosh Concerned Taxpayers Alliance, also gave some facts and figures regarding the retirement system's unfunded liabilities.

EAST CENTRAL WIS. REGIONAL PLANNING COMMISSION'S ANNUAL REPORT

Mr. Harland Kiesow, Assistant Director of East Central Wisconsin Regional Planning Commission, distributed Annual Reports to the board members. Some of their projects include: land use, sewer service, open space program, environmental management, economic development, transportation program, information system program, and clearinghouse reviews. He explained Fond du Lac and Green Lake Counties do not belong but receive minor services. Seventy percent of Fond du Lac County's municipalities belong. Discussion was held on the closing of the Fox River Locks.

ROBERT'S RULES OF ORDER

County Executive Steinhilber introduced Mr. Joe Mazza, who is an expert on parliamentary procedures and Robert's Rules of Order. Mr. Mazza provided a handout and discussed the 3 types of postponement motions: To lay on the table (postpone temporarily); to postpone to a certain time, or to postpone indefinitely. When you postpone to a certain time, you must specify when it will be brought back and it needs a majority vote. When you postpone indefinitely, it is a one-session kill and can be reintroduced at the next meeting. If you have exhausted your right to debate, you have another opportunity to speak again after someone moves to postpone indefinitely. You may not speak more than twice on a resolution. When you postpone, it is a test to see how people feel about a resolution. When you postpone a main motion, all the other amendments concerning it are postponed. Anyone may bring back a motion that was tabled. When someone calls "Question", they are out of order. You must move to close debate and move to consider the previous question.

CORONER'S REPORT

Coroner Jane Van De Hey gave a report on the Coroner's office and duties. She will conduct an Open House and will notify the board of the date. The difference in costs between a Coroner and Medical Examiner are: Coroner: \$.75/per capita; Medical Examiner: \$2.60/per capita. Winnebago County uses a Forensic Pathologist from Neenah for autopsies. Supervisor Lace asked how you can appeal a Coroner's ruling. Ms. Van De Hey stated the only people the Coroner is reportable to is the voting public.

ENVIRONMENTAL ASSESSMENT ON PROPOSED PROPERTY ACQUISITION AT WITTMAN REGIONAL AIRPORT

Airport Manager Rick Sokol introduced Eileen Carlton and Dean Ganser of Rust Environment & Infrastructure, who are doing an environmental assessment on the proposed property acquisition at Wittman Regional Airport. The F.A.A is paying 90% of the costs, with the State and County paying 5% each. Rick Sokol stated there will be a presentation at the September 14th board meeting to discuss the land acquisition process and appraisals.

Ms. Carlton explained the environmental assessment process to the board members, which meets federal and state environmental requirements. The process includes: (1) looking at greater ground safety; (2) controlling aircraft movement and (3) planning to provide for an orderly and planned development. The alternatives are: (1) Acquire land to the west and south of the airport (435-465 acres); (2) Partial acquisition and (3) No action. The State Historical Preservation Officer may require an archaeological survey on the project. Once the environmental assessment is completed in October or November, there will be a 30-day public review on it and then a Public Hearing. The public can submit written comments within 15 days after the public hearing. The final decision and approval will be by the F.A.A., Bureau of Aeronautics and County Board. Each member of the County Board will receive a copy of the document.

Supervisor Gose questioned how this was being done since the Master Plan was not approved, but only the concept was approved. Mr. Sokol responded the County Board approved a "blueprint" and he will come to the County Board one year at a time until the blueprint is completed or is not funded. He stated the Carpenter property was acquired for \$91,500. He stated Senator Kohl's office called Mr. Steinhilber to announce the F.A.A. approved a grant for land acquisition at Wittman Field.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 276-893 — Prohibit Cost Increases or Expansion of Wisconsin Retirement System

WHEREAS, the Wisconsin Legislature has created more retirement benefits than the retirement system is able to fund; and

WHEREAS, there are unfunded liabilities, as of December 31, 1993, in a total amount state-wide of \$1,984,855,452.00; and

WHEREAS, Winnebago County's unfunded liability as to the State Retirement System is \$6,436,609.00, thus creating a "mortgage" that is being amortized over a 40-year period commencing January 19, 1990, with an interest rate of 8% being charged to our County taxpayers; which this year comes to \$514,928.00; and

WHEREAS, Wisconsin Legislature Bills AB-86, AB-213, AB-227, SB-58 and SB-65, which are presently being reviewed by legislative committees, will increase taxpayer costs for the Wisconsin Retirement System if passed...

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that all Legislators representing Winnebago County in the Wisconsin State Legislature be requested to review pending legislation with regard to the Wisconsin Retirement System and be urged to prohibit any further increases in costs or further expansion of the Wisconsin Retirement System and to introduce legislation to accomplish this purpose if necessary.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to all legislators representing Winnebago County constituents in the Wisconsin State Legislature.

Submitted by:

JOHN F. PLANALP
COUNTY BOARD SUPERVISOR
DISTRICT #18

Motion by Supervisor Planalp and seconded to adopt. Ayes: 29. Nays: 4—Crowley, Barker, Kollath, Gose. Excused: 5—O'Brien, Shute, Winters, Finch and Breister. CARRIED.

RESOLUTION NO. 281-993 — Declare Repair of Roof at UW-Fox Valley Center an Emergency

WHEREAS, Section 59.08(1), Wisconsin Statutes, requires that the repair, remodeling or improvement or any public work, building, or furnishing of supplies or material of any kind where the estimated costs of such work will exceed \$20,000 shall be let by contract to the lowest responsible bidder; and

WHEREAS, Section 59.08(2), Wisconsin Statutes, states that the bidding provisions of Section 59.08(1), are not mandatory for the repair or reconstruction of public facilities when damage or threatened damage thereto creates an emergency, as determined by resolution of the County Board, in which the public welfare of the County is endangered; and

WHEREAS, the faulty completion of the roof at the UW Fox Valley Center Building endangers the welfare of those citizens utilizing said building; and

WHEREAS, delays caused by publicly bidding such work shall prevent the work from being repaired prior to the commencement of Winter.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby declares the damage to the roof at the UW Fox Valley Center Building, which is due to faulty workmanship with regard to the completion of work to be done upon that roof, to be an emergency which endangers the welfare of Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that pursuant to this resolution, the provisions of Section 59.08(1), Statutes, shall not be mandatory as to the repair of the roof at that facility.

Submitted by:

JOHN PLANALP, DISTRICT #18

JOHN HUE, DISTRICT #30

COUNTY BOARD SUPERVISORS

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

Supervisor Pawlowski moved and it was seconded to adjourn until September 14, 1993 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:35 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 7, 1993.

Linda Wolfe

Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, SEPTEMBER 14, 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 present except Supervisor Owens, who was excused.

Supervisor Planalp moved and it was seconded to approve the Amended Agenda, except that Resolution 292-993 would be considered before Resolution 291-993. **CARRIED BY VOICE VOTE.** Supervisor Planalp moved and it was seconded to adopt the agenda as amended. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

An invitation from the City of Menasha was received to attend the dedication of the Tayco Street Bridge on September 18, 1993 at 4 P.M. Notice of ETN session on Mandatory Recycling Ordinance Development to be held on October 5, 1993 from 10:30 to 11:50 A.M. at the University Extension office was read and placed on file. Petition for Zoning Amendment from Elias Kawar for change from Agriculture to R-5 for single-family development was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Steven J. Cowling for change from R-1 to R-3 duplex to be used as duplex property was referred to Planning & Zoning Committee. Petition for Zoning amendment from Harold N. Jacobsen for change from A-2

to B-5 for retail and office was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Robert Artabasy for change from R3 to B5 for radio station studio was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Wisconsin Department of Transportation for change from B-3 to M-2 for truck trailer parking lot for Wisconsin Tissue Mills was referred to Planning & Zoning Committee. Petition for Zoning Amendment for change from Agriculture to B-5 & R-5 for business and restaurant was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Rodney Wilson for change from A-2 to B-3 for retail business for agriculture use was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Jack T. Borchert for change from A-2 to R-1 for single-family dwellings was referred to Planning & Zoning Committee. Notice from the National Association of Counties that Chairman Joseph Maehl has been appointed to the National Association of Counties' Community and Economic Development Steering Committee.

COMMITTEE REPORTS

Supervisor Barker urged supervisors to read the letter they received from Jeff Key, University of Wisconsin Extension office. Supervisor Putzer stated the supervisors have not received invitations to the dedication of the Tri-County Expressway to be held on September 24th. Supervisor Gose invited supervisors to attend a demonstration of the Sheriff's Hovercraft on September 21st at 10 A.M. at the Carp Ponds north of Oshkosh.

PUBLIC HEARING

Craig Kisser, Michels Materials, Carlton Wickert, owner of a gravel pit, and Tom Zillges, Zillges Materials, spoke in opposition of Zoning Report No. 005. Ron Lentz, 1270 Snowden Drive and Lisa Maldwin, Snowden drive, spoke in opposition to Zoning Report No. 004. Supervisor Lawson introduced Sue Kirkman, District Director for Congressman Tom Petri.

COUNTY BOARD CHAIRMAN'S REPORT

County Board Chairman Maehl reported that Burnett County is offering free hay to Winnebago County due to the bad growing season here. The 4-H members generated over \$70,000 from the meat sale at the Fair. Mr. Dennis Hibray, Regional Director, Bureau of Public Health and Ivan Imm, Deputy Director, Bureau of Public Health, presented a National Community Health Promotion Award to Rosemary Roy, Director of Public Health Nurses' Department for the "Blue Jeans Clinic" program. This is one of only 165 agencies nationwide that received such an award.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber spoke in support of Resolution 288-993—Execution of Contracts with Successful Bidders (Neenah Community Services Center). He stated a \$1,000,000 bond issue in 1994 will cover the total cost and the 6% overrun will be made up elsewhere. Furniture and furnishings were not included in the bid offering. The groundbreaking will be September 15 at 10 A.M. at the Neenah Community Services Center and everyone is invited. Kimberly-Clark announced they will build a new \$23.5 million dollar facility in Winnebago County. New construction is up 3.9%. Economic growth and increased valuation of properties added another 4.96%, for a total growth of 8.86% this past year.

FINANCE DIRECTOR'S REPORT

Finance Director Chuck Orenstein explained the mill rate. He stated ways to increase revenues are to raise the tax levy or through increased equalized valuation. He explained the Contingency Fund is to be used for emergencies and unanticipated expenses. Supervisor Putzer suggested eliminating the Contingency Fund and having departments live within their budgets. Mr. Orenstein stated the county does not want to deplete the general fund balance because our bond ratings are based on that. He reviewed the Comprehensive Annual Financial Report with the supervisors.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to M-1 (light industrial) for existing machine shop. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 09-01-93. A request from Charles and Gail Schwalen for zoning change from B-3 (General Business District) to M-1 (Light Industrial District). Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-2 for single-family subdivision. Motion by Supervisor Sievert and seconded to accept. Ayes: 36. Nay: 1—Bahr. Excused: 1—Owens. **CARRIED.**

AMENDATORY ORDINANCE NO. 09-02-93. A request from Jack D. Steinhilber for zoning change from R-1/B-2 (Single-family nonsubdivided/Community Business) to R-2 (Single-family subdivided). Motion by Supervisor Sievert and seconded to adopt. Ayes: 36. Nay: 1—Lace. Excused: 1—Owens. **CARRIED.**

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to R-1 for the purpose of having entire lot in one zoning district. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 09-03-93. A request from Schumacher Marine, Inc. for zoning change from B-3 (General Business District) to R-1 (Single-family, non-subdivided). 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-3 (duplex) for duplex construction. Motion by Supervisor Sievert and seconded to accept. Supervisor Planalp moved to refer back to committee, seconded by Supervisor Winters. Ayes: 36. Nay—1—Diakoff. Excused: 1—Owens. **CARRIED.**

REPORT NO. 005. A report from Planning & Zoning Committee re: change in Section 17.19 in the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert and seconded to accept. Supervisor Bahr moved and it was seconded to refer back to committee and bring it back in November. Ayes: 30. Nays: 7 - Crowley, Lawson, Hue, Planalp, Diakoff, Schaidler, Schwartz. Excused: 1—Owens. **CARRIED.**

REPORT NO. 006. A report from Planning & Zoning Committee re: rezoning to add floodplain overlay zoning in Town of Menasha. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 09-06-93. A request from the Planning & Zoning Committee for change from A2/R2/B3/M3 (General Farming/Suburban Res./Two-Family/Heavy Ind. District) to A2/R2/B3/M3 Floodway/Flood Fringe. Motion by Supervisor Sievert and seconded to adopt. Ayes: 36. Nay: 1—Finch. Excused: 1—Owens. CARRIED.

AMENDATORY ORDINANCE 7. A request from Town of Rushford on behalf of Pat Kafer for zoning change from A-2 to Agriculture 2. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 8. A request from Town of Rushford on behalf of Clarence Littion, Jr. for zoning change from A-2 to A-3 (Rural Residential). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 9. A request from Town of Vinland on behalf of Marty Nikodem for zoning change from Agriculture to Commercial (B-1). Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 282-993 - Disallow Claim of Gertrude M. Koch

WHEREAS, your Personnel and Finance Committee has had the claim of Gertrude M. Koch referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Gertrude M. Koch dated August 13, 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. CARRIED BY VOICE VOTE.

RESOLUTION NO. 283-993 — Continue the Full-Time Status of Bilingual Aide in the Health Department

WHEREAS, additional funding has become available through the Refugee Assistance Grant to enable the Winnebago County Health Department to continue the full-time staffing of the position of Bilingual Aide through September 30, 1994; and

WHEREAS, in March of 1993, the Winnebago County Board of Supervisors authorized the staffing of the position of Bilingual Aide on a full-time basis through September 30, 1993; and

WHEREAS, sufficient work is available to warrant the continued staffing of this position on a full-time basis.

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 continued on a full-time basis from September 30, 1993 to September 30, 1994; and

BE IT FURTHER RESOLVED, that funds to cover the additional cost of maintaining the position of Bilingual Aide on a full-time basis be made available from grant funds provided from the State of Wisconsin for such purpose.

Submitted by:

HEALTH COMMITTEE AND PERSONNEL &
FINANCE COMMITTEE

Motion by Supervisor Steber and seconded to adopt. Two-thirds vote required. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 284-993: — Adopt Winnebago County Park and Recreation Plan, 5th Edition

WHEREAS, long range planning is necessary for the orderly acquisition, development and maintenance of the Winnebago County Parks System; and

WHEREAS, a formally adopted plan is required of Winnebago County so as to be eligible for certain State and Federal aids related to park and recreation programs; and

WHEREAS, your undersigned Committee has approved the attached Winnebago County Parks and Recreation Plan, 5th Edition.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the Winnebago County Parks and Recreation Plan, 5th Edition which is attached hereto.

Submitted by:

PARKS AND RECREATION COMMITTEE

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

ORDINANCE NO. 285-993 — Amend Portions of Chapter 19 of the General Code of Winnebago County

WHEREAS, land acquisitions by the Winnebago County Parks System and various changes in policy recommended by your undersigned Committee necessitate amendment of the County Ordinance relating to the operation of the Winnebago County Park System so as to reflect such changes.

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

That: Section 19.07(1)(b) of the General Code of Winnebago County is amended to read as follows:

Winter Season—On or about November 2 to on or about March 31.

That: Section 19.07(2)(a) of the General Code of Winnebago County is amended to read as follows:

HOURS. The following hours of operation shall apply:
Boat Landings and Public Access Points including Boom Bay, Black Wolf, Osh-O-Nee, Eureka, Lake Poygan Boat Landings, Lake Butte des Morts and Asylum Point Park.

That: Section 19.07(2)(b) of the General Code of Winnebago County is amended to read as follows:

Nature areas including Waukau Creek Nature Preserve, Lasley Point Archaeological site, and the Winnebago County Recreation Trails during the non snowmobiling season.

That: Section 19.07(2)(d) of the General Code of Winnebago County is amended to read as follows:

Parks areas including the Winnebago County Community Park, Grundman Park and Asylum Point Park.

That: Section 19.07(3)(d)1 of the General Code of Winnebago County is amended to read as follows:

Summer season—7:00 a.m. to 11:00 p.m.

That: Section 19.10(4)(c) of the General Code of Winnebago County is amended to read as follows:

The volume of sound shall be controlled so that it shall not be audible for a distance in excess of 300 feet from the source and so that said volume is not unnecessarily loud, jarring, disturbing, or a nuisance to persons within the range of audibility.

BE IT RESOLVED by the Winnebago County Board of Supervisors that the aforementioned amendments and recession shall take effect upon passage and publication.

Submitted by:

PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 286-993 — Authorize Internal Audit of Equipment Utilization in the Highway Department

WHEREAS, your undersigned Committee believes that it would be valuable for budgetary purposes that an audit of equipment utilization in the Winnebago County Highway Department be performed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to perform an internal audit as to equipment utilization in the Winnebago County Highway Department.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nay: 1—Pawlowski. Excused: 1—Owens. CARRIED.

RESOLUTION NO. 287-993 — Re-establish Printing Standards for Publication of County Board Proceedings by the Oshkosh Northwestern

WHEREAS, the Winnebago County Board of Supervisors, at its March, 1993 meeting, by virtue of Resolution -176-393, passed a resolution authorizing publication of County Board Proceedings by the Oshkosh Northwestern and accepting the bid of the Oshkosh Northwestern Company for the publication of the minutes of said proceedings; and

WHEREAS, State Statute does not mandate the size of type utilized by Winnebago County for the publication of the minutes of its County Board proceedings; and

WHEREAS, the 9 pt. Corona type which is presently used by Winnebago County for the publication of the minutes of its County Board proceedings is the largest type used in the State of Wisconsin, and communications by the Winnebago County Clerk with clerks of adjoining counties and municipalities indicates that 6 pt. type is commonly used by those counties and municipalities for publication of the minutes of its official proceedings; and

WHEREAS, the Winnebago County Clerk has estimated to your undersigned Committee that publication of the minutes of the Winnebago County Board proceedings in the Oshkosh Northwestern in 6 pt. type, as opposed to 9 pt. Corona type, would save Winnebago County an estimated \$800 to \$1,000 per year; and

WHEREAS, your undersigned Committee believes that where reasonable, any unnecessary costs related to the operation of county government should be reduced or deleted.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the minutes of all future County Board proceedings to be published in 6 pt. type.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any contract for publication of County Board proceedings with the Oshkosh Northwestern Company shall be amended accordingly, pursuant to this resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this resolution shall take effect immediately.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 19 Kollath, Barker, O'Brien, Savas, Koziczkowski, Lace, Steber, Shute, Schwartz, Montgomery, Winters, Wagner, King, Lawson, Crowley, Schaidler, Hue, Breister, Laabs. Nays: 18—Pawlowski, Maehl, Lauson, Albrecht, Gose, Sundquist, Planalp, Putzer, Bahr, Troxell, Robl, Kramer, Finch, Sievert, Zellmer, Diakoff, Webster, Rankin. Excused: 1—Owens. CARRIED.

RESOLUTION NO. 288-993 — Report Results of Public Works Bidding to County Board and Recommend Execution of Contracts with Successful Bidders (Neenah Community Services Center)

WHEREAS, bids were opened on September 7, 1993 with regard to the construction of the Winnebago County Community Services Center; and

WHEREAS, Section 8.01(3)(g) of the General Code of Winnebago County requires the Winnebago County Property Management and Maintenance Committee to report to the County Board the results of bidding for public works projects to the County and to recommend execution of contracts with successful bidders; and

WHEREAS, preliminary examination of said bids indicate that those companies listed below are the successful bidders for said project, said preliminary determination being subject to further review by the Construction Manager and your undersigned Committee for determination as to what is the lowest bid for said project subject to choice of alternate specifications by your undersigned Committee and the Construction Manager.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that execution of contracts is preliminarily recommended with the following bidders for public works relating to the construction of the Winnebago County Community Services Center:

**WINNEBAGO COUNTY COMMUNITY
SERVICES CENTER**

DIVISION OF WORK	BID CATEGORY	SUGGESTED AWARD	AMOUNT
Div. 2—Sitework			
Section 02060	Demolition	Statewide Razing	\$ 27,890
Section 02200	Earthwork	Tom VanHandle	\$126,200
Section 02500	Paving	N.E. Asphalt	\$ 12,546
Div. 3—Concrete			
Section 03100	Concrete	IEI Construction	\$181,708
03200	Concrete	IEI Construction	
03300	Concrete	IEI Construction	
Div. 4—Masonry			
Section 04200	Masonry	Theobold Masonry	\$126,225
Div. 5—Steel			
Section 05100	Steel & Metal	Merrill Iron & Steel & Fabrication	\$299,800
Div. 6—Carpentry			
Section 06100	Rough and Finish	IEI Construction	\$ 60,101
06200	Carpentry	IEI Construction	
06300	Carpentry	IEI Construction	
06400	Cabinetry	Discher Millwork	\$ 25,432
Div. 7—Thermal & Moisture Prot.			
Section 07150	Damproofing	R.J. Jacques	\$ 9,844
07900	Caulking and Sealants	R.J. Jacques	
07530	Roofing & Sheet Metal	J.T. Roofing	\$ 43,303
07600	Roofing & Sheet Metal	J.T. Roofing	
Div. 8—Doors & Windows			
Section 08100	Doors, Frames & Hardware	LaForce Hardware	\$ 81,459
08700	Door, Frames & Hardware	LaForce Hardware	
08300	Rolling Counter Doors	Essential Prod.	\$ 3,785
08120	Aluminum & Glass	Tri City Glass Tri City Glass	\$ 77,006
08500	Aluminum & Glass	Tri City Glass	
08800	Aluminum & Glass	Tri City Glass Tri City Glass	

Div. 9—Finishes

Section 09250	Gypsum Systems	Appleton Lathing	\$229,379
09500	Acoustic Tile	Appleton Lathing	
09300	Tile	Gegare Tile	\$ 72,800
09650	Flooring	Gegare Tile	
09900	Painting	OMNI	\$ 45,980

Div. 10—Specialties

Section 10050	Fire Extinguisher Cabs	LaForce Hardware	\$ 430
10050	Coat Racks	LaForce Hardware	\$849
10050	TV Mounting System	LaForce Hardware	\$145
10050	Parking Stall Sign	LaForce Hardware	\$ 59
10050	Roof Scuttle	LaForce Hardware	\$ 500
10050	Depository	LaForce Hardware	\$ 3,455
10100	Marker/ Tackboards	W.E. Neal Slate	\$ 1,785
10150	Toilet Compartments	LaForce Hardware	\$ 3,149
10350	Flagpole	LaForce Hardware	\$ 599
10800	Toilet Accessories	LaForce Hardware	\$ 10,089

Div. 14—Elevator

Section 14200	Elevator	N.W. Elevator	\$ 32,176
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Div. 15—Mechanical

Section 15400	Plumbing	Bassett Plumbing	\$119,300
15410	Site Utilities	Beno Plumbing	\$ 22,000
15500	Fire Protection	Grinnell Fire Protection	\$ 16,975
15010	HVAC	Van Asten Heating	\$473,800

Div. 16—Electrical

Section 16100	Electrical	Reigel Electric	\$278,542
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BE IT FURTHER RESOLVED that the estimated cost of said building shall not exceed \$3,119,340.00.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Lace and seconded to amend lines 8, 11 and 28 to change "Community" to "Human". CARRIED BY VOICE VOTE. Vote on Resolution as amended: Two-thirds vote required. Ayes: 32. Nays: 5—Steber, Pawlowski, Laabs, Putzer and Crowley. Excused: 1—Owens. CARRIED. Supervisors Putzer and Crowley suggested combining the Social Services Department and Community Programs Department.

RESOLUTION NO. 289-993 — Authorize Ground Lease Agreement Between Winnebago County and Sylvester J. and Paula Wittman

WHEREAS, Sylvester J. Wittman, whose residence is located at 2185 Red Oak Court, Oshkosh, presently holds a life-long permit which allows him ingress and egress to runways at Wittman Regional Airport for the purpose of operating non-commercial aircraft; and

WHEREAS, Sylvester J. Wittman and Paula Wittman have expressed interest to your undersigned Committee in allowing such access to Wittman Regional Airport to continue to be had by Paula Wittman, in the event of the death of Sylvester J. Wittman; and

WHEREAS, Sylvester J. Wittman has indicated a willingness to terminate the permit agreement between himself and Winnebago County regarding access to Wittman Regional Airport provided that a ground lease be entered into between Winnebago County and Sylvester J. and Paula Wittman regarding such access, which could be transferable upon the approval of the Winnebago County Aviation Committee; and

WHEREAS, Sylvester J. Wittman and Paula Wittman have indicated to Winnebago County a desire to enter into a ground lease for approximately 7266 square feet of airport property for a term of twenty-three (23) years with an option to renew the lease for five additional periods of five (5) years each the cost of five (\$.05) cents per square foot per year for the first five years of the initial lease term; and

WHEREAS, your undersigned Committee has indicated a desire to enter 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 Sylvester J. and Paula Wittman pursuant to those terms 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.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the permit between Winnebago County and Sylvester J. Wittman, dated August 11, 1975, is hereby authorized terminated as a condition of Winnebago County entering into the foregoing lease agreement.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 4—Bahr, Finch, Steber, Pawlowski. Excused: 1—Owens. CARRIED.

RESOLUTION NO. 290-993 — Authorize Ground Lease Agreement Between Winnebago County and Basler Flight Service, Inc.

WHEREAS, Basler Flight Service, Inc., Oshkosh, Wisconsin, desires to enter into a lease agreement with Winnebago County to rent approximately 139,250 square feet of paved area for aircraft and auto parking and 40,700 square feet of unimproved land for fuel farm and operator-owned buildings at Wittman Regional Airport, as well as four hangar buildings with a total approximate square footage of 29,000 square feet; and

WHEREAS, Basler Flight Service has indicated a willingness to pay an annual base rental rate of \$.8644 per square foot for rental for such buildings, \$.10 per square foot for improved lands, and \$.0720 per square foot for unimproved land; and

WHEREAS, Basler Flight Service has indicated to Winnebago County a willingness to enter into a lease for such lands at Wittman Regional Airport for the purpose of operating a business of selling aviation fuels, oil and other lubricants and maintaining and operating aircraft servicing facilities and the sale of aircraft and aircraft parts at Wittman Regional Airport for a period commencing August 1, 1993 and ending July 31, 2003; 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 Basler Flight Service, Inc. 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: 35. Nays: 2—Bahr and Pawlowski. Excused: 1—Owens. CARRIED.

RESOLUTION NO. 291-993 — Authorize Expenditure of \$90,000 EAA Contribution to Winnebago County

WHEREAS, the 1993 capital budget of Wittman Regional Airport anticipated a contribution by the Experimental Aircraft Association toward capital improvements at Wittman Regional Airport; and

WHEREAS, subsequent to the adoption of said budget, the Experimental Aircraft Association had formally pledged a contribution of \$90,000 to Winnebago County, in writing, in calendar year 1993; and

WHEREAS, those funds contributed by the Experimental Aircraft Association are intended to support the projects listed on the attached schedule for AIP-12, AIP-13 and AIP-14.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the expenditure of those funds contributed by the Experimental Aircraft Association to Wittman Regional Airport during calendar year 1993, in an amount not to exceed \$90,000, for the purpose of paying for those capital improvements as described in the attached summary of AIP-12, AIP-13 and AIP-14 projects, said summary being made a part of this resolution by reference.

Submitted by,

AVIATION COMMITTEE

It was moved by Supervisor Albrecht and seconded to adopt. Two-thirds vote required. Ayes: 33. Nays: 4—Lace, Pawlowski, Crowley and Diakoff. Excused: 1 -Owens. CARRIED.

RESOLUTION NO. 292-993 — Accept Grant Offer and Execute Grant Agreement

BE IT RESOLVED by the Winnebago County Board of Supervisors as follows:

That the County of Winnebago, Wisconsin, as sponsor, 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 attached hereto and made a part hereof.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it does hereby ratify and affirm the agency agreement between the Secretary of Transportation and the County of Winnebago, Oshkosh, Wisconsin, dated December 21, 1989 and January 31, 1992, in accordance with Sections 114.32 and 114.33, Wisconsin Statutes, affecting this project.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors 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 August 27, 1993, the assurance made as required by Title 49, CFR DOT Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in the Federally 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 and does hereby ratify the action of the Secretary of Transportation in accepting said offer on September 3, 1993 and by such acceptance, the County agrees to all terms and conditions thereof.

Submitted by:

DAVID ALBRECHT, DIST. -11
COUNTY BOARD SUPERVISOR

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 1—Pawlowski. Excused: 1—Owens. CARRIED.

Supervisor Pawlowski moved and it was seconded to go into closed session, pursuant to the exemption provided by Section 19.85(1)(e), Wis. Stats., for the purpose of deliberating as to the purchase of public properties, in that competitive and bargaining reasons require such a closed session. Ayes: 33—Kollath, Barker, Pawlowski, O'Brien, Savas, Maehl, Koziczkowski, Lace, Lauson, Albrecht, Shute, Schwartz, Montgomery, Sundquist, Wagner, Putzer, Bahr, Troxell, Robl, King, Lawson, Crowley, Kramer, Schaidler, Finch, Hue, Sievert, Zellmer, Diakoff, Webster, Rankin, Breister, Laabs. Nays: 1—Gose. Excused: 4—Steber, Winters, Planalp, Owens. CARRIED. At approximately 9:20 P.M., the Winnebago County Board convened in closed session. At 10:05 P.M., the Winnebago County Board ended its closed session and resumed the meeting in open session.

Supervisor Pawlowski moved and it was seconded to adjourn to October 26, 1993, at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:10 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held September 14, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, OCTOBER 26, 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 present except O'Brien, Owens and Kramer who were excused.

Supervisor Planalp moved and it was seconded to adopt the agenda but to add "Committee Reports". **CARRIED BY VOICE VOTE.**

Supervisor Pawlowski moved and it was seconded to approve the minutes of September 7 and 14, 1993. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Supervisors Kristi Winters and Ron Montgomery were featured in an article in the UW-O Community-Alumni magazine, fall 1993 issue. The Governor's Conference on Community Development will be held November 10, 1993 in Stevens Point. East Central Wis. Regional Planning Commission and UW-Extension offices will host a Land Use Management forum on October 29, 1993 in Appleton. Notice of Claim from Robert L. Ray regarding damage to the phone system due to flooding at Sunnyview Complex was referred to Personnel and Finance Committee. Notice of Claim from Douglas W. Reinhardt regarding installation of a culvert on County Road JJ was referred to Personnel and Finance Committee. Wisconsin Counties Association announced the following Winnebago County supervisors to Steering Committees:

County Organization and Administration

Orrin King

Environment & Land UseJames Lauson, Chairman
Patrick O'Brien
Stephen RankinJudicial and Public Safety

John Planalp

Transportation and Public Works

Ken Robl

Letter from Senator Mike Ellis acknowledging receipt of resolution opposing any expansion of the Wisconsin Retirement System was received and placed on file. Letter from State Historical Society of Wisconsin announcing James P. Coughlin's receipt of the Local History Award of Merit was read and placed on file. Petition for Zoning Amendment from Ms. Elgene A. Hesselman for change from B-3 to B-3 (H.B.) for existing mini-warehouse was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Stephen P. Jansen for change from A-2 to R-2 for single-family residential was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Winnebago County Planning & Zoning Committee for an amendment to the Winnebago County Town/County Zoning Ordinance was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Sievert urged board members to attend the public hearing on mineral extraction on October 27, 1993 at 7 P.M. at the Town Hall, Town of Algoma. Supervisor Montgomery stated the Junior Achievement students are sponsoring Business Bowl as a fund-raiser and asked for support from the board. Supervisor Winters stated Supreme Court Justice Scalia will be at UW-O on November 17 at 7:30 A.M.

PUBLIC HEARING

Art Techlow, Department of Natural Resources, spoke in support of Resolution No. 311-1093 regarding at water level gauging station at Boom Bay Landing.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl announced the resignation of former Supervisor Lloyd Zellmer, who moved out of his district. He announced that Winnebago County received an insurance award, and asked that Supervisor King present it to Iris Ost. Supervisor King presented a check to the county from Wisconsin County Mutual Insurance Company for \$49,751, which was returned from earnings in 1988-1989. He presented a plaque to Iris Ost for the best loss prevention record in the state. Chairman Maehl reminded supervisors that per diem reports must be sent to the Payroll Department by the 5th of each month. He attended the ceremony at the Lake Butte des Morts breakwater sponsored by the D.N.R. Funding for the project came from several sources: license sales, Ducks Unlimited, private donations and others. He attended the Tri-County Expressway dedication where the Governor also dedicated the Little Lake Butte des Morts Bridge as the "Rollie Kampo Memorial Bridge". He advised the board that Jerry Bougie, Planning Department, has contacted all towns regarding the proposed mineral extraction ordinance. He reported that \$1,085,000 was received in grants and loans by Winnebago County veterans from the Veterans Administration. He attended the SMRF grand opening in October and said it is a superb recycling facility. He also attended the Tayco Street bridge reopening with Supervisor Barker. He announced that D.N.R. Secretary George Meyer will be at the Courthouse at 10 A.M. on November 19, 1993. He compared Winnebago County's debt per capita (\$121.00/person) to Outagamie County's debt per capita (\$276.00/person).

COUNTY BOARD CHAIRMAN'S APPOINTMENT

SUPERVISORY DISTRICT NO. 32

Chairman Maehl submitted the name of Donald F. Arne to fill the unexpired term of Lloyd Zellmer in Supervisor District No. 32. Motion by Supervisor Lauson and seconded to confirm. **CARRIED BY VOICE VOTE.** Chairman Maehl administered the oath of office to Mr. Arne.

AVIATION COMMITTEE

Chairman Maehl's appointment of Supervisor Don Arne to the Aviation Committee was submitted for confirmation. Supervisor Lauson moved and it was seconded to confirm. **CARRIED BY VOICE VOTE.**

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber thanked Iris Ost, Ray Kalinowski, Art Druke, and Linda Wolfe for their assistance in getting a new voting system and sound system for the County Board room. Carpeting will be installed Thursday in the Board room. He attended the dedication of the Tri-County Expressway, the Highway Superintendents and Foreman Conference in Oshkosh, Kimberly-Clark's dedication of its Lakeside feminine care plant, the Advocap Volunteers luncheon, the ribbon-cutting ceremony at the Recycling Facility, the Town of Winneconne's town hall dedication, the Fox Cities Chamber's annual meeting, the Upriver Lakes Habitat Breakwall ceremony on Lake Butte des Morts, and gave a presentation to Leadership Oshkosh on county government. He attended the Chamber luncheon for Guardian Products, a new business in Winnebago County, which manufactures wheelchairs. He said a list of budget corrections was given out to each supervisor. He said 21 employees were added after the 1993 budget was adopted. In the 1994 budget, the tax levy is 3 cents lower than in 1993. He stated his appreciation to the department heads in the formulation of his budget. The Neenah Human Services Center is on schedule and the foundation will be completed next week. He supported Resolutions 298-1093 and 299-1093 regarding borrowing \$2,235,000 and \$2,525,000.

COUNTY EXECUTIVE'S APPOINTMENTS

APPOINTMENT TO COMMUNITY PROGRAMS BOARD

County Executive Steinhilber submitted the name of Yvonne Frank, 232 W. 16th Avenue, Oshkosh, Wisconsin for appointment to the Community Programs Board. Motion by Supervisor Schwartz and seconded to confirm. Ayes: 34. Nays: 0. Excused: 4—Owens, O'Brien, Kramer and Finch. **CARRIED BY VOICE VOTE.**

APPOINTMENT OF SOCIAL SERVICES DIRECTOR

County Executive Steinhilber introduced his appointee, Dennis Wendt and Mrs. Wendt, and asked for confirmation of his appointment. Motion by Supervisor Crowley and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Owens, O'Brien, Kramer and Finch. **CARRIED.**

APPOINTMENT OF EMERGENCY GOVERNMENT DIRECTOR

County Executive Steinhilber asked for confirmation of his appointee, James Pennau, to the post of Emergency Government Director. Supervisor Winters asked Mr. Pennau to discuss his experience in emergency management techniques. Mr. Pennau addressed the board on his background and qualifications. Supervisor Putzer moved and it was seconded to confirm the appointment. Ayes: 17 Barker, Hue, King, Montgomery, Planalp, Putzer, Schaidler, Robl, Shute, Sundquist, Rankin, Troxell, Sievert, Arne, Webster, Albrecht, Maehl. Nays: 17—Breister, Bahr, Crowley, Diakoff, Gose, Lawson, Lauson, Kollath, Lace, Pawlowski, Laabs, Savas, Schwartz, Steber, Wagner, Winters, Koziczkowski. Excused: 4—Owens, O'Brien, Kramer and Finch. LOST.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to B-5 for planned commercial development. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10-01-93. A request from David G. Hildebrand for zoning change from R-5 (Planned Residential District) to B-5 (Planned Commercial District). Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-1 for single-family development. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10-02-93. A request from Jack and Elizabeth Borchert for zoning change from A-1 (Agri-Business District) to R-1 (rural Residential Dist., Single-Family, nonsubdivided). 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 for development purposes. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10-03-93. A request from David G. Hildebrand for zoning change from R-5 (Planned Residential District) to R-5/B-5 (Planned Residential/Planned Commercial District). 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 B-5 (Planned Commercial) for commercial development. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-04-93. A request from Harold N. Jacobsen for zoning change from A-2 (General Farming District) to B-5 (Planned Commercial District). Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to M-2 for truck parking in conjunction with existing industrial use. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-05-93. A request from Wis. Department of Transportation for zoning change from B-3 (General Business District) to M-2 (Heavy Industrial District). Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: change to R-3 for an existing duplex. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 09-06-93. A request from Steven J. and Lucy E. Cowling for zoning change from R-1 (Rural Residential Dist., Single-family, non-subdivided) to R-3 (two-family residential district). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 007. A report from Planning & Zoning Committee re: change to R-5 for planned residential development. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 10-07-93. A request from Elias Kawar for zoning change from R-1 (Rural Residential Dist., Single-family, non-subdivided) to R-5 (Planned Residential District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 8. A request from Town of Omro on behalf of Lance Trepton for zoning change from A-1 Agriculture to A-2 Agriculture. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 9. A request from Town of Omro on behalf of Jeffrey Rogge 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 10. A request from Town of Rushford on behalf of Stanley and Lois Sperger for zoning change from Agriculture 1 to Agriculture 2. Motion by Supervisor Laabs and seconded to adopt. **CARRIED BY VOICE VOTE.** Supervisor Gose abstained from voting.

REPORT FROM GOODWILL INDUSTRIES

Mr. Robert Pederson, Goodwill Industries, addressed the board. Goodwill Industries oversees 16 programs and their corporate area serves 33 counties. The Birth to Three Program is under contract with Winnebago County. The Action Employment and Training Program trained 40 women to use computers. Their earnings are now \$520,000 and they are paying back \$156,000 in taxes. At the Goodwill stores, 11 people are employed in Menasha and 9 in Oshkosh, with 35 people receiving work experience at the stores. He showed a video explaining the many facets of Goodwill Industries.

UW-FOX VALLEY CENTER REPORT

Dean James Perry of the UW-Fox Valley Center was introduced to the board by Chairman Maehl. He gave a short background of his experience. He stated 1,379 students attend the Center. 90% of the faculty has the most advanced degrees possible in their field. 70% of the students that leave the Center receive their Bachelor's degrees. He invited supervisors to attend a videoconference on November 9, 1993 at 7:30 A.M. He stated they have a speaker's bureau that will provide speakers to service clubs, etc.

HUBER LAW FACILITIES REPORT

County Planner Dave Schmidt stated the board approved \$17,500 for HGM Architects to do a study on the overcrowding in the jail and the Huber prisoners. It presently costs \$55/day to board prisoners in other jails. Huber prisoners pay \$10/day for their care. He went through the HGM Report dated September, 1993 with the Board and answered questions. The Property Management and Maintenance Committee accepted the report and recommended to the County Board to continue with a Huber Law facility with planning to begin in June, 1994. Recommendations as to costs and site plans are included in the report.

COUNTY AUDITOR'S REPORT

Gary Mayer, County Auditor, stated the audit is completed on the Sheriff's Patrol report and will be given to the County Board

after the Sheriff's Department has reviewed it. He asked if there were any questions or comments on the Zoning Department Fee Structure Report or the Highway Department Equipment Utilization Report. Several supervisors felt the Highway Department report included items which should not have been included. Supervisor Gose moved and it was seconded to accept the Zoning and Highway Reports. **CARRIED BY VOICE VOTE.** Mr. Mayer also presented his Analysis of 1994 Executive Budget with copies for each board member.

A ten-minute recess was taken at 8:30 P.M.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 293-1093: Disallow Claim of Donna McCabe and Diana Kietzman

WHEREAS, your Personnel and Finance Committee has had the claim of Donna McCabe and Diana Kietzman 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 Donna McCabe and Diana Kietzman dated August 13, 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. **CARRIED BY VOICE VOTE.**

RESOLUTION NO. 294-1093: Disallow Claim of Betty Herman

WHEREAS, your Personnel and Finance Committee has had the claim of Betty Herman 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 Betty Herman dated August 18, 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. CARRIED BY VOICE VOTE.

RESOLUTION NO. 295-1093: Adopting the Overall Economic Development Program, 1993 Update—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 1993 Update prepared by the East Central Wisconsin Regional Planning Commission.

Submitted by,

INDUSTRIAL DEVELOPMENT BOARD

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

RESOLUTION NO. 296-1093: Establish a Winnebago County Historic Preservation Task Force

WHEREAS, Winnebago County has an abundance of historic and architectural structures and archeological sites representing Native Americans, European exploration, and nineteenth century transportation and settlement; and

WHEREAS, state and federal funding is available to assist counties in assessing the value of historic and cultural features and tax incentives are also available to property owners for qualifying structures and sites; and

WHEREAS, citizens within the County have expressed an interest in exploring the benefits of historic preservation; and

WHEREAS, other counties and communities have found that historic preservation can have aesthetic and cultural rewards as well as economic benefits which contribute to the county's quality of life.

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

1. Creates a Winnebago County Historic Preservation Task Force of eleven members appointed by the County Board Chairman. A majority of the members shall be experienced historians, architects or individuals with historic preservation knowledge.
2. Directs the Historic Preservation Task Force to develop a mission statement and prepare an outline of recommendations for historic preservation efforts which would serve to promote and coordinate public and private activities within the county.
3. Pledges support and cooperation from county committees and departments which are associated with or impact historic resources.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 30. Nays: 5—Diakoff, Finch, Gose, Pawlowski, Steber. Excused: 3 Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 297-1093: Authorize Increase In Per Diem Payment For Winnebago County Board of Supervisors

WHEREAS, the present per diem for members of the Winnebago County Board of Supervisors is \$30.00 for a half day meeting and \$50.00 for a full day meeting; and

WHEREAS, there has been no increase in the per diem paid to Winnebago County Board of Supervisors members since April, 1988; and

WHEREAS, the size of the Winnebago County Board of Supervisors was reduced in 1992 from 45 members to 38 members while, at the same time, the duties and responsibilities of the membership was not altered; and

WHEREAS, reimbursement to members of the Winnebago County Board of Supervisors should be adequate to attract and retain qualified persons.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an increase in the per diem rate paid to members of the Winnebago County

Board of Supervisors from \$50.00 to \$60.00 for a full day meeting, and from \$30.00 to \$40.00 for a half day meeting.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this resolution shall become effective upon the next County Board of Supervisors taking office in April, 1994.

Submitted by:

JOHN E. HUE, DISTRICT #30
DAVID ALBRECHT, DISTRICT #11
JAMES BAHR, DISTRICT #21
NANCY BARKER, DISTRICT #2
WILLIAM BREISTER, DISTRICT #37
MURIEL CROWLEY, DISTRICT #26
JEANETTE DIAKOFF, DISTRICT #33
RAYMOND GOSE, DISTRICT #12
ORRIN KING, DISTRICT #24
DAVID KOLLATH, DISTRICT #1
HERBERT KRAMER, DISTRICT #27
ROBERT LACE, DISTRICT #8
JAMES LAUSON, DISTRICT #10
JOSEPH MAEHL, DISTRICT #6
PATRICK O'BRIEN, DISTRICT #4
JOHN PAWLOWSKI, DISTRICT #3
STEPHEN RANKIN, DISTRICT #36
HELEN SAVAS, DISTRICT #5
DONALD STEBER, DISTRICT #9
PAUL SUNDQUIST, DISTRICT #17
JACQUELYN WAGNER, DISTRICT #19
LYNNE WEBSTER, DISTRICT #34
KRISTI WINTERS, DISTRICT #16
COUNTY BOARD SUPERVISORS

Motion by Supervisor Hue and seconded to adopt. Supervisor Arne moved to amend the resolution to include mileage. Motion withdrawn. Supervisor Lace moved to amend the resolution to change the full day and one-half day rates to a flat per month fee of \$300 beginning in April, 1994. No second. Vote on resolution: Ayes: 28. Nays: 7—Lawson, Laabs, Putzer, Schaidler, Robl, Schwartz, Troxell. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 298-1093: Authorize the Borrowing of \$2,235,000 and Provide for the Issuance and Sale of General Obligation Promissory Notes, Series 1993A

WHEREAS, on June 15, 1993, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted

a resolution approving the County's Five Year Capital Improvement Borrowing Plan (the "Plan Resolution"); and

WHEREAS, pursuant to the Plan Resolution, the County Board of Supervisors authorized the borrowing of an amount not to exceed \$22,255,000 through the issuance of general obligation bonds or notes for the public purpose of paying costs of the projects listed in the Plan Resolution (the "Plan Projects"); and

WHEREAS, the County Board of Supervisors now deems it to be necessary, desirable and in the best interest of the County to issue a portion of the monies authorized to pay for the costs of a portion of the Plan Projects.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that there shall be issued, to Firststar Bank Milwaukee, N.A., Milwaukee, Wisconsin and Banc One Capital Corporation, Milwaukee, Wisconsin, in association with other Winnebago County banks to be named (the "Purchasers") pursuant to the provisions of Section 67.04(3), Wisconsin Statutes, general obligation promissory notes (the "Notes") in an amount not to exceed \$2,235,000 upon such terms and conditions as are approved by subsequent resolution of the Winnebago County Board of Supervisors for the purpose of paying a portion of the cost of acquiring computer equipment; constructing highway improvements; constructing a human services office building; constructing taxiway extensions, a service road and runway markings at Wittman Regional Airport; acquiring real property, vehicles and equipment; and paying issuance costs.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Firststar Bank Milwaukee, N.A. be and hereby is authorized to prepare and distribute an Official Statement and other offering materials with respect to the Notes.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Three-fourths vote required. Ayes: 34. Nays: 1—Pawlowski. Excused: 3 Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 299-1093: Authorize the Borrowing of \$2,525,000 and Provide for the Issuance and Sale of General Obligation Refunding Bonds, Series 1993B

BE IT RESOLVED by the County Board of Supervisors of Winnebago County, Wisconsin (the "County") that there shall be issued, to Firststar Bank Milwaukee, N.A., Milwaukee, Wisconsin and Banc One Capital Corporation, Milwaukee, Wisconsin in association with other Winnebago County banks to be nam-

ed (the "Purchasers") pursuant to the provisions of Section 67.04(3), Wisconsin Statutes, general obligation refunding bonds (the "Bonds") in an amount not to exceed \$2,525,000 upon such terms and conditions as are approved by subsequent resolution of the Winnebago County Board of Supervisors for the purpose of paying the costs of refunding Winnebago County's \$3,800,000 General Obligation Promissory Notes, Series 1989A, dated July 1, 1989 (the "1989A Notes").

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Firststar Bank Milwaukee, N.A., be and hereby is authorized to prepare and distribute an Official Statement and other offering materials with respect to the Bonds.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Putzer stated he did not attend the committee meeting, so the committee vote would be 4-0, not 5-0. Two-thirds vote required. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 300-1093: Authority to Execute Letter of Understanding with the Winnebago County Sheriff's Professional Police Association Re: 1993 Pay

WHEREAS, in that Winnebago County and the Winnebago County Sheriff's Professional Police Association are engaged in litigation regarding two collective bargaining agreements covering the years 1991-1994; and

WHEREAS, it is likely that the litigation between the parties will extend into the future for a considerable length of time; and

WHEREAS, this litigation does not involve the issue of pay increases for 1993, which issue has been resolved and agreed upon by the parties.

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 Letter of Understanding on behalf of Winnebago County with the Winnebago County Sheriff's Professional Police Association regarding a wage increase for the year 1993, effective January 1, 1993, which agreement will provide for a pay increase of 3.5% across-the-board for all officers represented by the Association.

BE IT FURTHER RESOLVED, that funds to cover the cost of this resolution be made available from funds budgeted for this purpose.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Supervisor Diakoff moved and it was seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 301-1093: Authorize Sale of Remnant Property to Charles L. Smith and Carol J. Smith

WHEREAS, Charles L. Smith and Carol J. Smith made an offer to Winnebago County to purchase .379 acres of remnant property from the Tri-County Expressway Project in the Town of Menasha from Winnebago County for the appraised price of \$7,900; and

WHEREAS, your undersigned Committee believes it to be in the best interest of Winnebago County that said property be sold to Charles L. Smith and Carol J. Smith for the above price.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the sale of property described as follows to Charles L. Smith and Carol J. Smith for the sum of \$7,900, and that a Warranty Deed be provided to said purchasers upon the payment of said sum to Winnebago County: All that part of the SW 1/4 of the SW 1/4 of Section 1, T20N, R17E, Town of Menasha, Winnebago County, Wisconsin, bounded and described as follows:

Commencing at the SW corner of said Section 1; thence N01°17'59"W along the west line of the SW 1/4 of said Section 1 a distance of 724.99 feet, thence N89°52'19"E 91.55 feet to the point of beginning; thence N5°38'27"E 66.34 feet; thence N89°52'19"E 240.43 feet; thence S 1°17'59"E, 66.01 feet; thence S89°52'19"W, 248.46 feet to the point of beginning.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 302-1093: Accept Report of Juvenile Detention Research Study Committee and Authorize Continued Planning for a Huber Work Release Center

WHEREAS, the Juvenile Detention Research Study Committee, on October 11, 1993, accepted the report of architect Ronald Hansche with regard to the construction of a Huber facility, as well as supporting financial documentation from Winnebago County Finance Director Charles Orenstein and the recommendation of Sheriff Robert Kraus with regard to the construction of such a facility; and

WHEREAS, at that same meeting, the Juvenile Detention Study Committee recommended that the Winnebago County Board of Supervisors accept the report of architect Hansche and proceed with the planning for development and construction of a Huber Law/Work Release Center.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby accepts the report of architect Ronald Hansche with regard to the construction of a Huber Law/Work Release Center.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Planning Department to proceed with the planning for the development and possible construction of a Huber Work Release Center.

Submitted by:

DAVID ALBRECHT, DIST. #11

JIM KOZICZKOWSKI, DIST. #7

JACQUELYN WAGNER, DIST. #19

ROBERT LACE, DIST. #8

STEPHEN RANKIN, DIST. #36

RAYMOND GOSE, DIST. #12, AS

MEMBERS OF THE JUVENILE DETENTION
RESEARCH STUDY COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer.
CARRIED.

RESOLUTION NO. 303-1093: Authorize Cancellation of Outstanding County Checks

WHEREAS, the attached list of checks issued by Winnebago County have been outstanding for a minimum period of two full years; and

WHEREAS, the authorization of the County Board to cancel said checks will result in the checks being voided; the funds for said checks being reclassified to an Unclaimed Property Account with the funds being held by the County for a period of six years from the date of issuance, with said funds being turned over thereafter to the County General Fund; and

WHEREAS, by cancelling said checks, Winnebago County will no longer have to maintain them on an outstanding check list when reconciliations are performed with the bank through which the checks were issued.

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

tion of all checks contained on the accompanying list, which is made a part of this resolution by reference.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 304-1093: Authorize Write-Off of Uncollectible Accounts Receivable—Park View Health Center

WHEREAS, the following accounts have been deemed to be uncollectible by the Finance Department at Park View Health Center and the Winnebago County Finance Department; and

WHEREAS, efforts have been made by the Corporation Counsel's Office and through other means to collect said debts on behalf of Park View Health Center, but it is unlikely that said debts will be collected in the near future.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the write-off of the following debts charged to the following accounts:

Pleasant Acres	Acct. #21317	Amount \$1687.87
Pleasant Acres	Acct. #21345	Amount \$ 500.00
Rehabilitation Pavilion	Acct. #12902	Amount \$1964.70

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 305-1093: Authorize Transfer of \$140,000 to Boarding Prisoners Account of Sheriff's Department Fund

WHEREAS, continued crowding in the Winnebago County Jail requires the boarding of prisoners outside of Winnebago County; and

WHEREAS, insufficient funds exist within the Boarding Prisoners Account of the Winnebago County Sheriff's Department fund to pay for the boarding of prisoners in other counties.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$98,666 from the Contingency Fund and \$41,334

from the General Fund of the Winnebago County Budget to the Boarding Prisoners Account of the Winnebago County Sheriff's Department fund.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 306-1093: Authorize Moratorium on Issuance of Sign and Billboard Permits

WHEREAS, your undersigned Committee believes there is a proliferation of billboards within the zoning authority of Winnebago County, due to the lack of spacing standards; and

WHEREAS, your undersigned Committee believes that the proliferation of billboards creates an unsightly condition along Winnebago County's highways and roads.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Zoning Department to establish a six month moratorium, from the date of adoption of this resolution on the issuance of permits for the installation of billboards and signs along Winnebago County's highway and roads, for the purpose of allowing the Planning and Zoning Committee sufficient time to develop a proper ordinance for the spacing of said signs and billboards.

Submitted by:
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 34. Nays: 1—Finch. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 307-1093: Authorize Transfer of \$35,000 to Park View Health Center Capital Outlay Fund (Purchase Wheelchair Van)

WHEREAS, the need presently exists for the purchase of a wheelchair van by Park View Health Center in that the present van is a 1979 Ford van which has an odometer reading in excess of 80,000 miles and is in need of major frame repairs as a result of rust; and

WHEREAS, such a van is Park View Health Center's only option for transporting wheelchair bound residents to and from Park View Health Center sponsored events, to the Courthouse, and to other facilities.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$35,000 from the Park View Health Center General Fund balance to the Capital Outlay Fund of Park View Health Center for the purpose of purchasing a new wheelchair van.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Two-thirds vote required. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 308-1093: Authorize the Preparation of the 1993 Application For Supplemental Funds 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 handicapped; and

WHEREAS, as part of the State's Budget for 1994-1995, legislation was enacted which set the 1992 allocations for the Specialized Transportation Assistance Program for counties (s. 85.21) as a minimum below which future years allocations could not fall. Therefore, the counties who received smaller allocations in 1993 as compared to 1992, are eligible for supplemental 1993 allocations in the amounts necessary to return them to their 1992 levels.

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 the County of Winnebago on this 26th day of October, 1993, authorize the Winnebago County Department of Community Programs and Committee on Aging to prepare and submit to the Wisconsin Department of Transportation an application for supplemental funding in the amount of \$4,947 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 \$989 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 the 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:

COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 309-1093: Authorize the Preparation of the 1994 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 handicapped; 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, 1993 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 \$138,929 during 1994 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 \$27,786 in order to provide the required local match.

BE IT FURTHER RESOLVED that funds budgeted for this purpose and included in the 1994 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:

COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 34. Nays: 1—Rankin. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 310-1093: Accept Grant Offer and Execute Grant Agreement—Wittman Regional Airport, Oshkosh, Wisconsin—AIP-355-0061-13

BE IT RESOLVED by the Board of Supervisors of the County of Winnebago as follows:

SECTION I. That the County of Winnebago, as Sponsor, ratifies the action of the Wisconsin 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 hereinbelow.

SECTION II. That the Board of Supervisors does hereby ratify and affirm the Agency Agreement between the Wisconsin Secretary of Transportation and the County of Winnebago, Oshkosh, Wisconsin, dated January 31, 1992 in accordance with Section 114.32 and Section 114.33, Wisconsin Statutes, affecting this project.

SECTION III. That a copy of this Grant Agreement is attached hereto and made a part hereof.

SECTION IV. 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 September 20, 1993, the assurance made as required by Title 49 CFR, DOT Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in the Federally 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 Wisconsin Secretary of Transportation in accepting said offer on September 28, 1993 and by such acceptance, the County agrees to all terms and conditions thereof.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes; 31. Nays: 4—Crowley, Diakoff, Finch and Pawlowski. Excused: 3 -Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 311-1093: Approve Lease With United States of America, Department of the Army, Corps of Engineers For a Water Level Gauging Station at Boom Bay Boat Landing

WHEREAS, water level management on the upper pool lakes is a concern to the Corps of Engineers, Department of Natural Resources and property owners; and

WHEREAS, a water level gauging station located on Lake Poygan would assist in obtaining water level readings and formulation of management strategies; and

WHEREAS, the Department of the Army, Corps of Engineers requests permission to install a water level gauging station at their sole expense at the Boom Bay Boat Landing; and

WHEREAS, your undersigned Committee has reviewed the Corps of Engineers request and favors the installation of said water level gauging station.

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 a lease between Winnebago County and the United States of America so as to allow the Corps of Engineers to install a water level gauging station at the Boom Bay Boat Launch on Lake Poygan, the term of the lease to be for a period of five (5) years, for and in consideration of the payment of one dollar (\$1.00) by the United States of America to Winnebago County. A copy of said lease agreement is herewith attached and made a part of this resolution by reference.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

ORDINANCE NO. 312-1093: Amend Chapter 16 of the General Code of Winnebago County (Sanitary Permit Fees)

WHEREAS, your undersigned Committee believes that sanitary permit fees charged by the Winnebago County Zoning Office should reflect the actual costs involved in the issuance of such permits; and

WHEREAS, your undersigned Committee believes that the proposed amended permit schedule would accurately reflect Winnebago County's costs in issuing such permits, as was determined by a study performed by Winnebago County Auditor Gary Mayer.

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

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

16.12 FEES

Sanitary Permit fees shall be as follows:

<u>Type System</u>	<u>Fee</u>
Mound Systems	\$ 200.00
At Grade Systems	200.00
In Ground Pressure Systems	125.00
Conventional Systems	140.00
Holding Tanks	165.00

All the above fees exclude required State permit fees.

The new fees shall become effective January 1, 1994.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 34. Nays: 1—Finch. Excused: 3—Owens, O'Brien, and Kramer. **CARRIED.**

RESOLUTION NO. 313-1093: Amend Zoning Permit Fees

WHEREAS, your undersigned Committee believes that fees charged for Zoning Permits by the Winnebago County Zoning Department should reflect the actual costs of issuing such permits; and

WHEREAS, your undersigned Committee is recommending that the following Zoning Permit Fee Schedule be adopted by the County Board in that it accurately reflects the costs involv-

ed in issuing Zoning Permits, as was determined pursuant to a study performed by Winnebago County Auditor Gary Mayer.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the following fees to be charged in relationship to the issuance of Zoning Permits:

Zoning Permits	\$ 75.00
Public Hearing Items	\$250.00
(Zoning change/variance/conditional use/appeal)	
Subdivision-Unincorporated Area	\$300.00

The above fees shall take effect on January 1, 1994.

Submitted by:
PLANNING & ZONING COMMITTEE

Supervisor Sievert moved and it was seconded to adopt. Ayes: 34. Nays: 1—Finch. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

RESOLUTION NO. 314-1093: Authorize Acceptance and Application of Teen Peer Education Grant From State of Wisconsin For AIDS Education (Public Health Department)

WHEREAS, a grant has been made available to the Winnebago County Public Health Department in the amount of \$5,545.00 by the State of Wisconsin for the purpose of providing teen peer education with regard to AIDS to teenagers within Winnebago County for the remainder of the 1993 calendar year; and

WHEREAS, your undersigned Committees recommends that said grant be accepted and that the funds be appropriated as set forth below.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Public Health Department to accept a grant from the State of Wisconsin in the amount of \$5,545.00 for the purpose of providing teen peer education to teenagers with regard to AIDS.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes revenues from such grant to be appropriated as follows within the budget of the Winnebago County Public Health Department:

Labor	\$2,181.00
Fringe Benefits	\$ 826.00
Subscriptions	\$ 500.00
Printing	\$2,000.00
Automobile Allowance	\$ 38.00
TOTAL	\$5,545.00

Submitted by:
**HEALTH COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Steber and seconded to adopt. Two-thirds vote required. Ayes: 34. Nays: 1—Montgomery. Excused: 3—Owens, O'Brien and Kramer. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn to November 8, 1993, at 6 P.M. 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 October 26, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ANNUAL SESSION
COUNTY BOARD MEETING
MONDAY, NOVEMBER 8, 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 present except Finch, Arne, O'Brien and Sievert who were excused.

Supervisor Planalp moved and it was seconded to adopt the agenda with the postponement of the Zoning Reports until November 16, 1993. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

An amendment form was distributed to supervisors to use when requesting an amendment to the budget.

COMMITTEE AND COMMISSION REPORTS

Supervisors Gose and Planalp objected to the minutes published in small print in the Oshkosh Northwestern. Supervisor Montgomery announced he would offer an amendment to restore funding for the lobbyist. Supervisor Owens announced DNR Secretary George Meyer will be at the Courthouse on November 19th to discuss land issues. Supervisor Planalp urged supervisors to read the County Clerk's report on revenues.

PUBLIC HEARING

Mr. Walt Chrapla, 721 Mitchell Street, Neenah, WI gave the supervisors of examples of budget cuts or changes that could be made. He questioned the step increases in salaries and suggested budget format changes.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl urged supervisors to attend the County Government Day luncheon on Tuesday Noon at the Legion on the Lake. He explained the budget procedures to the board members.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber reported that this was the first year that counties had to keep their tax rate the same as last year. We did this and reduced the rate by 3 cents. State aids are not keeping up with growth or inflation. He announced that 21 new positions were added after the 1993 budget was adopted. For the 1994 budget, 12 new positions were requested, and 5 are being recommended (of which 3 are funded by state aids). He reduced \$1.8 million in department's budgets.

COUNTY EXECUTIVE'S APPOINTMENTS

WINNEFOX LIBRARY SYSTEM BOARD

County Executive Steinhilber appointed Mr. James Reiland, 309 9th Street, Menasha, WI 54952 to the Winnefox Library System Board for a term commencing immediately and ending December 31, 1996. Motion by Supervisor Kollath and seconded to accept. **CARRIED BY VOICE VOTE.**

WINNE-FOND LAKE POLICY BOARD

County Executive Steinhilber appointed Supervisor Donald F. Arne to the Winne-Fond Lake Policy Board, said term beginning immediately and ending April 19, 1994. Motion by Supervisor Troxell and seconded to accept. **CARRIED BY VOICE VOTE.**

RE-APPOINTMENT OF CORPORATION COUNSEL

County Executive Steinhilber appointed John A. Bodnar as Corporation Counsel for a two-year term expiring December 31, 1995. **CARRIED BY VOICE VOTE.** Supervisor Lace voted no.

1994 WINNEBAGO COUNTY BUDGET

Supervisor King moved and it was seconded to accept the Finance Director's 10-page list of corrections and additions to the budget. CARRIED BY VOICE VOTE. County Executive Steinhilber began presenting his 1994 Executive Budget and answered questions regarding the various items. Supervisor Gose questioned the removal of the lobbyist position from the budget. Mr. Bodnar explained the position is a contractual one and the Executive has the authority to remove it. Supervisor Pawlowski requested an explanation on Home Rule by the Attorney General. Supervisor Gose asked if an agreement with Outagamie County for boarding of prisoners has been worked out yet and Mr. Steinhilber said they are working on it. Supervisor Planalp questioned the need for a Purchasing Department. It was suggested the county review the rates charged for office space rental.

Supervisor Lauson moved and it was seconded to adjourn to November 10, 1993 at 8:30 A.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:05 p.m.

TUESDAY, NOVEMBER 9, 1993

Chairman Maehl called the meeting to order at 8:30 A.M. with the Pledge of Allegiance to the flag. Roll call showed all present except Owens, Arne and Finch.

PUBLIC HEARING

Mr. Herb Clark, 3686 Leonard Road West, Oshkosh, WI urged supervisors to cut the budget by 5%, reduce spending and hold the line on taxes.

1994 BUDGET

County Executive Steinhilber continued presenting the 1994 Executive Budget. Supervisor Montgomery suggested rock music be included at the Winnebago County Fair. Chairman Maehl asked Supervisor Montgomery to serve on the Winnebago County Fair Board so he could have some input. At 11:50 A.M., Supervisor Pawlowski moved and it was seconded to adjourn until 1:15 P.M. CARRIED BY VOICE VOTE.

AFTERNOON SESSION

Students from area schools attending County Government Day sponsored by the American Legion were in attendance. 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 by Student Matt Sohm and seconded by students to lower the drinking age to 18. Pros and cons on the subject were debated by students. Vote by County Board members: Ayes: 16—Gose, Kramer, Lawson, Lauson, Kollath, Montgomery, Putzer, Robl, Steber, Shute, Sundquist, Wagner, Troxell, Winters, Kozickowski, Albrecht. Nays: 13—Breister, Bahr, Barker, Crowley, Hue, King, Laabs, Schaidler, Schwartz, Rankin, Sievert, Webster, Maehl. CARRIED.

PUBLIC HEARING

Jane Van De Hey spoke in support of Amendment (1)—Create Deputy Position in Support Services Unit of Sheriff's Department.

County Executive Steinhilber continued his presentation of the 1994 budget. Former Social Services Director Mark Quam presented the Social Services Budget since it was prepared under his direction. New Social Services Director Dennis Wendt stated he will support the programs and budget recommendations. The County Executive concluded his review of the 1994 budget.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 315-1193 - Adopt 1994 Annual Budget**

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1994 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. Any amendments to the budget may be considered at this time.

AMENDMENT (1): Amend Budget So As To Create An Additional Deputy Position Within The Support Services Unit Of The Winnebago County Sheriff's Department

WHEREAS, instances of violence in our Nation's courthouses over the past years have reached epidemic proportions; and

WHEREAS, the Winnebago County Courthouse has seen an increasing number of incidents resulting in law enforcement action occurring within the various courtrooms and public offices; and

WHEREAS, after several years of studying the security needs of the Winnebago County Courthouse, the Winnebago County Security Committee has determined that a physical law enforcement presence is the best deterrent against a potential violent act; and

WHEREAS, funding has already been approved by the Winnebago County Board of Supervisors for the purchase and installation of security monitoring equipment; and

WHEREAS, it would be most appropriate to create one additional full-time position within the Winnebago County Sheriff's Department for the purposes of providing courthouse security, both in the interest of public safety and to provide a physical law enforcement presence within the courthouse.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Permanent Employees Account—Salaries of the Sheriff's Support Services Fund of proposed 1994 Winnebago County General Budget be amended so as to add an additional \$35,536.00 for salaries and fringe benefits for the purpose of hiring one additional full-time deputy for the purpose of providing courthouse security. Said fund is found on Page 227 of the Budget, Account #100-311.

BE IT FURTHER RESOLVED that the Table of Organization, as is shown on Page 24 of the proposed 1994 Winnebago County General Budget be amended so as to amend the number of police officers in the Support Services Division of the Winnebago County Sheriff's Department from "11" to "12".

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Supervisor Gose moved and it was seconded to adopt. Supervisor Winters moved to amend to state "This position should be reviewed yearly during budget time". Withdrawn by Supervisor Winters. Ayes: 26. Nays: 7—Crowley, Lawson, Putzer, Schaidler, Robl, Winters, Webster. Excused: 5—Finch, Lace, Owens, Pawlowski, Arne. CARRIED.

AMENDMENT (2): Add \$3,822 to Small Equipment Account of Circuit Court Branch 6 Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$3,822.00 to Small Equipment Account of Circuit Court Branch 6 Budget for 14 new chairs for jury box at \$273.00 each, Account #100-231, as shown on Page 192 of the Winnebago County Budget Book.

Submitted by,
RAYMOND GOSE, DISTRICT #12
COUNTY BOARD SUPERVISOR

Motion by Supervisor Gose and seconded to adopt. Ayes: 12 Breister, Bahr, Gose, Lauson, Montgomery, Planalp, O'Brien, Schaidler, Savas, Wagner, Albrecht, Maehl. Nays: 19—Barker, Crowley, Diakoff, Kramer, Hue, Lauson, Kollath, Laabs, Putzer, Robl, Schwartz, Shute, Sundquist, Rankin, Troxell, Sievert, Winters, Koziczowski, Webster. Excused: 7—Finch, Lawson, Lace, Owens, Pawlowski, Steber, Arne. LOST.

AMENDMENT (3): Add \$2,000 to Capital Outlay Account of Winnebago County Circuit Court Branch 6 Budget to Purchase Fax Machine

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$2,000 to Capital Outlay Account of Winnebago County Circuit Court Branch 6 Budget, Account #100-231, as shown on Page 193 of the Winnebago County Budget Book.

Submitted by,
RAYMOND GOSE, DISTRICT #12
COUNTY BOARD SUPERVISOR

Motion by Supervisor Gose and seconded to adopt. Ayes: 8—Breister, Bahr, Gose, Planalp, Schaidler, Savas, Wagner, Albrecht, Nays: 24. Excused: 6—Finch, Lawson, Lace, Owens, Pawlowski, Arne. LOST.

AMENDMENT (4): Add \$1,500 to Equipment Repair Account of the Winnebago County Register of Deeds Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$1,500 to the Equipment Repair Fund of the Winnebago County Register of Deeds Budget, Account #100-138, as shown on Page 651 of the Winnebago County Budget Book.

Submitted by,

RAYMOND GOSE, DISTRICT #12
COUNTY BOARD SUPERVISOR

Supervisor Gose moved and it was seconded to adopt. Ayes: 12 Breister, Bahr, Barker, Crowley, Diakoff, Finch, Gose, Montgomery, Planalp, Schaidler, Wagner, Albrecht. Nays: 21—Kramer, Hue, King, Lauson, Kollath, O'Brien, Laabs, Putzer, Robl, Savas, Schwartz, Steber, Shute, Sundquist, Rankin, Troxell, Sievert, Winters, Kozickowski, Webster, Maehl. Excused: 5—Lawson, Lace, Owens, Pawlowski, Arne. LOST.

AMENDMENT (5): Increase Expenses in Account #100-200-55990 by \$10,767.50 and Increase Revenue in Account #100-320-44190-2 by \$10,950 (Sheriff's Department: Intensive Sanctions Program)

WHEREAS, the Winnebago County Sheriff's Department desires to rent five Intensive Sanction bracelets from the State at \$5.90 per unit per day for the calendar year 1994 for the purpose of implementing an Intensive Sanctions Program in conjunction with the operation of the Winnebago County Jail; and

WHEREAS, it is anticipated that a minimum daily average of three units shall be utilized for said Intensive Sanctions Program and that those prisoners being fitted with such bracelets

shall be charged the sum of \$10.00 per day as a fee for the usage of such bracelets, thus generating an annual revenue of \$10,950.

NOW, THEREFORE, BE IT RESOLVED that the proposed 1994 Winnebago County General Budget be amended so as to add additional expenses in Account #100-200-55990 in the amount of \$10,767.50, and to amend Revenue Account #100-320-44190-2 so as to add additional revenue in the amount of \$10,950.00.

Submitted by,
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Withdrawn by Supervisor Gose.

AMENDMENT (6): Add \$1,000 to Automobile Allowance Account of Veterans Services Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$1,000 to the Automobile Allowance Account to reimburse drivers to transport veterans for medical purposes, Account #100-690, as shown on Page 442 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 26. Nays: 8—Crowley, Laabs, Putzer, Robl, Schwartz, Steber, Sundquist, Koziczkowski. Excused: 4—Lace, Owens, Pawlowski, Arne. CARRIED.

AMENDMENT (7): Add \$570 to Juvenile Intake Budget—Other Equipment

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$570 for 3 file cabinets (4 drawer vertical letter size width at \$190 each), Account #100-226, as shown on Page 201 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 12—Bahr, Barker, Gose, King, Lauson, Planalp, Shute, Wagner, Kozickowski, Webster, Albrecht, Maehl. Nays: 21—Breister, Crowley, Diakoff, Finch, Kramer, Lawson, Hue, Kollath, Montgomery, O'Brien, Laabs, Putzer, Schaidler, Robl, Savas, Steber, Sundquist, Rankin, Troxell, Sievert, Winters. Excused: 5 Lacey, Owens, Pawlowski, Schwartz and Arne. Lost.

AMENDMENT (8): Add \$1500 in Capital Outlay for Winnebago County Clerk's Budget (HP Laser Jet Printer)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$1500 to Capital Outlay Account for HP Laser Jet Printer, Account #100-131, as shown on Page 61 of the Winnebago County Budget Book.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 23. Nays: 7—Kramer, Kollath, Putzer, Schaidler, Steber, Sundquist, Rankin. Excused: 8—Lauson, Lacey, Owens, Pawlowski, Robl, Schwartz, Troxell, Arne. CARRIED.

AMENDMENT (9): Add \$1,000 to Microfilming Supplies Account of Register of Deeds Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$1,000 to Microfilming Supplies Account of the Register of Deeds Budget for continuing preservation project of rapidly deteriorating old records, Account #100-138, as shown on Page 650 of the Winnebago County Budget Book.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 13—Breister, Bahr, Barker, Crowley, Diakoff, Finch, Gose, King, Montgomery, Planalp, Schaidler, Wagner, Maehl. Nays: 21—Kramer, Lawson, Hue, Lauson, Kollath, O'Brien, Laabs,

Putzer, Robl, Savas, Schwartz, Steber, Shute, Sundquist, Rankin, Troxell, Sievert, Winters, Koziczowski, Webster, Albrecht. Excused: 4—Pawlowski, Arne, Owens and Lace. LOST.

AMENDMENT (10): Add \$5,500 to Winnebago County Circuit Court Branch IV'S Budget (Copy Machine)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$5,500 to the Winnebago County Circuit Court Branch IV's Budget to purchase a copier machine to copy court related documents, Account #100-224, as shown on Page 187 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 5 Bahr, Gose, Wagner, Albrecht and Maehl. Nays: 28. Excused: 5 -Lace, Owens, Pawlowski, Winters and Arne. LOST.

AMENDMENT (11): Add \$7,500 To Other Contract Services Account of the Winnebago County Sheriff's Department Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$7,500 to Other Contract Services Account of the Winnebago County Sheriff's Department Budget to pay usage fee to Information Systems, Account #100-316, as shown on Page 245 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Withdrawn by Supervisor Gose.

AMENDMENT (12): Add \$5,000 to Capital Outlay Account of Sheriff's—Support Services Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$5,000 to the Capital Outlay Ac-

count of the Winnebago County Sheriff's Department—Support Services Budget for a 486 Computer Terminal and Software, Account #100-311, as shown on Page 228 of the Winnebago County Budget Book. This type of computer is being mandated under State Statute Sec. 59.245. The State did not select a vendor and a time table until after budget was submitted.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 27. Nays: 7—Lauson, Kollath, Putzer, Robl, Savas, Steber, Kozickowski. Excused: 4—Owens, Pawlowski, Lace, Arne. **CARRIED.**

AMENDMENT (13): Add \$7,000 to Equipment Rental Account of Winnebago County Sheriff's Administration Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$7,000 to the Equipment Rental Account of the Winnebago County Sheriff's Administration Budget, Account #100-310, as shown on Page 225 of the Winnebago County Budget Book. This money is needed to pay usage fee for communication link with other law enforcement agencies such as the F.B.I. and National Crime Information Center. It is an irreplaceable source of information for checking on records of past violations.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Supervisor Schaidler moved and it was seconded to change the amount from \$7,000 to \$20,000. Schaidler motion lost by voice vote. Vote on amendment: Ayes: 23. Nays: 10—Lawson, Hue, Kollath, Laabs, Putzer, Schaidler, Robl, Schwartz, Steber, Webster. Excused: 5 Owens, Pawlowski, Kramer, Lace, Arne. **CARRIED.**

AMENDMENT (14): Add \$2,306.85 to the 1994 Winnebago County Maintenance Department Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$2,306.85 to the Maintenance Department Budget for the Maintenance Management Program, Account #100-911, as shown on Page 122 of the Winnebago County Budget Book.

Submitted by,
JACQUELYN WAGNER, DISTRICT #19
COUNTY BOARD SUPERVISOR

Motion by Supervisor Wagner and seconded to adopt. Ayes: 28. Nays: 5—Crowley, Laabs, Steber, Troxell, Sievert. Excused: 5 Owens, Pawlowski, Kramer, Lace, Arne. CARRIED.

AMENDMENT (15): Add \$18,000 to Professional Services Account of the Winnebago County Board of Supervisors to Retain the Position of Legislative Consultant

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to add \$18,000 to Account #100-101, as shown on Page 716 of the Winnebago County Budget Book, for the purpose of restoring funding for the Legislative Consultant contract.

Submitted by,
RON J. MONTGOMERY, DISTRICT #15
RAYMOND F. GOSE, DISTRICT #12
ALAN SHUTE, DISTRICT #13
ROBERT LACE, JR., DISTRICT #8
KRISTI WINTERS, DISTRICT #16
COUNTY BOARD SUPERVISORS

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 18—Breister, Bahr, Barker, Diakoff, Gose, King, Lauson, Kollath, Montgomery, O'Brien, Savas, Schwartz, Shute, Rankin, Winters, Koziczkowski, Albrecht, Maehl. Nays: 15—Crowley,

Finch, Kramer, Lawson, Hue, Planalp, Laabs, Putzer, Schaidler, Robl, Steber, Sundquist, Wagner, Troxell, Sievert. Excused: 5—Owens, Pawlowski, Webster, Lace, Arne. **CARRIED.**

AMENDMENT (16): Delete \$20,000 From Winnebago County Airport Administration Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to delete \$20,000 for advertising from Account #510-471, as shown on Page 294 of the Winnebago County Budget Book.

Submitted by,

**RAYMOND F. GOSE, DISTRICT #12
COUNTY BOARD SUPERVISOR**

Supervisor Gose moved and it was seconded to adopt. Supervisor Albrecht moved, Supervisor O'Brien seconded to amend the amount from \$20,000 to \$5,000. **CARRIED BY VOICE VOTE.** Vote on Amendment 16 as amended: Ayes: 29. Nays: 3—Finch, Laabs, Steber. Excused: 6 Lace, Owens, Pawlowski, Schwartz, Arne, Webster. **CARRIED.**

AMENDMENT (17): Delete \$120,000 From WCI Insurance Fund

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to delete \$120,000, Account #630-194, as shown on Page 149 of the Winnebago County Budget Book.

Submitted by,

**RAYMOND F. GOSE, DISTRICT #12
COUNTY BOARD SUPERVISOR**

Motion by Supervisor Gose and seconded to adopt. After discussion, Supervisor Rankin moved the previous question. Ayes: 1 - Gose. Nays: 29. Excused: 8—Crowley, Lace, Owens, Pawlowski, Schwartz, Winters, Arne, Webster. **LOST.**

AMENDMENT (18): Delete \$5,100 From Winnebago County Airport Administration Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to delete \$5,100 for advertising to decrease it from \$40,100 to \$35,000, Account #510-471, as shown on Page 294 of the Winnebago County Budget Book.

Submitted by,
JEANETTE DIAKOFF, DISTRICT #33

Supervisor Diakoff withdrew the amendment.

AMENDMENT (19): Delete \$2,100 From Exhibition Site Budget -Other Improvements

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to delete \$2,100 from Other Improvements of the Exhibition Site Budget, Account #100-740, as shown on Page 612 of the Winnebago County Budget Book.

Submitted by,
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISOR

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 11 - Breister, Bahr, Diakoff, Laabs, Putzer, Robl, Steber, Troxell, Sievert, Winters, Albrecht. Nays: 20. Excused: 7—Crowley, Lace, Owens, Pawlowski, Schwartz, Arne, Webster. LOST.

RESOLUTION NO. 315-1193 - Adopt 1994 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1994 Annual County Budget, a copy of which is incorporated herein by reference, be and same is hereby adopted.

Motion by Supervisor Bahr and seconded to adopt as amended. Motion by Supervisor O'Brien and seconded by Supervisor Montgomery to amend to reduce the total tax levy by applying

\$38,654 of general fund reserves to the 1994 budget. Supervisor Bahr accepted the amendment. Supervisor Lawson moved to adopt the budget on November 16th. No second.

Corporation Counsel Bodnar advised that the board had two options: (1) Come back tomorrow morning and adopt the budget with any amendments after a public hearing is held, or (2) adopt the budget on November 16th. The County Executive has veto power over any amendments, so if the budget is adopted on November 16th, the veto message would not be able to be acted upon until the December 21st meeting, which would be too late for tax bills to be prepared. A special meeting could be called between November 16th and December 21st, if the board wished. Chairman Maehl ruled that the board would meet on Wednesday, November 10, 1993 at 8:30 A.M.

Supervisor Lawson moved and it was seconded to adjourn until Wednesday, November 10, 1993 at 8:30 A.M. Meeting adjourned at 5:10 P.M.

WEDNESDAY, NOVEMBER 10, 1993

Chairman Maehl called the meeting to order at 8:30 A.M. Roll call showed all present except Supervisors Finch, Owens, Crowley and Pawlowski, who were excused. The pledge of allegiance to the flag was given.

PUBLIC HEARING

There were no comments from the public.

AMENDMENT (20): Delete \$23,000 From Miscellaneous Operating Grant Payments—Museums & Arts

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to delete \$23,000 from Miscellaneous Operating Grant Payments Museums & Arts, as shown on Page 731.5 of the Winnebago County Budget Book.

Submitted by,

**GENEVA LAABS, DISTRICT #38
COUNTY BOARD SUPERVISOR**

Motion by Supervisor Laabs and seconded to adopt. Ayes: 11 Bahr, Barker, Planalp, Laabs, Putzer, Savas, Steber, Troxell, Sievert, Winters, Koziczkowski. Nays: 21. Abstention: 1—Gose. Excused: 5—Crowley, Finch, Lace, Owens, Pawlowski. LOST.

AMENDMENT (21): Reduce Total Tax Levy by Applying \$38,654 of General Fund Reserves to 1994 Winnebago County Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1994 Winnebago County General Budget so as to reduce total tax levy by applying \$38,654 of General Fund Reserves to the 1994 Winnebago County Budget.

Submitted by,
PATRICK O'BRIEN, DISTRICT #4
COUNTY BOARD SUPERVISOR

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 29. Nays: 4—Laabs, Putzer, Troxell, Webster. Excused: 5—Crowley, Finch, Lace, Owens and Pawlowski. CARRIED.

RESOLUTION NO. 315-1193 Adopt 1994 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1994 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 Bahr and seconded to adopt as amended. Ayes: 30. Nays: 3—Diakoff, Laabs and Troxell. Excused: 5 Crowley, Owens, Pawlowski, Finch and Lace. CARRIED.

Corporation Counsel Bodnar advised that it will take a two-thirds vote of the entire membership (26 or more votes) to override a veto. An absence will be the same as a "no" vote. He asked supervisors to have any resolutions for the November 16th meeting to him by Noon today.

Supervisor Wagner asked to have the County Fair financial report prior to the budget meeting. She also asked that the budget meetings be returned to October to avoid the time crunch in getting tax bills out. Supervisor Gose stated he did not like the way the personnel were listed in the budget and would like a table of organization added.

Supervisor Sundquist moved and it was seconded to adjourn until Tuesday, November 16, 1993 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:00 A.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their annual meeting held November 8, 9 and 10, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, NOVEMBER 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 present except Supervisor Finch and Supervisor Schaidler.

Supervisor Pawlowski moved and it was seconded to accept the minutes of October 26, 1993. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda but to consider Resolutions No. 328-1193 and 329-1193 first. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of meeting on Employing Sound Personnel Practices in Your County from Wisconsin Counties Association was read and placed on file. Petition for Zoning Amendment from Leslie Powell for change from Ag-1 to R-1 for single-family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Robert J. Harris for change from R-5 and R-2 for single-family residential subdivision was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Hazel N. Thiel for change from P-1 to R-1 for existing home and 8 new lots was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Owens advised the Secretary of the D.N.R. will be at the Courthouse at 10 A.M. on November 19, 1993. She attended a ceremony to honor veterans at the Armory on Veterans Day. Vice-Chairman Albrecht advised that the Executive-Secretary from Wisconsin Countries Association visited Oshkosh as a possible site for their 1996 or 1997 convention. Supervisor Schwartz said there will be a hearing on AB 769 on Thursday in Madison to reduce the distance between group homes from 2500 feet to 500 feet. She asked supervisors to attend at the following group homes: Jackson Heights Group Home, 475 Olson Avenue, Oshkosh on November 30 from 6 P.M. to 8 P.M.; Reichow House, 1135 Reichow Street, Oshkosh on December 2 at 6 P.M.; South Park House, 1035 W. South Park, Oshkosh on December 7 at 6 P.M., and Jefferson House, 1631 Jefferson Street, Oshkosh, on December 9 at 6 P.M.

PUBLIC HEARING

Tom Ziolkowski, 2557 County Trunk GG, Neenah, WI gave a slide presentation to the board on the 1994 budget. He recommended starting the 1995 budget process now and the levy increase should be restricted to the real growth. He suggested the County Board ask the management and employees to find the best way to cut costs. He asked the County Board to rescind their per diem increase as a gesture to the employees.

Renee Reinke, 922 Concordia, Oshkosh, WI represented a group of citizens who are concerned about the Vulcan blasting, dust, diesel fumes, heavy truck traffic and noise and asked that supervisors reconsider Report No. 005 regarding non-metallic mining and make more stringent rules. Walt Chrapla, 721 Mitchell Street, Neenah, WI opposed Resolution 328-1193 and 324-1193. On Resolution 320-1193 he questioned why the error was made and why it wasn't discovered through our financial records. He urged supervisors to ask more questions.

Connie-Owens Schultz, Oshkosh Concerned Taxpayers Alliance, commended County Executive Steinhilber on his conservative approach to County Government. She doesn't think an officer is needed in the Courthouse. She asked on what page of the budget are the unfunded liabilities. Finance Director

Chuck Orenstein stated unfunded liabilities are included in the fringe benefits in each department. They are about \$6,300,000 at 8% interest. Supervisor Owens asked why the retirement fund was not included in balancing the budget. Mr. Orenstein will have information in the next County Board packet on these questions.

Harrison Sturgis, 1605 Oak Ridge Road, Neenah, WI urged adoption of Report No. 5 and Amendatory Ordinance 9-05-93. Carlton Wieckert opposed Report No. 5 regarding the non-metallic mining ordinance and thought it was an unreasonable denial of his rights.

COUNTY BOARD CHAIRMAN'S REPORT

A successful Farm/City banquet at the Expo Center was held with 462 people attending. The profit from the banquet will be divided between the 4-H ambassadors, FFA and Kiwanis Youth Group for their programs. The County Board Christmas Party will be held December 20th at Germania Hall in Menasha.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber stated he attended the veterans' memorial ceremony on Veterans Day which honored World War I veterans and all other veterans. He congratulated the board on completing action on the 1994 budget in record time. He reviewed the amendments and vetoed only two and asked the supervisors to sustain his veto. He has serious misgivings about Amendment #1 to hire an officer for Courthouse security. He will not hire the officer until the surveillance system is installed. He asked for postponement on Resolution No. 324-1193 and asked that Resolution 325-1193 be referred back to committee for more study. He advised there has not been a site selection or analysis of a proper location for a new Huber facility. He would like more information on the sanctions program. We are in the process of negotiating an agreement with Outagamie County for a regional center.

COUNTY EXECUTIVE'S VETO MESSAGE

To The Winnebago County Board of Supervisors:

Pursuant to Section 59.031(6), Wisconsin Statutes, I am hereby returning to the Winnebago County Board of Supervisors Resolu-

tion #315-1193 with my veto to those parts of said Resolution to which I object.

Please be advised that I hereby object to and veto the following Amendments to said Resolution which were adopted by the Winnebago County Board of Supervisors: Amendment #6 and Amendment #15.

Please be advised that I object to and veto the foregoing Amendments to the County Budget for those reasons provided below:

Amendment #6: Add \$1,000 to Automobile Allowance Account of Veterans Services Budget

This Amendment to the General Budget was adopted by the Winnebago County Board of Supervisors for the purpose of reimbursing drivers to transport veterans for medical purposes.

I have no objection to the appropriation of County funds for the purpose of reimbursing volunteers who transport veterans to and from medical appointments. I am vetoing this Amendment, however, in that I believe that the amount of money which the County Board of Supervisors is appropriating for this purpose is excessive after reviewing past annual expenditures from that account. The actual amounts which were spent for reimbursement to volunteers for transportation of veterans to and from medical appointments were as follows:

1990.....	\$1,380.00
1991.....	3,400.00
1992.....	3,923.00

Through November 10, 1993, the Veterans Services Office has reimbursed volunteers in the amount of \$3,163.00 in relationship to transportation provided by those volunteers to veterans. If our expenditures for this account remain constant throughout the rest of the year, it is unlikely that our total expenditures for such purpose for 1993 will exceed \$3,700.00.

The Veterans Service Office made an original request for this account in the amount of \$6,914.00. My budget, as submitted to the Winnebago County Board of Supervisors, requested an appropriation of \$4,914.00 to that account. My original appropriation request exceeds likely expenditures from that account during budget year 1993 by approximately \$1,200.00. If the present Amendment with regard to this fund is enacted, monies

budgeted to this fund will exceed projected 1993 expenditures by \$2,200.00. I cannot envision any rational justification for such an over appropriation to this fund.

If, for some unexplained reason, this fund would become over-drawn during the 1994 budget year, I would have no objection to the transfer of additional funds, as needed, to this fund from either the General Contingency Fund or the General Fund Reserve. Amendment #15: Add \$18,000 to Professional Services Account of the Winnebago County Board of Supervisors to Retain the Position of Legislative Consultant

I have vetoed and object to this Amendment to the 1994 Winnebago County General Budget in that I believe that an expenditure of \$18,000 by Winnebago County for the services of a legislative consultant (lobbyist) are not entirely justified.

In preparing the 1994 Budget, I assessed appropriations in relationship to whether the expenditures related to such appropriations equaled the benefits derived from such an appropriation.

Three Senators represent Winnebago County in the Wisconsin Legislature. Six State Representatives represent constituents from Winnebago County in the Wisconsin Legislature. Senator Michael Ellis, who represents most of the northern part of Winnebago County in the State Senate, is State Majority Leader. Senator Carol Buettner, who represents most of the southern part of Winnebago County in the State Senate, is a Committee Chairman within the State Senate and has considerable influence within that body.

The majority of the State Representatives who represent constituents from Winnebago County in the State Assembly have done so for a number of terms. They bring considerable experience to their positions. In addition, one of these representatives, Carol Owens, is a member of the Winnebago County Board of Supervisors.

I have had no difficulties in contacting any of our State Senators or State Representatives with regard to legislation or problems which affect Winnebago County. All of our State Legislators, when contacted, have been prompt and diligent, if not immediately available, in returning telephone calls or in answering letters. Moreover, most of our State Legislators have been more than eager to initiate and sponsor legislation which is beneficial to Winnebago County.

In addition, Winnebago County is a dues-paying member of the Wisconsin Counties Association. The Wisconsin Counties Association not only advises Winnebago County as to those legislative issues and problems which affect Winnebago County, but that Association also provides legislative consultant and lobbyist services on behalf of Wisconsin's counties.

Our legislators and our Counties Association have been and are effective when properly mobilized. I understand the concern of some Board members that not enough attention is paid to legislative issues affecting us, but I suggest that this can be corrected without the necessity of a lobbyist. In particular, I believe we can augment our influence by appropriate contacts or appearances before legislative committees, when the need arises. I anticipate working with any County Board committee or County Department affected by State legislation for appropriate action when the need arises.

Given the excellent relationship with Winnebago County has with its legislative representatives, and given the service which is provided to Winnebago County as a dues-paying member of the Wisconsin Counties Association, I believe that the services provided to Winnebago County by its Legislative Consultant are largely redundant and unnecessary. While sponsors of this Amendment would argue that the services provided by our Legislative Consultant are beneficial to the County, it is my view that the costs of any benefits derived from this service are not commensurate with the cost incurred to provide such service. In these times of tax levy limits, growing mandated services and reduced sharing of governmental revenues, it is imperative that duplicative services be eliminated. Consequently, I believe that I have an obligation to the taxpayers of this County to veto Amendment #15 to the 1994 Winnebago County General Budget in that it continues to appropriate funds for the provision of a largely duplicative and redundant service.

Respectfully submitted,
Jack D. Steinhilber
Winnebago County Executive

COUNTY EXECUTIVE'S APPOINTMENT

APPOINTMENT TO CITY OF OMRO TID #6

County Executive Steinhilber presented the name of Charles H. Green, 3936 Highland Shores Lane, Oshkosh, WI 54904 as his appointee to the City of Omro TID #6. Motion by Supervisor Lauson and seconded to accept. **CARRIED BY VOICE VOTE.**

ZONING REPORTS & ORDINANCES

REPORT NO. 011. A report from Planning & Zoning Committee re: text amendment to Section 17.28, Winnebago County Town/County Zoning Ordinance, to establish reasonable standards for sign placement. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10-25-93. A request from Winnebago County Planning & Zoning Committee for text amendment to Section 17.28, Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to R-2 to create two single-family lots. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11-01-93. A request from Stephen P. Jansen for change from A-2 (General Farming District) to R-2 (Suburban Residential Dist., single-family, subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to highway business for existing mini-warehouses. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11-02-93. A request from Elgene A. Hesselman for zoning change from B-3 (General Business District) to B-3 (HB) (General Business District, Highway Business Overlay). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to highway business for landscape business. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11-03-93. A request from Rodney Wilson & Glenn McCann for zoning change from A-1 (Agri-Business District) to B-3 (HB)(General Business District, Highway Business Overlay). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to R-3 (duplex) for a duplex subdivision. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11-04-93. A request from Ronald L. Jones for zoning change from A-2/B-2/R-2 (Agri-Bus./Gen. Farming/Single-family Subdivided) to R-3 (Two-Family Residential District). Motion by Supervisor Sievert to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 005. A report from Planning & Zoning Committee re: text amendment to delete and recreate Section 17.19, Winnebago County Town/County Zoning Ordinance (Mineral Extraction). Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.** One nay vote: Bahr.

AMENDATORY ORDINANCE NO. 11-05-93. A request from Planning & Zoning Committee for text amendment to delete and recreate Section 17.19, Winnebago County Town/County Zoning Ordinance (Mineral Extraction). Motion by Supervisor Sievert and seconded to adopt. Supervisor Sievert moved and it was seconded to amend line 96 to state "50 feet". **CARRIED BY VOICE VOTE.** One nay vote: Montgomery. Vote on amendatory ordinance as amended: Ayes: 30. Nays: 6—Bahr, Kramer, Lace, Montgomery, Pawlowski, Sundquist. Excused: 2—Finch and Schaidler. **CARRIED AS AMENDED.**

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 315-1193: RECONSIDERATION BY WINNEBAGO COUNTY BOARD OF SUPERVISORS OF THOSE PORTIONS OF ADOPTED 1994 WINNEBAGO COUNTY GENERAL BUDGET RESOLUTION VETOED BY WINNEBAGO COUNTY EXECUTIVE****Amendment #6: Add \$1,000 to Automobile Allowance Account of Veterans Services Budget**

Motion by Supervisor Maehl and seconded to override the veto. Two-thirds of membership required. Ayes: 15—Bahr, Barker, Diakoff, Gose, Kramer, Lauson, Kollath, Lace, O'Brien, Owens, Pawlowski, Savas, Schwartz, Winters and Arne. Nays: 21—Breister, Crowley, Lawson, Hue, King, Montgomery, Planalp, Laabs, Putzer, Robl, Steber, Shute, Sundquist, Rankin, Wagner, Troxell, Sievert, Koziczkowski, Webster, Albrecht and Maehl. Excused: 2—Finch and Schaidler. LOST.

After clarification by the Chairman that an "aye" vote is to override the veto and a "nay" vote is to sustain the veto, a motion was made by Supervisor Diakoff and seconded to reconsider. Vote to reconsider—Ayes: 23—Bahr, Barker, Diakoff, Gose, Kramer, Lawson, Hue, King, Lauson, Kollath, Lace, Montgomery, O'Brien, Owens, Pawlowski, Schwartz, Wagner, Troxell, Sievert, Winters, Arne, Albrecht and Maehl. Nays: 13—Breister, Crowley, Planalp, Laabs, Putzer, Robl, Savas, Steber, Shute, Sundquist, Rankin, Koziczkowski and Webster. Excused: 2—Finch and Schaidler. CARRIED.

Second Vote on Amendment #6—Ayes: 13—Bahr, Diakoff, Gose, King, Lauson, Kollath, Lace, O'Brien, Owens, Savas, Schwartz, Winters and Arne. Nays: 23—Breister, Barker, Crowley, Kramer, Lawson, Hue, Montgomery, Planalp, Pawlowski, Laabs, Putzer, Robl, Steber, Shute, Sundquist, Rankin, Wagner, Troxell, Sievert, Koziczkowski, Webster, Albrecht and Maehl. Excused: 2—Finch and Schaidler. VETO SUSTAINED. TWO-THIRDS NEEDED TO OVERRIDE.

Amendment -15: Add \$18,000 to Professional Services Account of the Winnebago County Board of Supervisors to Retain the Position of Legislative Consultant.

Motion by Supervisor Maehl and seconded to override veto. Ayes: 19—Breister, Bahr, Barker, Diakoff, Gose, Kramer, King, Lauson, Kollath, Lace, Montgomery, O'Brien, Pawlowski, Savas, Schwartz, Shute, Rankin, Wagner and Winters. Nays: 17—Crowley, Lawson, Hue, Planalp, Owens, Laabs, Putzer, Robl, Steber, Sundquist, Troxell, Sievert, Arne, Koziczkowski, Webster, Albrecht and Maehl. Excused: 2—Finch and Schaidler. **VETO SUSTAINED. TWO-THIRDS NEEDED TO OVERRIDE.**

**WINNEBAGO COUNTY
1994 BUDGET REPORT SUMMARY**

DIVISION	EXPENSE	REVENUE	ADJUST.	LEVY
ADMINISTRATION	5,286,300	2,689,538	189,951	2,786,713
PUBLIC SAFETY	12,064,905	2,236,118	188,000	10,016,787
TRANSPORTATION	11,235,491	8,689,711	(1,108,424)	1,437,356
HEALTH & HUMAN SERVICES	48,207,178	35,591,536	(1,685,974)	10,929,668
EDUCATION, CULTURE, & RECREATION	2,562,745	857,216	0	1,705,529
PLANNING & ENVIRONMENT	12,218,369	8,593,540	(3,093,378)	531,451
DIVISIONAL TOTAL	91,574,988	58,657,659	(5,509,825)	27,407,504
OTHER	EXPENSE	REVENUE	ADJUST.	LEVY
BOARD OF SUPERVISORS	261,967	0	0	261,967
COUNTY AUDITOR	71,500	0	0	71,500
SAFETY BUILDING BOARD	3,100	1,550	0	1,550
CONCESSIONS	5,500	6,500	1,000	0
DEBT SERVICE	1,716,695	122,000	(8,152)	1,586,543
CAPITAL PROJECTS	477,883	0	(477,883)	0
UNCLASSIFIED	2,225,403	4,831,238	(256,528)	(2,862,363)
CHARITABLE & PENAL CHARGES	(27,395)	0	0	(27,395)
OTHER TOTAL	4,734,653	4,961,288	(741,563)	(968,198)
GRAND TOTAL	96,309,641	63,618,947	(6,251,388)	26,439,306

RESOLUTION NO. 316-1193: Request DNR to Designate Winnebago County Portion of Fond du Lac to Berlin Trail as a "State" Recreation Trail

WHEREAS, the Chicago and Northwestern Railway Company has abandoned a rail line between the City of Fond du Lac and City of Ripon; and

WHEREAS, Fond du Lac, Green Lake and Winnebago Counties presently operate a recreation trail on the former Chicago, Milwaukee, St. Paul & Pacific Railroad right-of-way between Ripon and Berlin; and

WHEREAS, the Wisconsin Department of Natural Resources is interested in working with all three counties to recreate a 27.5 mile multipurpose state park trail linking both of the above mentioned railroad right-of-ways; and

WHEREAS, Chapter 23.175 of the Wisconsin Statutes, and Natural Resources Administrative Code NR 51.73 (3) provides for the designation of "State" recreation trails; and

WHEREAS, the Winnebago County portion of the Fond du Lac to Berlin recreation trail meets the criteria for "State" trail designation in that it is accessible to urban areas; within close proximity of areas of significant natural beauty; provides connections to other trails; is of a sufficient width to provide for designated recreation purposes; is likely to receive significant public use as determined by the Statewide Comprehensive Outdoor Recreation Plan and there is continued successful management and operation of these trails at a County level; and

WHEREAS, State Trail designation will enhance tourism and local opportunities for outdoor recreation in Winnebago, Fond du Lac, and Green Lake Counties.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Board of Supervisors does hereby request that the State Natural Resources Board designate the Winnebago County portion as well as the entire recreation trail corridor known as the Fond du Lac to Berlin trail as a "State" recreational trail.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 34. Nays: 0. Abstained: 1—King. Absent 1—Putzer. Excused: 2—Finch & Schaidler. CARRIED.

RESOLUTION NO. 317-1193 - Authorize Approval and Listing for Sale of Real Estate Adjacent to Black Wolf Boat Landing

WHEREAS, Winnebago County owns a parcel of property in the Town of Black Wolf, adjacent to the Black Wolf Boat Landing, which is described below; and

WHEREAS, your undersigned Committee and the Winnebago County Parks Director have determined that continued ownership of said property by Winnebago County is not necessary in relationship to the ownership of the Black Wolf Boat Landing.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Parks Director proceed to have the property described below appraised and listed for sale:

A part of Government Lot Three (3) of Fractional Section Twenty-eight (28), Township Seventeen (17) North, Range Seventeen (17) East, Town of Black Wolf, Winnebago County, Wisconsin containing 0.912 Acres of land and being described by: Commencing at the Northwest Corner of the Southeast Quarter (SE1/4) of said Fractional Section 28, thence South 1086.86 feet previously recorded as S. 00o52' W, along the West line of the SE1/4 of said Fractional Section 28, thence N. 89o52'46" E. 50.00 feet to a point on the East right-of-way line of U.S.H. "45" per Highway Project No. 2468 and the true point of beginning, thence continuing N. 89o52'46"E. 165.00 feet along a line that is parallel to the South line of Government Lot 3 of said Fractional Section 28, thence South 240.85 feet along a line that is parallel to the West line of the SE1/4 of said Fractional Section 28 to a point on a line that is 29.00 feet North of the South line of Government Lot 3 of said Fractional Section 28, thence S. 89o52'46"W. 165.00 feet along a line that is 29.00 feet North of and parallel to the South line of Government Lot 3 of said Fractional Section 28 to a point on the East right-of-way line

of U.S.H. "45" per Highway Project No. 3468, thence North 240.85 feet recorded as 241' feet along the East right-of-way line of U.S.H. "45" per Highway Project No. 3468 to the true point of beginning.

The above described lot being subject to easements for the purpose of ingress and egress recorded in Document No. 496105 and Document No. 499445 of Deed; in the Winnebago County Register of Deeds Office.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Schaidler & Finch. **CARRIED.**

RESOLUTION NO. 318-1193: Authorize Sale of Remnant Property to Jerry A. Haen d/b/a Van's Realty and Construction, Inc.

WHEREAS, Jerry A. Haen d/b/a Van's Realty and Construction, Inc., made an offer to Winnebago County to purchase 0.433 acres, more or less, of remnant property from the Tri-County Expressway Project in the Town of Menasha from Winnebago County for the appraised price of \$10,700; and

WHEREAS, your undersigned Committee believes it to be in the best interest of Winnebago County that said property be sold to Jerry A. Haen d/b/a Van's Realty and Construction, Inc., for the above price.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the sale of property described as follows to Jerry A. Haen d/b/a Van's Realty and Construction, Inc., for the sum of \$10,700, and that a Warranty Deed be provided to said purchasers upon the payment of said sum to Winnebago County:

All of that part of Government Lot 2 of Section 10, T20N, R17E, Town of Menasha, Winnebago County, Wisconsin, bounded and described as follows:

Commencing at the E 1/4 corner of said Sec. 10, thence NOo41'56" W along the E line of the NE 1/4 of said Sec. 10 a distance of 557.58 ft., thence S89o18'4" W 582.74 ft. to the

intersection with the Westerly right-of-way of State Highway 441 being the point of beginning, thence S46o2'2" W along said right-of-way 274.82 ft. to the intersection with the E line of Lot 1, Block 6, 4th Addition to Pages Bay Plat, thence N0o39'50" W along said E line 188.9 ft. to the NE corner of said Lot 1, thence N89o27'19" E along the S line of Frances Street a distance of 200 ft. to the point of beginning containing 0.433 acres, more or less.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 34. Nays: 0. Abstained: 1—Lace. Excused: 3—Finch, Schaidler, and Lawson CARRIED.

RESOLUTION NO. 319-1193: Amend County Board Policy As To Funding Of Unbudgeted Items

BE IT RESOLVED by the Winnebago County Board of Supervisors that all budgeted funds not spent by Departments continue to be returned to the General Fund.

BE IT FURTHER RESOLVED that all additional funding for unbudgeted funding requests shall be made from the General Fund undetermined balance.

Submitted by:

**JOHN PLANALP, DISTRICT #18
COUNTY BOARD SUPERVISOR**

Motion by Supervisor Planalp and seconded to adopt. Ayes: 24. Nays: 10—Gose, Hue, King, Kollath, Schwartz, Shute, Sundquist, Rankin, Albrecht and Maehl, Excused: 2—Finch, Kramer, Lauson, Schaidler. CARRIED.

RESOLUTION NO. 320-1993: Authorize Extension of Industrial Development Board Loan to City of Oshkosh

WHEREAS, on October 20, 1989, Winnebago County, on behalf of the Winnebago County Industrial Development Corporation, by and through its Board of Directors, entered into a loan agreement with the City of Oshkosh whereby it loaned the

City of Oshkosh the amount of \$100,000 for the construction of a commercial building in the Oshkosh Southwest Industrial Park, and

WHEREAS, said loan shall be due and payable in full on the 5th anniversary of said loan, September 20, 1994; and

WHEREAS, the City of Oshkosh has requested an extension of the due date of said loan agreement for an additional year, with interest upon said loan to continue at the previous interest of 5.25%.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an extension of the due date of the loan agreement entered into on September 20, 1989 between Winnebago County on behalf of its Winnebago County Industrial Development Corporation, and the City of Oshkosh for one additional year, with the final payment upon the principal of the loan to now be due on September 20, 1995.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the interest rate upon said loan shall continue at the rate of 5.25% per year.

Submitted by:

INDUSTRIAL DEVELOPMENT BOARD

Withdrawn by Chairman Maehl.

RESOLUTION NO. 321-1193: Disallow Claim of Robert L. Ray - ASCS Office

WHEREAS, your Personnel and Finance Committee has had the claim of Robert L. Ray—ASCS Office referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Robert L. Ray—ASCS Office dated July 13, 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: 35. Nays: 0. Excused: 3—Lauson, Finch and Schaidler. CARRIED.

RESOLUTION NO. 322-1193: Disallow Claim of Douglas W. Reinhardt

WHEREAS, your Personnel and Finance Committee has had the claim of Douglas W. Reinhardt referred to it for attention; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Douglas W. Reinhardt dated October 14, 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

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 1—Gose. Excused: 4—Lauson, O'Brien, Finch and Schaidler. CARRIED.

RESOLUTION NO. 323-1193: Oppose Federal or State Mandated Metric System Utilization by the Highway Department

WHEREAS, in 1988 Congress amended the Metric Conversion Act of 1975 to require each federal agency to utilize the metric system of measurement in its procurements, grants and other business-related activities to the extent economically feasible by the end of fiscal year 1992; and

WHEREAS, the Federal Highway Administration is currently requiring programs with the Wisconsin Department of Transportation including all standards, plans, specifications and estimates, related software manuals, federal aid documents, etc. for projects bid after September 30, 1996 to be converted to the metric system; and

WHEREAS, the Federal Highway Administration also intends to require all distance, weight, and speed limit signs to be converted to the metric system; and

WHEREAS, the Wisconsin Department of Transportation is currently in the process of converting to the metric system; and

WHEREAS, the cost of converting to the metric system in the State of Wisconsin alone may exceed \$14 Million; and

WHEREAS, in these times of fiscal restraint, it is more important to use public funds available for transportation programs that are vitally necessary like highway maintenance and improvements.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Board of Supervisors opposes any Federal or State regulations requiring the Winnebago County Highway Department to convert highway measurements and specifications to the metric system without full funding; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Board of Supervisors send a copy of the Resolution to the Federal Highway Administration, U.S. Secretary of Commerce, Congressman Thomas Petri and Senators Russ Feingold and Herbert Kohl, Governor Tommy Thompson, the Wisconsin Department of Transportation and the Wisconsin Counties Association.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 30. Nays: 6—Kollath, Troxell, Sievert, Winters, Arne and Kozickowski. Excused: 2—Finch and Schaidler. CARRIED.

RESOLUTION NO. 324-1193: Authorize Continued Planning and Financing For Huber Law Facility

WHEREAS, your undersigned Committees have determined that there is a continued and present need for the construction of a Huber Law facility which would be used for the incarceration of Huber Law prisoners in Winnebago County; and

WHEREAS, Sauk County has constructed such a facility.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Planning Director to obtain plans of the Huber Law facility constructed in Sauk County, Wisconsin.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Finance Department to take whatever actions are necessary to arrange for bond financing during the 1994 calendar year for the purpose of financing the costs of construction of a Huber Law facility within Winnebago County.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE
AND
PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Planalp and seconded to amend Line 18 to strike "during the 1994 calendar year" and insert "at the earliest instance". Vote on Amendment: Ayes: 22—Breister, Barker, Crowley, Diakoff, Lauson, Kollath, Lace, Planalp, O'Brien, Owens, Laabs, Savas, Schwartz, Shute, Rankin, Wagner, Troxell, Sievert, Arne, Koziczowski, Albrecht and Maehl. Nays: 13—Gose, Kramer, Lawson, Hue, King, Montgomery, Pawlowski, Putzer, Robl, Steber, Sundquist, Winters and Webster. Excused: 3—Finch, Schaidler and Bahr. CARRIED. Motion by Supervisor Putzer and seconded to layover. Vote to layover: Ayes: 15—Breister, Kramer, Kollath, Pawlowski, Laabs, Putzer, Robl, Savas, Schwartz, Steber, Sundquist, Rankin, Troxell, Webster and Albrecht. Nays: 20—Barker, Crowley, Diakoff, Gose, Lawson, Hue, King, Lauson, Lace, Montgomery, Planalp, O'Brien, Owens, Shute, Wagner, Sievert, Winters, Arne, Koziczowski, Maehl. Excused: 3—Finch, Schaidler and Bahr. LOST. Vote on Resolution as amended: Ayes: 29. Nays: 6—Montgomery, Pawlowski, Schwartz, Steber, Troxell and Albrecht. Excused: 3—Finch, Schaidler and Bahr. CARRIED.

RESOLUTION NO. 325-1193: Eliminate Hay Plan

BE IT RESOLVED by the Winnebago County Board of Supervisors that the Hay Plan is hereby eliminated as a factor for determining salaries with relationship to the Winnebago County Administrative Pay and Salary Schedule.

Submitted by:

EUGENE TROXELL, DIST. #22
JOHN PLANALP, DIST. #18
ROBERT PUTZER, DIST. #20
JOHN SCHAIDLER, DIST. #28
DONALD STEBER, DIST. #9
RAYMOND GOSE, DIST. #12
COUNTY BOARD SUPERVISORS

Motion by Supervisor Troxell and seconded to adopt. Motion by Supervisor Owens and seconded to refer to the Personnel & Finance Committee. Motion to refer: Ayes: 30. Nays: 4—Breister, Lawson, Putzer and Steber. Excused: 4—Finch, Schaidler, Lace and Bahr. REFERRED TO PERSONNEL & FINANCE COMMITTEE.

RESOLUTION NO. 326-1193: Authorize Execution of Easement to Wisconsin Electric Power Company, Wisconsin Bell, Inc. and Cablevision of Fox Cities

WHEREAS, as a part of the process of construction of the new Winnebago County Human Services Building in the City of Neenah, it is necessary to grant an easement to the Wisconsin Electric Power Company, Wisconsin Bell, Inc. and Cablevision of Fox Cities, for the purpose of allowing those utilities to install, maintain and replace underground utility facilities, conduits and cables, electric pad-mounted transformers, concrete slabs, secondary power pedestals, riser equipment, terminals and markers and other appurtenant equipment under ground and above ground as deemed necessary to transmit electric energy signals, television and telecommunication services.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to execute a permanent easement to the Wisconsin Electric Power Company, Wisconsin Bell, Inc. and Cablevision of Fox Cities, upon that property described below, for the purpose of providing those utility services as were described above:

A strip of land of various widths being part of Lot 6 and 12, Block 9 and Assessor's Plat of Block 9, Jones' Plat of The Island,

a subdivision of part of Section 22, Township 20 North, Range 17

East, City of Neenah, Winnebago County, Wisconsin.

Submitted by:

JACQUELYN WAGNER, DISTRICT #19
COUNTY BOARD SUPERVISOR

Motion by Supervisor Wagner and seconded to adopt. Ayes: 33. Nays: 1—Steber. Excused: 4—Finch, Schaidler, Breister and Bahr. CARRIED.

RESOLUTION 327-1193: Authorize Transfer of \$12,000 From Equipment Repairs Account of Winnebago County Sheriff's Department Budget to the Capital Outlay Account of the 1993 Winnebago County General Budget

WHEREAS, the Communications Division of the Winnebago County Sheriff's Department needs a meter/counter and associated equipment to set voice levels on digital microwave equipment and to check such levels on a continuing basis; and

WHEREAS, funds for such equipment were originally mistakenly budgeted in the Equipment Repairs Fund of the Winnebago County Sheriff's Department Budget, as opposed to the Capital Outlay Fund of such budget by accident.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$12,000 from the Equipment Repairs Fund, Account #100-316-55242, to the Capital Outlays Fund, Account #100-316-58150 of the 1993 Winnebago County General Budget

for the purpose of acquiring a meter/counter and associated equipment to set appropriate voice levels and to monitor voice levels on digital microwave equipment.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

AND

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Vote required: two-thirds of membership. Ayes: 33. Nays: 0. Excused: 5 - Breister, Bahr, Finch, Planalp, Schaidler. **CARRIED.**

RESOLUTION NO. 328-1193: Award the Sale of \$2,385,000 General Obligation Promissory Notes, Series 1993A; Providing the Form of the Notes; and Levying a Tax in Connection Therewith

WHEREAS, October 26, 1993, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted a resolution entitled: "Resolution Authorizing the Borrowing of \$2,385,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes, Series 1993A Therefor" (the "Authorizing Resolution") which authorized the issuance of general obligation promissory notes for the purpose of paying a portion of the cost of acquiring computer equipment; constructing highway improvements; constructing a human services office building; constructing taxiway extensions, a service road and runway markings at the County Airport; acquiring land, vehicles and equipment; and paying issuance costs (the "Project"); and

WHEREAS, pursuant to the Authorizing resolution, the County, in consultation with the County's financial advisor, Firstar Bank Milwaukee, N.A., caused an Official Statement and other offering materials to be prepared and distributed with respect to the Notes.

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

Section I. Authorization of the Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.12(12) of the Wisconsin Statutes, the principal sum of TWO MILLION THREE HUNDRED EIGHTY-FIVE

THOUSAND DOLLARS (\$2,385,000) from Firststar Bank Milwaukee, N.A. and Banc One Capital Corporation in Association with M & I Western State Bank of Oshkosh (the "Purchaser") in accordance with the terms and conditions of its purchase proposal attached hereto as Exhibit A and incorporated herein by this reference.

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 Purchasers for, on behalf of and in the name of the County, general obligation promissory notes aggregating the principal amount of TWO MILLION THREE HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$2,385,000) (the "Notes") for the sum of TWO MILLION THREE HUNDRED SEVENTY-THREE THOUSAND NINE HUNDRED NINETY DOLLARS (\$2,373,990), plus accrued interest to the date of delivery.

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes, Series 1993A"; shall be dated December 1, 1993; 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 December 1 of each year, in the years and principal amounts as follows:

Year	Principal Amount	Interest Rate
1994	\$125,000	3.35%
1995	125,000	3.50
1996	150,000	3.50
1997	150,000	3.60
1998	150,000	3.75
1999	150,000	3.90
2000	150,000	4.10
2001	150,000	4.20
2002	650,000	4.30
2003	585,000	4.40

Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 1994.

Section 4. Redemption Provisions. At the option of the County, the Notes maturing on December 1, 2000 and thereafter shall be subject to redemption prior to maturity on December 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 5. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit B and incorporated herein by this reference.

Section 6. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years and in the amounts as follows:

Levy Year	Amount
1993	\$221,827.50
1994	217,640.00
1995	238,265.00
1996	233,015.00
1997	227,615.00
1998	221,990.00
1999	216,140.00
2000	209,990.00
2001	703,690.00
2002	610,740.00

The direct annual irrepealable tax hereby levied shall be carried onto the tax roll and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected. So long as any part of the principal of or interest on the Notes remains unpaid, the tax hereinabove levied shall be and continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in

any year by the amount of any surplus in the Debt Service Fund Account created by Section 7 hereof.

Section 7. Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$2,385,000 Winnebago County General Obligation Promissory Notes, Series 1993A dated December 1, 1993", which fund account shall be used solely for the purpose of paying the principal of and interest on the Notes. There shall be deposited in said fund account all accrued interest paid on the Notes at the time the Notes are delivered to the Purchaser, any premium, all money raised by taxation pursuant to Section 6 hereof and all other sums as may be necessary to pay principal of and interest on the Notes as the same becomes due. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Notes and shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished.

Section 8. Borrowed Money Fund. 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 9. Arbitrage Covenant. The County shall not take any action with respect to the Note Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Notes (the "Closing"), would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Note Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Notes remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Notes, whether such

moneys were derived from the Note Proceeds or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of the Code of Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Note Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 10. Additional Tax Covenants; 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 1993 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 11. Execution of the Notes. The Notes shall be issued in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the delivery of the Notes, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute and deliver all documents as may be necessary and convenient to effectuate the Closing.

Section 12. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by Firststar Trust Company, Milwaukee, Wisconsin, which is hereby appointed as the District's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit C and incorporated herein by this reference.

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

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

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

The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by the Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Letter of Representations on file in the County Clerk's office. The County Clerk or other authorized representative of the County is authorized and directed to execute such Letter of Representations and deliver it to DTC on behalf of the County.

Section 15. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Vote required: three-fourths of membership. Ayes: 34. Nays: 2 Pawlowski and Putzer. Excused: 2—Finch and Schaidler.
CARRIED

RESOLUTION 329-1193: Award the Sale of \$2,525,000 General Obligation Refunding Bonds, Series 1993B; Providing The Form of the Bonds; and Levying a Tax in Connection Therewith

WHEREAS, pursuant to a resolution adopted on October 26, 1993 (the "Authorizing Resolution"), the County Board of Supervisors of Winnebago County, Wisconsin (the "County") authorized the issuance of not to exceed \$2,525,000 General Obligation Refunding Bonds for the purpose of paying the cost of refinancing certain of the County's outstanding obligations, to wit: \$3,800,000 General Obligation Promissory Notes, Series 1989A, dated July 1, 1989 (the "1989 Notes") (hereinafter the refinancing of the County's outstanding obligations shall be referred to as the "Refunding"); and

WHEREAS, the 1989 Notes were issued for the purpose of road construction, repair and improvement and reimbursing the County for funds expended in anticipation of borrowing to construct and equip a utility office building and a methane gas collection system (the "1989 Project"); and

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the 1989 Notes for the purpose of achieving an interest cost savings; and

WHEREAS, counties are authorized by the provisions of Chapter 67 of the Wisconsin Statutes to borrow money and to issue general obligation refunding bonds for the purpose of refinancing their outstanding obligations; and

WHEREAS, pursuant to the Authorizing Resolution, the County, in consultation with the County's financial advisor, Firstar Bank Milwaukee, N.A., caused an Official Statement and other offering materials to be prepared and distributed with respect to the refunding bonds; and

WHEREAS, the County Board of Supervisors now deems it to be necessary, desirable and in the best interest of the County to award the sale of its general obligation refunding bonds to Firstar Bank Milwaukee, N.A. and Banc One Capital Corporation in association with the First National Bank-Fox Valley and Valley Bank of Oshkosh (the "Purchasers").

Section 1. Authorization of the Bonds. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Section 67 of the Wisconsin Statutes, the principal sum of TWO MILLION FIVE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$2,525,000) from the Purchasers in accordance with the terms and conditions of its purchase proposal attached hereto as Exhibit A and incorporated herein by this reference.

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 Purchasers for, on behalf of and in the name of the County, general obligation refunding bonds aggregating the principal amount of TWO MILLION FIVE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$2,525,000) (the "Bonds") for the sum of TWO MILLION FIVE HUNDRED THIRTEEN THOUSAND ONE HUNDRED FIFTY DOLLARS (\$2,513,150), plus accrued interest to the date of delivery.

Section 3. Terms of the Bonds. The Bonds shall be designated "General Obligation Refunding Bonds, Series 1993B"; shall be dated December 1, 1993; 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 December 1 of each year, in the years and principal amounts as follows:

Year	Principal Amount	Interest Rate
1994	\$475,000	3.125%
1995	475,000	3.200
1996	500,000	3.250
1997	525,000	3.500
1998	550,000	3.750

Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 1994.

Section 4. Redemption Provisions. The Bonds shall be non-callable.

Section 5. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit B and incorporated herein by this reference.

Section 6. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years and in the amounts as follows:

Levy Year	Amount
1993.....	\$560,293.75
1994.....	545,450.00
1995.....	555,250.00
1996.....	564,000.00
1997.....	570,625.00

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 for the Bonds created below.

Section 7. Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$2,525,000 Winnebago County General Obligation Refunding Bonds, Series 1993B dated December 1, 1993", 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 otherwise extinguished, and shall at all times be invested in a manner that conforms with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any applicable income tax regulations (the "Regulations").

Section 8. Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into an account separate and distinct from all other funds and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Bonds.

Section 9. Arbitrage Covenant. The County shall not take any action with respect to the Bond Proceeds which, if 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 Code and the Regulations.

The Bond Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Bonds remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Bonds, whether such moneys were derived from 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 10. 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 throughout their term.

The County does not anticipate that it will qualify for any exemption from the rebate requirements of the Code. Accordingly, the County hereby covenants and agrees that there shall be paid from time to time all amounts to be rebated to the United States pursuant to Section 148(f) of the Code and any applicable Regulations. This covenant and agreement shall survive payment in full or defeasance of the Bonds. In order to fulfill such covenant and agreement, the County is hereby authorized to employ independent accountants, consultants or attorneys to assist in determining the rebate amounts.

The County hereby covenants that it is a governmental unit with general taxing powers and that the Bonds are not "private activity bonds" as defined in Section 141 of the Code.

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 as of the Closing.

Section 11. Rebate Fund. If necessary, the County shall establish and maintain, so long as the Bonds are outstanding, a separate account to be known as the "Rebate Fund". The County hereby covenants and agrees that it shall pay from the Rebate Fund the rebate amounts calculated pursuant to the provisions of the Code and Regulations to the United States of America.

Amounts held in the Rebate Fund and the investment income therefrom are not pledged as security for the Bonds and may only be used to pay amounts to the United States.

The County shall maintain or cause to be maintained records of such calculations and shall make such records available upon reasonable request therefor.

The County hereby agrees it will disburse all moneys in the Rebate Fund to the United States of America at the times and in the manner set forth in any applicable Regulations proposed or promulgated thereunder.

Section 12. Execution of the Bonds. The Bonds shall be prepared in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, sealed with its official or corporate seal, if any, or a facsimile thereof and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the delivery of the Bonds, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute all documents as may be necessary and convenient for effectuating the Closing.

Section 13. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by Firststar Trust Company, Milwaukee, Wisconsin, which is hereby appointed as the District's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit C and incorporated herein by this reference.

Section 14. 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 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 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 Note 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 15. 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 other authorized representative of the County is authorized and directed to execute such Letter of Representations and deliver it to DTC on behalf of the County.

Section 16. Escrow Agent; Escrow Agreement; Escrow Account. Firststar Trust Company, Milwaukee, Wisconsin is hereby appointed Escrow Agent for the County, for the purpose of ensuring the payment of the principal of and interest on the 1989 Notes.

The Chairperson and County Clerk are hereby authorized and directed to execute an escrow agreement substantially in the form attached hereto as Exhibit D (the "Escrow Agreement") (such form may be modified by said officers prior to execution, the execution of such agreement by said officers to constitute full approval of the County Board of Supervisors of any such modifications), with the Escrow Agent, for the purpose of effecting the provisions of this Resolution.

The Bond Proceeds allocable to refunding the 1989 Notes, other than any premium and accrued interest which shall be deposited in the aforementioned Debt Service Fund Account, shall be deposited in a refunding escrow account which is hereby created with the Escrow Agent, pursuant to the Escrow Agreement, for the purpose of retaining the required amount of cash, if any, and acquiring the United States obligations provided for in the Escrow Agreement.

Upon transfer of the Bond Proceeds and any other necessary funds allocable to refunding the 1989 Notes to the Escrow Account, the taxes heretofore levied to pay debt service on the 1989 Notes shall be abated to the extent such transfer together with investment earnings thereon is sufficient to pay the principal of and interest on the 1989 Notes, but such abatement shall not affect the County's pledge of its full faith, credit and resources to make such payments. The refunding escrow account created by the Escrow Agreement shall hereinafter serve as the debt service (or sinking) fund for the 1989 Notes. The Escrow Agent

shall serve as custodian of said debt service (or sinking) funds.

Section 17. Redemption of the 1989 Notes. The County Board of Supervisors hereby calls the 1989 Notes due on and after December 1, 1995 for redemption on December 1, 1994. The County hereby directs the Escrow Agent appointed above to cause a notice of redemption, in substantially the form attached to the Escrow Agreement, to be provided at the times and in the manner provided thereon.

Section 18. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Vote required: two-thirds of majority. Ayes: 36. Nays: 0. Excused: 2 Finch and Schaidler. CARRIED.

RESOLUTION 330-1193: Cancellation of Tax Certificates

WHEREAS, Ruth H. Bradley, County Treasurer, has requested the following tax certificates be canceled for the reasons hereinafter indicated:

- (1) Parcel #010-0815, Tax of 1991, Town of Neenah, Dieners Plat, N 20 ft of Lot 6, because of double assessment—\$196.28
- (2) Parcel #010-1606, Tax of 1987—1991, Town of Neenah, Assessors Plat No. 4, Pt Lot 22 com SW cor Lot 27 POB N18dg48E 79.19 ft W 120 ft S18dg48W 79.19 ft E 120 ft to POB, erroneous assessment (landlocked)—1987—\$85.02, 1988—\$92.84, 1989 \$97.40, 1990—\$104.79, 1991—\$110.95

- (3) Parcel #010-1632, Tax of 1991, Town of Neenah, Mandella Estates, Lot 14, erroneous assessment—\$2,730.98
- (4) Parcel #012-0377-04, Tax of 1990—1991, Town of Nekimi, Section 21/17/16, Part NW SW Com intr N L & CL of Hwy W 252.1 ft S 16dg W 84 ft Sely to pt in CL 105 ft Swly of Beg Nely to Beg, Tax Exempt—1990—\$109.92, 1991—\$111.70.
- (5) Parcel #024-0559-02, Tax of 1986—1988 and 1990, Town of Utica, Section 26/17/15, Part W1/4 NE SE lyg N & W of Hwy N exc D455924, non-existent parcel—1986—\$9.50, 1987—\$10.28, 1988 \$11.00, 1990—\$11.68
- (6) Parcel #030-0879-01, Tax of 1985 & 1986, Town of Winneconne, FH Hulls Addn to Butte Des Morts, W 10 ft of Lot 4 & vac Hull Ave adj Blk 8, double assessment—1985—\$62.70, 1986 -\$66.38
- (7) Parcel #032-0096-07, Tax of 1989, Town of Wolf River Section 5/20/14, Part of Gov Lot 1 lyg bet Old Hwy & Hwy 110 exc V1121P490 V1159)343 V1292P407, double assessment—\$61.82.
- (8) Parcel #265-0064, Tax of 1983—1989, City of Omro, Section 18/18/15, RR thru City of Omro exc D457373 D464624 D478482 D567963 D690074—double assessment—1983—\$3.66, 1984—\$140.16, 1985—\$156.64, 1986—\$172.54, 1987—\$193.64, 1988—\$195.42, 1989—\$212.92; and

WHEREAS, your Committee has found that said tax certificates are erroneous and void for the reasons herein before stated; and

WHEREAS, your Committee recommends that the said certificates be canceled and the assessments charged back to the respective districts.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the aforementioned tax certificates be and they hereby are canceled, pursuant to Section 70.74(2), Statutes, for the reasons herein before stated and the assessments for said certificates, pursuant to said Statute, are charged back to the taxing districts as follows:

TOWN OF NEENAH—\$3,418.26
TOWN OF NEKIMI—\$221.62
TOWN OF UTICA—\$42.46
TOWN OF WINNECONNE—\$129.08
TOWN OF WOLF RIVER—\$61.82
CITY OF OMRO—\$1,074.98

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Breister, Bahr, Finch, Planalp and Schaidler. CARRIED

Supervisor Pawlowski moved and it was seconded to adjourn to December 21, 1993, at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:30 p.m.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held November 16, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING**

TUESDAY, DECEMBER 21, 1993

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 Supervisors Maehl, Albrecht, Lace, O'Brien, Savas, Pawlowski and Winters.

County Clerk Wolfe announced that due to the illnesses of Chairman Maehl and Vice-Chairman Albrecht, the board will have to elect a Chairman Pro Tem to chair the meeting. Supervisor Lawson moved and it was seconded to nominate Supervisor King as Chairman Pro Tem. There being no other nominations, a unanimous voice vote was cast for Supervisor King. Supervisor King came forward and chaired the meeting at this time.

Supervisor Planalp moved and it was seconded to accept the minutes of November 8 and 16, 1993. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda with the Amended Resolution 338-1293 and replacement Resolution 348-1293. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter from Paul and Sue Stevenson was read and placed on file. Letter from the United States Department of Commerce regarding the metric system was referred to the Highway Committee. Notice of Claim from Gordon Holleback regarding damage to his vehicle by a Winnebago County Highway Department truck was referred to Personnel & Finance Committee. Notice of Claim from Judith A. Flora regarding injuries sustained in an accident with a Highway Department truck was referred to Personnel & Finance Committee.

It was announced that Chairman Maehl would like all supervisors to meet at the Wisconsin National Life Building, 220 Washington Avenue in Oshkosh to tour the building at 5:00 P.M. on Tuesday, January 4, 1994 prior to the 6:00 P.M. County Board meeting. The agenda for the January 4th meeting will be an update on the Sears building and Salary Practices to be presented by Bill Wagner. Supervisors were reminded that the mileage increase to 28 cents per mile begins January 1, 1994. An article on Supervisor Kristi Winters was featured in the Oshkosh Northwestern on December 21st.

Petition for Zoning Amendment from Randall G. King for change from A-2 to P-1 for church and related ministries was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from James P. Schweitzer for change from A-1 to A-2 for recreation and future single-family home building site was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Leo T. Grimes for change from A-2 to P-1 for golf driving range and single-family dwelling was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Danny G. Cartwright for change from B-3 to R-1 for single-family home was referred to Planning & Zoning Committee. Petition for Zoning Amendment from William Drews for change from A-2 to R-1 for single-family residence was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Montgomery announced that Park View Health Center received a check from the state for \$2,874 for energy savings on the boiler system. Supervisor Wagner commended the County Clerk's office on its annual report. She announced former Supervisor Alfred Luebke is in the hospital and wished him a Merry Christmas. Supervisor Schwartz urged supervisors to read the brochure "Right From The Start". Supervisor Sievert asked about the Clean Sweep Program at the Landfill. Supervisor Lauson stated the Solid Waste Board has been studying a household hazardous waste disposal site and looking at different options, including a regional drop-off site.

PUBLIC HEARING

Harold Pupp, 8341 Pheasant Run Trail, Larsen, Wis., Dennis Cartwright, 8355 Pheasant Run Trail, Larsen, Wis. and John Larsen, Bellview Circle, Larsen, WI spoke in opposition to Resolution 336-1293. Roger Wolden, 8318 Valley View Circle, Winchester, WI supported Resolution 336-1293—Deny Petition to Discontinue Kittleson Terrace located in Town of Winchester.

COUNTY EXECUTIVE'S REPORT

County Planner David Schmidt reported for the County Executive who was ill. He stated County Executive Steinhilber and County Board Chairman Maehl received a check from Governor Thompson for \$1,553,000 as part of the Intergovernmental Transfer Program to help fund Park View Health Center. A total of \$2.2 million dollars will be allocated to Park View from the State. Charlene Lowe, Administrator for Park View, accepted the check from Mr. Schmidt. County Executive Steinhilber supports Resolution 333-1293 on juvenile detention and 339-1293 on a construction manager for the Huber Facility. He responded to questions and criticisms of the Sears building which is being considered for the Human Services building.

COUNTY EXECUTIVE'S APPOINTMENTS

RE-APPOINTMENT TO VETERANS SERVICE COMMISSION

County Executive Steinhilber presented the name of Vernon Anderson to be re-appointed to the Veterans Service Commission for a term beginning January 1, 1994 and expiring December 31, 1996. Motion by Supervisor Breister and seconded to accept. **CARRIED BY VOICE VOTE.**

WINNEFOX LIBRARY SYSTEM BOARD

County Executive Steinhilber presented the following names for appointments and terms to the Winnefox Library System Board:

Bernard Juday, 1213 Goss Avenue, Menasha, WI 54952
Richard L. Carlson, 1069 Kalfahs St., Neenah, WI 54956
John Bermingham, Jr., P.O. Box 1190, Oshkosh, WI 54902
Supervisor John Hue, 192 Adella Beach Road, Neenah, WI 54956
Terms: 1/1/94 to 12/31/96
Penny Ratchman, 806 Elm Street, Winneconne, WI 54986
Term: 12/21/93 to 12/31/94

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

EMERGENCY GOVERNMENT DIRECTOR

County Executive Steinhilber presented the name of Donald G. Kujawa as his selection for appointment as Emergency Government Director, beginning January 3, 1994. Motion by Supervisor Lauson and seconded to accept. **CARRIED BY VOICE VOTE.**

WINNEBAGO COUNTY FAIR REPORT

Fair Manager John Hoeft gave the highlights of the 1993 Fair. He is the Manager and Treasurer of the Winnebago County Fair Association. They experienced a decrease in the grandstand receipts but operating expenses were down from 1992. 836 individuals exhibited their animals and wares at the fair. The Executive Board includes Tom Egan, President, Barry Wagner, Jim Selle, Sue Strandwicz, John Hoeft, Walt Whiting and Bill Jones. Mr. Hoeft was appointed to the State Fair Board to represent this area. They are going to have a rock and roll night in 1994 to attract the younger crowds.

WINNEBAGO COUNTY AUDIT REPORT— SHERIFF'S DEPARTMENT, PATROL DIVISION

Gary Mayer, County Auditor, presented his audit report of the Sheriff's Department, Patrol Division. Supervisor Planalp commended the Auditor on the fine job he did. Supervisor Gose moved and it was seconded to accept the report. **CARRIED BY VOICE VOTE.**

ZONING REPORTS & ORDINANCES

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

AMENDATORY ORDINANCE NO. 12-01-93. A request from Leslie Powell for change from A-1 (Agri-Business District) to R-1 (Rural Residential Dist., single-family non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT. NO. 002. A report from Planning & Zoning Committee re: rezoning to R-2 (single-family) for subdivision. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 12-02-93. A request from Bette Christensen for change from R-5/R-1 (Planned Residential/Rural Res. single-family Dist.) to R-2 (Suburban Residential 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: rezoning to R-1 for creation of 8 single-family lots and to make existing residence conforming. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 12-03-93. A request from Mr. and Mrs. Gilbert Thiel for zoning change from P-1 (Institution & Recreational Park District) to R-1 (Rural Residential Dist., single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 4. A request from Town of Vinland on behalf of Berniel and Lorraine Tritt for zoning change from Agriculture (A-2) to Residential (R-1). Motion by Supervisor Hue to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from Town of Vinland on behalf of Terry and Lea Locke—G&L Auction Services for change from Agriculture (A-2) to General Business District (B-3). Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

ORDINANCE NO. 331-1293: Adopt Section 8.05 of the General Code of Winnebago County: County Land Records Ordinance

WHEREAS, Section 16.967, 59.07(6) and 59.88, Wisconsin Statutes, authorize counties to manage land records; and

WHEREAS, Winnebago County has a significant financial investment in modernizing land records in Winnebago County; and

WHEREAS, Winnebago County has a need for a county-wide Land Records Ordinance for the purpose of providing for the orderly, precise and consistent conveyance of land records and to provide accurate and uniform land records for inclusion in the Winnebago County Geographic Information System ("WINGS"); and

WHEREAS, no objections to the proposed Ordinance were presented to the Planning and Zoning Committee or staff at the public hearing held on November 30, 1993, pursuant to a notice published in the Appleton Post Crescent and Oshkosh Northwestern on November 23, 1993.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Winnebago do hereby ordain as follows:

The creation of Section 8.05 of the General Code of Winnebago County, to be known as the Winnebago County Land Records Ordinance, a copy of which is attached hereto and incorporated herein.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the effective date of said Ordinance shall be January 1, 1994. Said Ordinance shall be administered and enforced by the Winnebago County Planning and Zoning Department.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 29. Nays: 0. Excused: 9—Finch, Lauson, Lace, O'Brien, Pawlowski, Savas, Winters, Albrecht, Maehl. CARRIED.

RESOLUTION NO. 332-1293 Increase Membership of Local Emergency Planning Committee to 21 Members

WHEREAS, Section 59.07(145), Wisconsin Statutes, authorizes the creation of a local emergency planning committee; and

WHEREAS, such Committee was created pursuant to Winnebago County Board Resolution #47-888 on August 16, 1988; and

WHEREAS, said Resolution authorized the creation of a Winnebago County Local Emergency Planning Committee consisting of 17 members; and

WHEREAS, your undersigned Committee believes it to be in the best interest of Winnebago County that said Committee consist of 21 members, so as to allow the appointment of more business representatives to said Committee from businesses who regularly use potentially hazardous waste.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Local Emergency Planning Committee shall henceforth consist of 21 committee members.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 29. Nays: 2—Crowley and Finch. Excused: 7—Maehl, Albrecht, Lace, Winters, Savas, Pawlowski, O'Brien. CARRIED.

RESOLUTION NO. 333-1293: Authorize Negotiation of Contractual Agreement Between Winnebago County and Outagamie County for Regional Secured Detention Facility Services for Juvenile Offenders

WHEREAS, the temporary certificate issued by the State of Wisconsin authorizing Winnebago County to utilize a portion of the Winnebago County Jail as a secure detention facility for juvenile offenders expires in January, 1995; and

WHEREAS, Winnebago County will be in need of a secure detention facility for juvenile offenders in January, 1995; and

WHEREAS, Outagamie County has indicated that it is willing to develop a regional secure detention facility for juvenile offenders by the third quarter of 1994, if participating counties agree to a minimum five year commitment to house juvenile offenders in such a facility; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County to participate in a regional secure detention facility for juvenile offenders and to contract for 8 beds at said facility at a rate of \$75.00 per day and to further contract for the use of any beds in excess of 8 at a rate of \$75.00 per bed per each day said bed is occupied.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Executive and the Winnebago County Corporation Counsel to negotiate a contract with Outagamie County whereby Outagamie County would agree to provide Winnebago County with 8 beds within a regional secure detention facility at a rate of \$75.00 per bed per day and at a rate of \$75.00 per bed per each day utilized for any beds used by Winnebago County exceeding 8 in 1 day.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that authorization is given to negotiate a contract regarding the provision of said secure detention facility services by Outagamie County for a term not to exceed 5 years.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors, that authorization to enter into such an Agreement for juvenile secure detention facility services with Outagamie County shall be subject to the formal approval of the Winnebago County Board of Supervisors.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 30. Nays: 1—Finch. Excused: 7—Maehl, Albrecht, O'Brien, Pawlowski, Lace, Savas, Winters. CARRIED.

RESOLUTION NO. 334-1293: Authorize Discontinuance of Home Care Services Program by Winnebago County Health Department

WHEREAS, subsequent to 1990, the criteria for admission to the Winnebago County Health Department's skilled home care program has included an inability on the part of the patient to pay for skilled nursing services by use of funding through Medicare, Medical Assistance or private insurance; and

WHEREAS, since 1990, there have been no admissions to the Winnebago County Health Department's skilled home care program solely as a result of the patient's inability to pay for skilled home nursing care; and

WHEREAS, numerous private agencies within Winnebago County provide skilled home care services for patients in need of such care; and

WHEREAS, the cost to maintain and certify the Winnebago County Health Department's skilled home care program far exceeds the revenues obtained by that program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the operation of a licensed skilled home care program by the Winnebago County Health Department shall cease and be discontinued on or before April 4, 1994.

Submitted by:

HEALTH COMMITTEE

It was moved by Supervisor Steber and seconded to adopt. Ayes: 30. Nays: 1—Schaidler. Excused: 7—Maehl, Albrecht, O'Brien, Lace, Pawlowski, Winters, Savas. CARRIED.

RESOLUTION NO. 335-1293: Authorize Lease Agreement Between Wittman Regional Airport and Valley Aviation, Inc.

WHEREAS, Valley Aviation, Incorporated is desirous of entering into a Ground Lease and Operator's Agreement with Winnebago County for the purpose of renting 2,400 square feet of paved area for aircraft parking and 7,600 square feet of unimproved land for operator-owned buildings and storage space and a hangar building containing approximately 2,754 square feet of space for a term of 3 years with an annual base rent of \$.10 per square foot for improved land, \$.07 per square foot for unimproved land and \$.8644 per square foot for hangar buildings, with the rental rates to be adjusted annually pursuant to a formula related to the National Consumer Price Index; 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 Valley Aviation, Incorporated 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

Supervisor Troxell moved and it was seconded to adopt. Ayes: 30. Nays: 1—Crowley. Excused: 7—Maehl, Albrecht, Lace, O'Brien, Pawlowski, Winters and Savas. CARRIED.

RESOLUTION NO. 336-1293: Deny Petition to Discontinue Kittleson Terrace (Formerly Known as Red Pine Drive in White Pine Estates II) located in Town of Winchester, Winnebago County, Wisconsin

WHEREAS, John Stilp, Julie Stilp, Gordon Ratzman, Josephine Ratzman, Robert Kittleson, William Weidner, Harold Pupp and Gail Pupp have petitioned the Winnebago County Board of Supervisors, pursuant to Section 66.296(1), Wisconsin Statutes for discontinuance of Kittleson Terrace (formerly known as Red Pine Drive in White Pine Estates II), White Pine Estates II and White Pine Estates Subdivisions, Section 24, T20N, R15E, Town of Winchester, Winnebago County, Wisconsin; and

WHEREAS, said petition was disapproved 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 840.11, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby denies the petition of the aforementioned residents for discontinuance of the following described roadway:

Kittleson Terrace (formerly known as Red Pine Drive in White Pine Estates II) White Pine Estates II and White Pine Estates III Subdivisions, Section 24, T20N, R15E, Town of Winchester, Winnebago County, Wisconsin

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 20. Nays: 10—Bahr, Diakoff, Finch, Gose, Kramer, Lawson, Hue, Lauson, Kollath, Koziczkowski. Excused: 8—Maehl, Albrecht, O'Brien, Lace, Savas, Pawlowski, Breister and Winters. CARRIED.

RESOLUTION NO. 337-1293: Authorize Audit of Winnebago County's Worker's Compensation Program

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to perform an audit of the Winnebago County Worker's Compensation Program.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Supervisor Montgomery moved and it was seconded to adopt. He stated the title should read "Authorize Audit of Park View Health Center's Worker's Compensation Program" and on line 8 it should state "Park View Health Center's Worker's Compensation Program". Ayes: 31. Nays: 0. Excused: 7—Maehl, Albrecht, Winters, O'Brien, Savas, Pawlowski, Lace. CARRIED.

AMENDED RESOLUTION NO. 338-1293: Oppose Assembly Bill 819

WHEREAS, Assembly Bill 819 (AB-819) proposes a \$3.00 increase in fees for birth certificates to subsidize a new social program entitled "Right From the Start"; and

WHEREAS, fees for birth certificates were raised in 1983, 1987 and 1991 for the purpose of subsidizing a program relating to the prevention of child abuse; and

WHEREAS, the Winnebago County Register of Deeds is required to send all fees collected as a result of increases in fees such as that proposed in AB 819 to the State of Wisconsin; and

WHEREAS, the Wisconsin Register of Deeds Association opposes increases in fees related to that office for the purpose of financing any special social programs that could be classified as a "hidden tax" on the general public; and

WHEREAS, the Wisconsin Register of Deeds Association has recommended that financing for any special social programs be provided through the State budgetary process as opposed through an increase in fees.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby opposes the passage of AB 819.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and instructs the Winnebago County Clerk to transmit a copy of this Resolution to the Wisconsin Counties Association; to all members of the Wisconsin State Assembly and Wisconsin State Senate representing constituents within Winnebago County; to the Director of the Wisconsin Department of Health and Social Services; to the office of the Governor of the State of Wisconsin and to all Wisconsin County Clerks.

Submitted by:

RAYMOND GOSE, DIST. #12

JEANETTE DIAKOFF, DIST. #33

COUNTY BOARD SUPERVISORS

Motion by Supervisor Gose and seconded to adopt. Ayes: 23. Nays: 7—Crowley, Kramer, Lauson, Kollath, Robl, Schwartz, King. Excused: 8—Maehl, Albrecht, Lace, Pawlowski, Savas, Winters, O'Brien and Troxell. CARRIED.

RESOLUTION NO. 339-1293: Authorize Selection of Construction Manager for Huber Law Facility Project

WHEREAS, a study completed in October, 1993 recommended that a 100 bed Huber Law facility be built within Winnebago County to help solve the problem relating to the lack of jail space for adult prisoners within the Winnebago County Jail; and

WHEREAS, pursuant to Resolution 324-1193, the Winnebago County Board of Supervisors authorized continued planning for a Huber Law facility; and

WHEREAS, your undersigned Committee is of the opinion that the hiring of a construction manager is the first step relating to the construction of a Huber Law facility within Winnebago County; and

WHEREAS, your undersigned Committee adopted a milestone schedule on November 30, 1993 as to the Huber Law Facility Project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive is hereby directed to select a construction manager for the construction of a proposed Huber Law facility within Winnebago County and to submit such selection to the Winnebago County Board of Supervisors at a subsequent meeting for final confirmation by the Winnebago County Board of Supervisors.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 27. Nays: 4—Steber, Planalp, Putzer and Crowley. Excused: 7—Maehl, Albrecht, Lace, Pawlowski, Savas, Winters, O'Brien. CARRIED.

RESOLUTION NO. 340-1293: Authorize Write-Off of Uncollectible Debts

WHEREAS, the Finance Department has listed on its books a number of long overdue 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 up to 120 days and then, subsequently, turning the accounts over to a collection agency for pursuant 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 those past due debts which are 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 said 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

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 26. Nays: 3—Montgomery, Putzer, Schaidler. Excused: 9—Lawson, Maehl, Albrecht, O'Brien, Savas, Winters, Pawlowski, Lauson, Lace. CARRIED.

RESOLUTION NO. 341-1293: Authorize Transfer of \$14,000 to Contract Services Fund of Information Systems Department (Provide Communication Consultant for Neenah Human Services Building)

WHEREAS, consulting services are presently needed to provide necessary technical expertise in preparing bid documents and for overall project administration in relationship to the installation of information systems equipment at the new Neenah Human Services Building; and

WHEREAS, the only staff person in the Information Systems Department with expertise in this area will soon be leaving employment with Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby transfers \$12,000 from the Wages Fund and \$2,000 from the Overtime Fund of the Winnebago County Information Systems Department to the Contract Services Fund of said Department for the purpose of contracting with

a telecommunications consultant for the purpose of preparing bids and project administration in relationship to the installment of information systems equipment within the new Neenah Human Services Building.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 28. Nays: 1—Bahr. Excused: 9—Lawson, Lauson, Maehl, Albrecht, Lace, Pawlowski, O'Brien, Savas, Pawlowski. CARRIED.

RESOLUTION NO. 342-1293: Authorize Transfer of \$3800 from Department of Social Services Small Equipment Account to Capital Outlay Account

WHEREAS, the Winnebago County Department of Social Services and the Director of Information Systems believe that the purchase of a laser printer would speed output of word processing in the Department's Neenah office; and

WHEREAS, carry-over of funds to the 1994 budget from the Department's 1993 budget will allow adequate study of the suitability of the printer presently utilized in the Department's Oshkosh office in relationship to a purchase of a similar printer for use in the Neenah office.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3800 from the Small Equipment Accounts of the Department of Social Services 1993 Budget to the Capital Outlay Account of the Department's Budget for the purpose of purchasing a laser printer.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes said funds to be carried over by the Winnebago County Department of Social Services to its 1994 Budget.

Submitted by:

PERSONNEL & FINANCE COMMITTEE AND SOCIAL SERVICES BOARD

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 29. Nays: 0. Excused: 9—Lawson, Lauson, Lace, Maehl, Albrecht, Savas, O'Brien, Pawlowski, Winters. CARRIED.

RESOLUTION NO. 343-1293: Authorize Study of Retention of Fine and Fee Monies by County Auditor

WHEREAS, your undersigned Committee is of the opinion that a study should be performed as to the proportion of fines and fees retained by Winnebago County and the State of Wisconsin respectively, for the purpose of analyzing an apparent shift in the retention of revenues from such fees and fines by the County to the retention of said revenue by the State.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Auditor to study the proportion of fee and fine revenues received by the State and Winnebago County during the period from 1984 through 1993 through County offices such as the Clerk of Courts, the County Clerk, the Register of Deeds, etc., and that a report as to that study be made to the Winnebago County Board of Supervisors at a subsequent meeting.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Maehl, Albrecht, Lace, O'Brien, Pawlowski, Winters, Savas. CARRIED.

RESOLUTION NO. 344-1293: Authorize Execution of Operator's Agreement and Ground Lease and Building Sales Agreement Between Wittman Regional Airport and Myers Aviation, Inc.

WHEREAS, Myers Aviation, Inc., 1609 Elmwood Avenue, Oshkosh, Wisconsin, a Wisconsin Corporation, has indicated to Winnebago County a desire to enter into an Operator's Agreement and Ground Lease Agreement with Winnebago County whereby it would rent approximately 9,200 square feet of paved area for aircraft parking and 10,800 square feet of unimproved land for operator-owned buildings and storage space for a term of twenty-five (25) years, beginning June 1, 1994, with an option to renew the Agreement for five (5), five (5) year periods, at an initial rate for the first five (5) years of \$.10 per square foot for improved land and \$.07 per square foot for unimproved land, with the rental rates to be adjusted on December 1 of each five (5) year anniversary at the lesser of the increase of the National Consumer Price Index for the previous five (5) years, or 15%; and

WHEREAS, Myers Aviation, Inc. also desires to purchase the hangar located on the leased premises (commonly referred to as Hangar #18) for a purchase price of \$8,500.00, contingent upon Myers Aviation, Inc. making improvements to said hangar building so as to meet the minimum standards for maintenance operators adopted by the Airport, with the minimum investment to be made by Myers Aviation, Inc. in the upgrading of said hangar to be \$40,000.00 within 18 months of the closing date of the sale of the building; and

WHEREAS, your undersigned Committee, is desirous of entering into such a Lease Agreement and selling Hangar #18 to Myers Aviation, Inc., pursuant to those terms listed above.

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 an Operator's Agreement and Ground Lease Agreement between Winnebago County and Myers Aviation, Inc. pursuant to those terms as set forth above and to sell Hangar Building #18 to Myers Aviation, Inc. pursuant to those terms as set forth above and pursuant to those terms contained in the proposed Lease and Sales 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 Troxell and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Maehl, Albrecht, Lace, Pawlowski, Savas, Winters, O'Brien. CARRIED.

RESOLUTION NO. 345-1293: Authorize Execution of Concession Lease Between Winnebago County and Dave Yakim Ford, d/b/a Budget Rent-a-Car

WHEREAS, Dave Yakim Ford, d/b/a Budget Rent-a-Car, Oshkosh, Wisconsin, has indicated to your undersigned Committee a desire to enter into a Concession Lease with Winnebago County's Wittman Regional Airport for the purpose of renting 530 square feet of space within the Airport Terminal Building and 21 automobile parking spaces from Winnebago County, plus an additional 30 automobile parking spaces optionally on a seasonal basis for a term of two (2) years with one (1), two (2) year renewal option at a price of \$11.00 per square foot per year for the counter area and office space leased within the Terminal Building; and \$4.00 per month per stall for automobile parking rented in the "Ready Parking Area"; and \$3.00 per month per stall for automobile parking rented in the "Storage Parking Area", plus any applicable state and local taxes; and

WHEREAS, your undersigned Committee is desirous of entering into a Concession Lease Agreement with Dave Yakim Ford upon those terms recited above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to execute a Concession Lease Agreement with Dave Yakim Ford d/b/a Budget Rent-a-Car, for a two (2) year term, with a two (2) year renewal option, upon those terms provided above, and upon those terms in a proposed Lease Agreement, a full copy which may be obtained from the Winnebago County Corporation Counsel's Office upon request.

Submitted by:

AVIATION COMMITTEE

It was moved by Supervisor Troxell and seconded to adopt. Ayes: 31. Nays: 0. Excused: 7—Maehl, Albrecht, Pawlowski, Lace, O'Brien, Savas, Winters. CARRIED.

RESOLUTION NO. 346-1293: Authority to Execute 1993-1994 Labor Agreement with the Winnebago County Department of Social Services Employees Union Local 2228, AFSCME

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a two-year Agreement on behalf of Winnebago County and the Winnebago County Department of Social Services Employees Union, Local 2228, AFSCME for the years 1993 and 1994 effective January 1, 1993, which Agreement will provide the following major changes from the previous Agreement:

1) WAGES

3.5% across-the-board effective 1-1-93

3.3% across-the-board effective 1-1-94

No retroactive wage adjustments are to be provided to individuals who terminated prior to July 1, 1993. This provision does not apply to any employees who retired or died.

2) POSITION CLASSIFICATIONS:

Add the positions of Energy Assistance Program Clerk to the pay schedule in the same pay range as Home Consultant
Reclassify one individual from the position of Social Services Aide to Social Services Case Aide

3) FUNERAL LEAVE

Add "step-child" to the definition to immediate family.

4) RETIREMENT

Provides for County payment of the full employee share of the Wisconsin Retirement System (not to exceed 6.2%) effective January 1, 1993. (The previous contribution level had been 6.1%).

5) HOLIDAYS

Effective in 1994, add the day after Thanksgiving as a full day holiday and reduce the Good Friday holiday from a full day holiday to a half day holiday. (This change brings the holiday entitlement to 10.5 days per year).

In addition to the foregoing, the new Agreement includes minor revisions to the preamble and articles covering conduct of business, union bulletin board, probationary employees, layoff, discipline and discharge, grievance procedure, holidays, sick leave with pay, group health program, overtime, duration, and classification and salary schedule.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 29. Nays: 1—Montgomery. Excused: 8—Maehl, Albrecht, Lace, Pawlowski, Winters, Savas, O'Brien and Schaidler. CARRIED.

RESOLUTION NO. 347-1293: Authority to Execute 1994-1995 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 there hereby are authorized to execute a two-year Agreement on behalf of Winnebago County and the Winnebago County Courthouse Employees' Association for the years 1994 and 1995 effective January 1, 1994, which Agreement will provide the following major changes from the previous Agreement:

1. Term:

Two years commencing January 1, 1994

2. Wages:

1994: \$0.29 per hour across-the-board commencing January 1, 1994. This pay increase averages 3.125%.

1995: 3% across-the-board commencing January 1, 1995.

3. Pay Reclassifications:

The following positions are to have their classifications changed during the term of the agreement:

Effective July 1, 1994

Child Support Specialist: Title change to Case Manager; reclassification from Pay Range 6 to Pay Range 7 (this reclassification affects three personnel and results in pay increases of \$0.56 per hour for each person)

Secretary, Juvenile Intake: from Pay Range 2 to Pay Range 3 (this reclassification affects one person and results in a pay increase of \$0.31 per hour)

Secretary, CPCS: from Pay Range 4 to Pay range 6 (this reclassification affects one person and results in a pay increase of \$0.82 per hour)

Secretary II, Planning: Title change to Planning/Emergency Government Secretary; reclassification from Pay Range 4 to Pay Range 5 (this reclassification affects one person and results in a pay increase of \$0.28 per hour)

LWCD Secretary: from Pay Range 2 to Pay Range 3 (this reclassification affects one person and results in a pay increase of \$0.31 per hour)

Solid Waste Secretary: from Pay Range 2 to Pay Range 3 (this reclassification affects one person and results in a pay increase of \$0.31 per hour)

Effective January 1, 1995:

Child Support Specialist: from Pay Range 7 to Pay Range 8 (this reclassification affects three personnel and results in pay increases of \$0.73 each)

Reduced Pay Increases

The pay increases for the position of Investigatory, Child Support will be limited to \$0.20 per hour in each of the two years of the agreement and that their title will be changed to Case Manager, with the intent that the pay range of this position will be eventually reconciled with the pay range assigned to other positions of Case Manager, which were previously titled Child Support Specialist. Until the reconciliation is fully accomplished, the incumbents in these positions will not be assigned to a pay range.

4. New Article, Call-in Pay:

Provides a minimum payment of two hours at time and one-half for employees who are called in to work outside of their normal hours. This provision does not apply if the employees are called in to work hours that are immediately contiguous to their regularly scheduled hours.

5. "Reopener Provision":

It is agreed between the parties that in the event that during the term of this agreement, the courts make additional final determinations regarding the rights and employment status of persons deputized to serve under an elected official and subsequently removed from such appointment, either party to this agreement may initiate a reopening of this agreement for the sole purpose of negotiating the employment rights and employment status of any represented employee so removed. Such renegotiation shall be initiated in accordance with the procedures set forth in Article XXIII, Separability.

6. ARTICLE XI, HOURS OF WORK:

Add the following provision regarding the work hours of persons holding the position of Control Module/Booking Clerk to this article: The position of Control Module/Booking Clerk will be scheduled to work a shift consisting of seven and one-half hours broken by a thirty-minute unpaid lunch period on a duty cycle of four days of work followed by two days off. Personnel in this position shall be assigned to work, on an ongoing basis, one of three fixed shifts.

In addition to the foregoing, the new Agreement includes minor revisions to the section entitled "Agreement" and to the articles covering agreement, salary and job classification, holidays, negotiations, pay schedule, leaves of absence without pay, maternity leave, sick leave with pay, negotiations and agreement.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 29. Nays: 0. Abstention: 1—Arne. Excused: 8—Maehl, Albrecht, Savas, Winters, Pawlowski, O'Brien, Schaidler, Lace. CARRIED.

CLOSED SESSION

Supervisor Troxell moved and it was seconded to convene in closed session, pursuant to Section 19.85(1)(e), Wisconsin Statutes, for the purpose of deliberating or negotiating as to the purchase of public properties in relationship to Wittman Regional Airport, in that competitive and bargaining reasons require a closed session. Ayes: 23. Nays: 5—Gose, Lawson, Owens, Putzer, Robl. Excused: 10—Bahr, Lace, Planalp, O'Brien, Pawlowski, Schaidler, Savas, Winters, Albrecht, Maehl. At 9:30 P.M. the meeting went into closed session.

At approximately 9:55 P.M., the meeting resumed in open session.

RESOLUTION NO. 348-1293: Relocation Order Re: Airside Portion of Wittman Regional Airport Master Plan Project

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby issues a relocation order as follows:

1. That this Resolution is a Relocation Order in accordance with Section 32.05(1), Wisconsin Statutes, for the purpose of the within-described public improvement project and that it is also a determination of necessity for that project in accordance with Section 32.07(2), Wisconsin Statutes;

2. That the County of Winnebago hereby determines that it is necessary and a public purpose to expand Wittman Regional Airport, which is located in Winnebago County, Wisconsin, and owned and operated by Winnebago County, Wisconsin;

3. That the proposed expansion of Wittman Regional Airport will take place within those highlighted areas contained in Exhibit "A" map which annexed to this Relocation Order as a Exhibit "A" and is incorporated herein;

4. That the legal description of the expansion of said Airport to occur within those areas highlighted in said Exhibit "A" is as follows:

FIRST LEGAL DESCRIPTION**946 W. Waukau Avenue**

A parcel of land located in the SW 1/4 of the SW 1/4 of Section 35, T18N, R16E, Town of Algoma, Winnebago County, Wisconsin, more fully described as follows:

1. Beginning at the southwest corner of said Section 35, thence N 0°04'54" W, along the west line of said SW 1/4 of the SW 1/4, 243.19 feet.
2. Thence S 89°41'33" E, 287.33 feet.
3. Thence S 87°37'17" E, 85.00 feet.
4. Thence S 0°06'43" E, 242.68 feet to the south line of said SW 1/4 of the SW 1/4.
5. Thence N 89°45'17" W, along said south line, 372.46 feet to the point of beginning.

SECOND LEGAL DESCRIPTION**2886 Knapp Street Road**

The South 100 feet, front and rear, of the North 400 feet, front and rear, of the West 275 feet of the following described tract of land: The West 3/4 of the West 1/2 of the SOUTHWEST 1/4 of Section Thirty-five (35) Township Eighteen (18) North, of Range Sixteen (16) East, excepting therefrom the North Twenty (20) acres thereof, Town of Algoma.

THIRD LEGAL DESCRIPTION**2750 Knapp Street Road**

The South Fifty-eight (58) feet of the West Two Hundred (200) feet of the North Ten (10) acres of the West Sixty (60) acres of the SOUTHWEST 1/4 of Section Thirty-five (35) Township Eighteen (18) North, of Range Sixteen (16) East, in the Town of Algoma.

FOURTH LEGAL DESCRIPTION**2824 and 2832 Knapp Street Road**

A parcel of land located in the NW 1/4 SW 1/4 of Section 35, T18N, R16E, Town of Algoma, Winnebago County, Wisconsin, more fully described as follows: Commencing at the West 1/4 corner of said Section 35, thence S 0°04'54"E, along the west line of said NW 1/4 SW 1/4, 794.44 feet to the point of beginning.

1. Thence S 89°50'49"E, 272.25 feet.
2. Thence S 0°04'54"E, 80.00 feet.
3. Thence S 89°50'49"E, 2.75 feet.
4. Thence S 0°04'54"E, 100.00 feet.
5. Thence N 89°50'49"W, 275.00 feet to the west line of said Nw 1/4 SW 1/4.
6. Thence N 0°04'54"W, along said west line, 180.00 feet to the point of beginning.

5. That the County of Winnebago will acquire fee simple interest in the area described in the "property description" portion of Exhibit "A" from the present owners.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Troxell and seconded to adopt. Ayes: 19. Nays: 7—Crowley, Diakoff, Montgomery, Owens, Laabs, Putzer, Steber. Excused: 12—Breister, Finch, Kramer, Maehl, Lace, O'Brien, Pawlowski, Schaidler, Savas, Winters, Albrecht, Bahr. CARRIED.

Chairman Pro-Tem King thanked the supervisors for their confidence and support of him as their temporary chairman. Supervisor Lauson moved and it was seconded to adjourn to January 4, 1994, at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:10 p.m.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held December 21, 1993.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

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

TUESDAY, JANUARY 4, 1994

The Board of Supervisors met at 5 P.M. at the Wisconsin National Life Building, 220 Washington Avenue, Oshkosh, Wisconsin, and toured the building.

At 6:00 P.M., Chairman Joseph Maehl called the meeting to order 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: 33 present—5 excused: Savas, Owens, Schaidler, Breister, and O'Brien.

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

COMMUNICATIONS, PETITIONS, ETC.

Letters from Congressman Thomas Petri and Senator Herb Kohl in response to Winnebago County's resolution opposing the metric system for highway signs was read and placed on file. County Clerk Linda Wolfe announced the contract with the Lobbyist, Lisa Hilbert, terminated on December 31, 1993. Notice of Claim from Sharon Mulvey, individually and as mother of J.D., her minor child regarding alleged injuries sustained by her son because of negligence on the part of the Department of Social Services. Referred to Personnel and Finance Committee County Clerk Linda Wolfe reported the following County Board members will be retiring in April: District 3—John Pawlowski; District 9—Donald Steber; District 21—James Bahr; District 35—Carol Owens; District 37—William Breister; District 38—Geneva Laabs. The following supervisors will have contested races in April: District 8—Incumbent Robert Lace and Robert Klitzke;

District 31—Incumbent Joanne Sievert and Robert Grundman; District 34—Incumbent Rosalind Webster and Patrick Brennand; District 35—Bernard Egan and Jerome Wagner; District 37—Dale Wit-zke and Harvey Rengstorf; District 38—David Metzsig and Michael Mackey. A primary will be held on February 15, 1994 in District 33—Incumbent Jeanette Diakoff will be challenged by John T. Mon-nett and Kenneth W. Neubauer.

COMMITTEE REPORT

Supervisor Putzer announced that 60 employees were hired since the fall of 1992 and he will send a report to the County Board on this.

PUBLIC HEARING

There were no comments from the public.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl stated that County Executive Steinhilber is on vacation. He introduced Sheriff Kraus who presented the Winnebago County Sheriff's Lifesaving Medal to Deputy Gordon W. LeDioyt who saved the life of a woman who was preparing to jump from the Oneida Skyline Bridge in Appleton.

SEARS BUILDING AS POSSIBLE SITE FOR OSHKOSH HUMAN SERVICES BUILDING

County Planner Dave Schmidt introduced Tom Martin, Hoffman Corp. and Dan Krause, Sauter-Seaborne Architects, who gave a slide presentation on the Sears building conversion to a Human Services Facility. The building has 56,954 future net square footage, and 93,300 future growth square footage. Parking stalls include: 73 ground stalls, 167 stalls on the 2nd level and 83 stalls on the 3rd level. County Executive Steinhilber reached an agreement with the owners to remove the old roof at their cost, and the county will put on a new roof at \$169,500, which is not included in the purchase price. There is funding included for insulation of the exterior wall panels. Windows will be cut in the pre-cast panels and 2 skylights are planned. The total project cost as of November 12, 1993 would be \$6,890,000. The appraisal for the building and land came in at \$2.2 million dollars. The estimate as of November 12, 1993 for a new 76,000 square foot building at the Courthouse site is \$8,637,000.

Supervisor Hue requested the County Board be furnished with the same comparisons between the Sears building and the Wisconsin National Life building.

There are no plans to use the old Social Services building at this time. Amounts included in the costs for contingency are calculated on the cost of construction: New Building—5% contingency costs; Existing Building—7.5% contingency costs.

County Planner Dave Schmidt explained that in July it became known that the Wisconsin National Life building was available. County Executive Steinhilber, Dan Krause and Dave Schmidt looked at the facility as an option, but because a private enterprise was interested in purchasing the building, the County Executive decided not to consider it.

SALARY ADMINISTRATION

Bill Wagner, Personnel Director, gave a presentation on salary administration and the various concepts of compensation. He stated compensation is made up of three variables: 1) pay; 2) fringe benefits and 3) intangibles. Fringe benefits represent about 38% of compensation nationwide, and include health insurance, paid vacation, sick leave, etc. Intangibles include: job satisfaction, fulfillment, security of employment, socialization, learning and growing. The labor market rates depend on the following determining factors: 1) Supply and demand; 2) Economic conditions 3) Laws; 4) Extent of unionization.

He explained some of the aspects of the County's Hay Plan for administrative employees, which has salary ranges of Minimum (80% of midpoint), Midpoint (100%) and Maximum (120% of midpoint). Winnebago County has 127 out of 271 employees at the maximum salary range. Winnebago County doesn't provide dental or retiree benefits that some public sector employers do, but we provide health insurance at a lower cost.

The county offers 4 health plans. County supervisors may enroll, but must pay the full premium for any health care plan. They can continue in the plan for as many years as they were a supervisors, provided they were in the plan when they left the county. He suggested a review of the administrative salary plan be done by an outside compensation expert. He estimated the costs to be somewhere between \$10,000 and \$50,000.

POTENTIAL SITES FOR HUBER LAW FACILITY

County Planner Dave Schmidt presented the 4 potential sites for a new Huber facility: the old Landfill site, the new Landfill site, the former Wolfgram property on Highway 45 and Park View Health Center land. These sites will be studied as to their feasibility.

AMBULANCE SERVICE

Supervisor Ray Gose reported that a decision was made by County Executive Jack Steinhilber not to renew the contract between Gold Cross Ambulance Service and Winnebago County for 1994. No towns, cities or villages were notified that the contract was going to end. He questioned the Executive's right to make such a decision without committee input, and his lack of notification to the municipalities so they could budget or prepare for it. Corporation Counsel Bodnar stated that the law states that each town must provide ambulance service and it is not the county's responsibility. He stated Gold Cross would have no reason to sign a contract with the County since there is no subsidy or funding involved. The 1993 contract did not include any subsidy or funding. Supervisor Sievert stated the towns do not have the clout to negotiate with Gold Cross the same as the county.

Gold Cross sent a letter to each municipality that they will continue to serve them as they have in the past. Gold Cross did not want a contract because they didn't want restrictions as to their charges or coverage areas. The Town of Omro provides a facility for ambulances, but Gold Cross is not bound to maintain an ambulance there in the future. The Judiciary & Public Safety Committee will meet with Gold Cross to try to negotiate a contract. Supervisor Kollath suggested if they don't sign a contract, they get in writing what type of service Gold Cross will provide. In the 1994 budget, \$27,000 was budgeted for ambulance service: \$25,000 to the City of Oshkosh for coverage on the southern end of the County east of Highway 41 and \$2,000 to the Fremont-Wolf River EMS Ambulance Service.

Supervisor Pawlowski moved and it was seconded to adjourn until January 18, 1994 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:35 P.M.

Respectfully submitted,

Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held January 4, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, JANUARY 25, 1994

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

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

Roll Call: All present except Supervisors Pawlowski, Savas, Kramer, Owens and Breister.

Supervisor Schaidler moved and it was seconded to accept the minutes of December 21, 1993. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda, but to consider Resolution 367-194 after 354-194. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Charlene A. Bailey regarding damage to vehicle by Highway Department snowplow was referred to Personnel & Finance Committee. Letters from Governor Tommy Thompson, Senator Mike Ellis and Representative Dean Kaufert regarding AB 819 was read and placed on file. Letter from Katherine Redell, Wisconsin Department of Transportation, announcing public hearing on preliminary environmental assessment for Wittman Regional Airport to be held on February 24, 1994 at 7:00 P.M. in the Winnebago County Courthouse was read and placed on file. Meeting announcement from East Central Regional Planning Commission on conference to be held on "Billboards: Commerce or Clutter?" on January 28, 1994 from 8:30 A.M. to Noon at the Oshkosh Hilton was read and filed. Letter from Richard C. Swanson, Administrator of The Heritage was read and placed on file. Wisconsin Counties magazine featured Chairman Joseph Maehl in the January, 1994 issue.

Petition for Zoning Amendment from Randy & Patricia Wegner for change from B-2 to R-1 for single-family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Reverend David G. P. Lambrecht for change from R-2 to R-3 for quality duplex homes or 2-family homes was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Tom Falls for change from R-1 to R-2 for residential subdivision was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Laabs read a letter from the Boom Bay Volunteer Fire Company in support of the services provided by the County Health Department. Supervisor Montgomery stated he wrote the report in the packet on the separation of powers between the County Executive and County Board. Supervisor Planalp referred to the unfunded liabilities report in the packet and requested permission for the public to speak on it. Chairman Maehl granted his request.

PUBLIC HEARING

Doug Pearson, Executive Director of Chamco, spoke in support of Resolution 366-194—Provide Loan to City of Oshkosh for use in Construction of Manufacturing Building in Southwest Industrial Park. Mr. Walt Chrapla, 721 Mitchell Street, Neenah, Wisconsin, spoke on Resolution 366-194 and suggested the County Board and Industrial Development Board review the policies regarding the revolving loan fund. He also stated the Capital Improvements Program is not being followed. New items are being added without considering the projects already planned. Mr. Dick Abb of Neenah and Mr. Jack Nelson of Oshkosh, spoke in support of Resolution 351-194—Development of a Fox River Heritage State Park.

Connie Owens-Schultz, 2131 Fairview, Oshkosh, spoke on unfunded liabilities in the State Retirement Fund. At the end of 1992, Winnebago County owed \$6.4 million dollars. The interest owed was \$476,785 for 1992, but the county only paid \$260,000. She suggested the county at least pay the interest. Mr. Leonard Schmick spoke in support of Zoning Report No. 001—Wyldeewood Baptist Church rezoning. Mr. Sam Smith suggested the County Board check into the actual usable space at the Wisconsin National Life building. Mr. Robert Juedes, 1655 Beech Street, Oshkosh, Wisconsin, spoke in support of Resolution 362-194 regarding the Wisconsin National Life building and supports purchasing the building.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber reported that he did not feel a formal contract was needed with Gold Cross ambulance since we no longer subsidize them. He will meet with Gold Cross to work out some kind of an agreement to assure residents that ambulance service will be continued. He explained that the County Health Department is no longer being subsidized by the cities of Oshkosh, Neenah, Menasha and Appleton since they have their own City Health Departments and the towns are having to pay the entire cost of the Health Department. He read his response to the Town of Menasha's letter objecting to the increase in taxes due to this. The County learned of this at the time the 1994 budget books were being printed. Supervisor Sievert requested information on what services the Health Department is providing to each township, and Rosemary Roy, Public Health Department Director, will provide that information. Ms. Roy met with the city health officers and they agreed to continue to blend services for immunizations. Mr. Robert Loomis, attorney for the Town of Menasha, discussed the town's displeasure at the increase from \$81,000 to \$204,000 from 1993 to 1994 for the Health Department. They would like county support to oppose this legislatively.

COUNTY EXECUTIVE'S APPOINTMENT

APPOINTMENT TO GRIEVANCE REVIEW BOARD

County Executive Steinhilber presented the name of Jon R. Guiles, 322 Church Avenue, Oshkosh, WI 54901 as his appointee to the Grievance Review Board. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE. Nay: 1—Lace.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl gave some statistics from the 1940's regarding county government and how it relates to the 1990's.

COUNTY BOARD CHAIRMAN'S APPOINTMENT

**WINNEBAGO COUNTY HISTORIC PRESERVATION
TASK FORCE**

County Board Chairman Maehl presented the following names of persons to serve on the above task force:

Peter Christenson
9208 N. Loop Road
Larsen, WI 54947

Carol Mason
620 Hunters Point Rd.
Neenah, WI 54956

Kevin Shumann
905 Marquette Street
Menasha, WI 54952

John Allen
1135 Manor Drive
Neenah, WI 54956

Mary Kidd
517 Maple Lane
Neenah, WI 54956

Elaine Peck
521 E. Ontario
Omro, WI 54963

Terry Laib
410 E. Murdock
Oshkosh, WI 54901

James Coughlin
211 S. Second
Winneconne, WI 54986

Dorothy Nimmer
540 S. 1st Avenue
Winneconne, WI 54986

Lynne Webster
2153 Red Oak Court
Oshkosh, WI 54901

Nancy Barker
506 Keyes Street
Menasha, WI 54952

It was moved by Supervisor Bahr and seconded to confirm. **CARRIED BY VOICE VOTE.**

ZONING REPORTS & ORDINANCES

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

AMENDATORY ORDINANCE NO. 01-01-94. A request from Wyldewood Baptist Church for change from A-2 (General Farming District) to P1 (Institution & Recreational District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: change to A-2 for construction of single-family residence. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 01-02-94. A request from James P. and Debra J. Schweitzer for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to P-1 for driving range. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-03-94. A request from Leo T. Grimes for zoning change from A-2 (General Farming District) to P1 (Institutional and Recreational Park District). Motion by Supervisor Sievert and seconded to deny. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to R-1 for existing single-family dwelling. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-04-94. A request from Danny G. Cartwright for zoning change from B-3 (General Business District) to R-1 (Rural Residential Dist., single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: rezoning to R-1 for construction of a single-family residence. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE. One nay vote: Bahr.

AMENDATORY ORDINANCE NO. 01-05-94. A request from Planning & Zoning Committee for change from A-2 (General Farming District) to R-1 (Rural Residential District, single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 6. A request from Town of Rushford on behalf of Raymond Weitz, Weitz Family Trust, for zoning change from Agriculture 1 to Agriculture 2. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 7. A request from Town of Rushford on behalf of Robert Lewis for zoning change from Agriculture 1 to Agriculture 3. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 8. A request from Town of Rushford on behalf of Donald Stertz for zoning change from Agriculture 1 to Agriculture 3. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 349-194 - Oppose Adoption of Senate Bill 645**

WHEREAS, Senate Bill 645 has been introduced and will require a test for the presence of HIV before a marriage license may be issued; and

WHEREAS, the requirement for a similar type test to detect the presence of any sexually transmitted disease was eliminated many years ago by the State of Wisconsin; and

WHEREAS, the State of Illinois required HIV testing for a short period of time, but dropped the requirement for this test and all other blood tests in 1989.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby opposes the adoption of Senate Bill 645.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is hereby authorized and directed to transmit a copy of this Resolution to all Wisconsin State Legislative Representatives having constituents within Winnebago County, to the Wisconsin Counties Association, and to the Office of the Governor.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 20. Nays: 7—Kollath, Laabs, Sundquist, Rankin, Arne, Albrecht, Maehl. Excused: 11—Crowley, Finch, Kramer, Lawson, Lauson, Owens, Pawlowski, Savas, Wagner, Webster, Breister. CARRIED.

RESOLUTION NO. 350-194 - Oppose Adoption of Senate Bill 485

WHEREAS, Senate Bill 485, which has been introduced in the Wisconsin State Senate, would authorize any County, if it so chose, to enact an Ordinance imposing a fee for marriage ceremonies performed by a judge or court commissioners in a courthouse during regular office hours; and

WHEREAS, Milwaukee County is the only County presently authorized by State Statutes to impose such a fee; and

WHEREAS, the Circuit Court Judges of Winnebago County have asked your undersigned Committee to oppose the adoption of Senate Bill 485.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby opposes the adoption of Senate Bill 485.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is hereby authorized and directed to transmit a copy of this Resolution to all members of the Wisconsin Legislature having constituents within Winnebago County; to the Wisconsin Counties Association; and to the Office of the Governor.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 30. Nays: 0. Excused: 8—Breister, Crowley, Finch, Kramer, Owens, Pawlowski, Savas, Wagner. CARRIED.

RESOLUTION NO. 351-194 - Support Development of a Fox River Heritage State Park

WHEREAS, the Fox River has played a major role in the history and economic development of Wisconsin; and

WHEREAS, the Fox River includes multiple dam and lock sites, together with the only system of hand operated locks remaining in operation since the implementation of a lock system; and

WHEREAS, the closure of the lock system could produce irreversible consequences for communities adjacent to the Fox River as well as long term financial liabilities and responsibilities for state and local governments; and

WHEREAS, a Fox River Heritage State Park, spanning the Fox River from Portage to Green Bay, has been proposed to stabilize this situation and to preserve the heritage of the Fox River; and

WHEREAS, this proposed plan would require local governments to agree to share operational costs through some stable source of funding for the new park, such as hotel room tax or some other source of funding; and

WHEREAS, the State of Wisconsin's 150th anniversary shall occur in 1998, thus offering an opportunity to dedicate the Fox River Heritage Park with national attention.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests that the Governor of the State of Wisconsin help implement the proposed Fox River Heritage State Park plan by negotiating for a transfer of the Fox River navigational system to the State of Wisconsin, thus allowing for the creation of a change of heritage parks with a national focus.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Winnebago County requests that the Governor provide state assistance in developing a plan between communities for a stable funding source for this new park.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the year 1998, the 150th anniversary of the State of Wisconsin, be designated as a target date for the dedication of the proposed Fox River Heritage State Park.

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 Office of the Governor of the State of Wisconsin, to the office of all Wisconsin State Legislators representing constituents within Winnebago County, and to the Wisconsin Counties Association.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 31. Nays: 2—Putzer, Steber. Excused: 5—Breister, Kramer, Owens, Pawlowski, Savas. CARRIED.

RESOLUTION NO. 352-194 - Authorize Lease Agreement Between Winnebago County and Lieber Lumber Company, Inc. (Office Space Lake Winnebago Area MEG Unit)

WHEREAS, the Lake Winnebago Area Metropolitan Enforcement Group Unit, for financial reasons, desires to rent office space in an alternative location to its present setting within the Wisconsin Bell Building; and

WHEREAS, the Lake Winnebago Area MEG Unit has located office space in a building in Winnebago County owned by the Lieber Lumber Company, Inc., which that company is willing to rent for use by the Lake Winnebago Area MEG Unit; and

WHEREAS, the Lieber Lumber Company, Inc. is willing to rent space for use by the Lake Winnebago Area MEG Unit at a rate of \$1730.00 per month, utilities not included, for approximately 2,600 square feet of office space; and

WHEREAS, the term of said proposed Lease Agreement would be for five (5) years, commencing April 1, 1994, with the monthly rent stated above to remain the same for the first two (2) years of the Lease, and with the rent to be adjusted each year thereafter by a percentage equivalent to the Consumer Price Index for small metropolitan areas, with the adjustment to increase the rent by no less than 5% and no more than 10% per year; and

WHEREAS, your undersigned Committee believes that said proposed Lease Agreement is fair and equitable.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County, as a lead County for the Lake Winnebago Area MEG Unit, to enter into a Lease Agreement with Lieber Lumber Company, Inc. for office space within Winnebago County to be used by the Lake Winnebago Area MEG Unit, with said Lease to run for a term from April 1, 1994 through March 31, 1999, with the monthly payment for the first two years of the Lease to be \$1730.00 per month, excluding utilities. A copy of said Lease Agreement may be obtained from the Office of Corporation Counsel for Winnebago County for review.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 28. Nays: 2—Montgomery, Schaidler. Excused: 8—Breister, Crowley, Kramer, King, Owens, Pawlowski, Putzer, Savas. CARRIED.

RESOLUTION NO. 353-194 - Freeze Creation of New Employment Positions

WHEREAS, Winnebago County has added 64 new employees to its payroll within the past two years, and 60 new employees since the Winnebago County Board of Supervisors passed the 1993 Winnebago County General Budget; and

WHEREAS, personnel costs are one of the largest factors affecting the rate of taxes paid by Winnebago County residents; and

WHEREAS, the creation of new positions of employment within the government of Winnebago County has a dramatic effect in relationship to the increase of growth of government.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that no new positions of employment shall be created within the Winnebago County government through December 31, 1994, other than those budgeted for in the 1994 Winnebago County General Budget and as are shown in the Table of Organization which is a part of said Budget, unless otherwise approved by Resolution of the Winnebago County Board of Supervisors.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said Resolution shall be effective immediately upon enactment and publication.

Submitted by:

ROBERT PUTZER
JERRY FINCH
JOANNE SIEVERT
RON J. MONTGOMERY
PAUL SUNDQUIST
EUGENE TROXELL
JOHN PLANALP
ANNE LAWSON
KEN ROBL
DONALD ARNE
COUNTY BOARD SUPERVISORS

Motion by Supervisor Putzer and seconded to adopt. Ayes: 24. Nays: 8—Crowley, O'Brien, Schwartz, Steber, Shute, Wagner, Webster, Albrecht. Excused: 6—Breister, Kramer, King, Owens, Pawlowski, Savas. CARRIED.

RESOLUTION NO. 354-194 - Authorize Acceptance and Use of Additional Funds From the State of Wisconsin For the Boom Cut Dredging/Riprap Development Project (Parks Department)

WHEREAS, the Winnebago County Board of Supervisors has previously approved the acceptance and use of project money from the State of Wisconsin by the Winnebago County Parks Department for the Boom Cut Dredging/Riprap Development Project on Lake Poygan northwest of the Boom Bay Boat Landing; and

WHEREAS, the Wisconsin Department of Natural Resources has amended its original grant for the Boom Cut Dredging and Riprap Project so as to increase the project money appropriated to Winnebago County for such project by an additional \$92,500; and

WHEREAS, the purpose of said project is to provide federal aid through the State of Wisconsin for sport fish restoration in Lake Poygan.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of an additional \$92,500 in project grant monies from the State of Wisconsin Department of Natural Resources to the Winnebago County Parks Department for the Boom Cut Dredging/Riprap Development Project on Lake Poygan.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes those monies received in relationship to said project to be appropriated to Account -100772-58130 for expenditure in relationship to said project.

Submitted by:

PARKS & RECREATION COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Two-thirds vote required. Ayes: 33. Nays: 0. Excused: 5—Pawlowski, Breister, Savas, Kramer, Owens. CARRIED.

RESOLUTION NO. 355-194 - Commendation to Richard Butt

WHEREAS, Richard Butt has been employed with the Sheriff's Department of Winnebago County, for the past thirty years and six months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Richard Butt 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 Richard Butt 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 Richard Butt.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Kramer, Pawlowski, Owens, Savas, Breister. CARRIED.

RESOLUTION NO. 356-194 - Commendation to Franklin Zelhofer

WHEREAS, Franklin Zelhofer has been employed with the Highway Department of Winnebago County, for the past twenty-eight years and nine months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Franklin Zelhofer 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 Franklin Zelhofer 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 Franklin Zelhofer.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Pawlowski, Breister, Kramer, Savas, Owens. **CARRIED.**

RESOLUTION NO. 357-194 - Disallow Claim of Judith A. Flora

WHEREAS, your Personnel and Finance Committee has had the claim of Judith A. Flora 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 Judith A. Flora dated December 14, 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: 31. Nays: 1—Montgomery. Excused: 6—Pawlowski, Breister, Savas, Kramer, Owens, King. **CARRIED.**

RESOLUTION NO. 358-194 - Disallow Claim of Gordon Holleback

WHEREAS, your Personnel and Finance Committee has had the claim of Gordon Holleback 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 Gordon Holleback dated December 7, 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: 1—Montgomery. Excused: 5—Pawlowski, Breister, Savas, Kramer, Owens. CARRIED.

RESOLUTION NO. 359-194 - Disallow Claim of J.D., A Minor and Sharon Mulvey

WHEREAS, your Personnel and Finance Committee has had the claim of J.D., A Minor and Sharon Mulvey 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 J.D., A Minor and Sharon Mulvey dated December 29, 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

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 1. Lacey Excused: 5—Breister, Kramer, Owens, Pawlowski, Savas. CARRIED.

RESOLUTION NO. 360-194 - Create Two New Full-Time Positions of Recycling Facility Operator: Solid Waste Department (MRF)

WHEREAS, the volume of materials processed through the Winnebago County Materials Recycling Facility (MRF) has grown and will continue to grow to the point that the prison labor workforce assigned to the facility needs to be enlarged in order to handle the increased volume; and

WHEREAS, the current plant supervisory staffing of two personnel, which is also responsible for equipment operation and maintenance, is insufficient to properly supervise the prison labor workforce and to also perform all necessary equipment operation and maintenance; and

WHEREAS, it has been determined that two additional Recycling Facility Operators are needed to insure adequate staffing to meet the present and projected plant volume and prison labor workforce increases; and

WHEREAS, economies of scale resulting from increased plant volume will generate sufficient additional revenue to more than offset the increased cost of adding more staff.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that two new full time positions of Recycling Facility Operator are hereby created within the Table of Organization of the Solid Waste Department (MRF); and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of these positions be made available from the budget of the Solid Waste Department.

Submitted by,

**SOLID WASTE MANAGEMENT AND PERSONNEL
& FINANCE COMMITTEE**

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 31. Nays: 2—Montgomery and Putzer. Excused: 5—Pawlowski, Savas, Kramer, Owens, Breister. CARRIED.

RESOLUTION NO. 361-194 - Authorize Transfer of \$5,000 From Contingency Fund of 1994 Winnebago County General Budget to the

Building Account of the Winnebago County Department of Community Programs Fund (Philippe Pinel Group Home)

WHEREAS, the Philippe Pinel Group Home is rented by the Winnebago County Department of Community Programs from the Winnebago County Housing Authority for the purpose of providing a community-based residential facility (group home) to persons needing housing in such a facility who are residents of Winnebago County; and

WHEREAS, in that a group home is considered to be the "residence" of persons housed there by the State of Wisconsin and that group home residents have certain rights as established by administrative regulation by the State of Wisconsin, including the right to utilize smoking materials in a reasonable manner within the group home; and

WHEREAS, the Winnebago County Department of Community Programs, as the operator of the Pinel Home, must effectively balance the rights of smokers and non-smokers who reside within the home; and

WHEREAS, remodeling of the home is necessary for the purpose of providing a well ventilated area for those residents of the home who desire to smoke and protecting non-smoking residents from the effects of second-hand smoke; and

WHEREAS, the costs of completing such a project is estimated to be \$10,000, with the Winnebago County Housing Authority indicating that they are willing to share 1/2 of the costs of the remodeling project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5,000 from the Contingency Fund of the 1994 Winnebago County Budget to the Building Account of the Winnebago County Department of Community Programs Fund for the purpose of paying for remodeling costs at the Philippe Pinel Community Based Residential Facility.

Submitted by:

**PERSONNEL & FINANCE COMMITTEE AND
COMMUNITY PROGRAMS BOARD**

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 11—Diakoff, Finch, Lawson, King, Lauson, Kollath, Schwartz, Steber, Koziczkowski, Webster, Albrecht. Nays: 19—Barker, Crowley, Gose, Hue, Lace, Montgomery, Planalp, Laabs, Putzer, Schaidler, Robl, Shute, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Maehl. Excused: 8—Breister, Bahr, Kramer, O'Brien, Owens, Pawlowski, Savas, Winters. LOST.

RESOLUTION NO. 362-194 - Authorize Engineering/Use Feasibility Study of Wisconsin National Life Building

WHEREAS, on January 4, 1994, the Winnebago County Board of Supervisors toured the Wisconsin National Life Building, located at 220 Washington Avenue in the City of Oshkosh, for the purpose of determining the feasibility of purchasing that structure and its surrounding grounds for the purpose of utilizing that facility as a Human Services Building for Winnebago County; and

WHEREAS, in order to determine whether use of that building as a Human Services Building by Winnebago County is feasible, your undersigned Committee believes that it is necessary that an engineering/use feasibility study of said building be completed by architectural engineers and a construction manager under contract with Winnebago County in relationship to said Human Services Building project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the architectural engineering firm of Sauter Seaborne Inc. and the Hoffman Corporation, as construction manager for the Winnebago County Human Services Building projects, to perform an engineering/use feasibility study upon the Wisconsin National Life Insurance Building, 220 Washington Avenue, City of Oshkosh, for the purpose of determining the feasibility of purchasing that structure and its surrounding grounds for use as a Human Services Building by Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that an amount not to exceed \$20,000 is authorized to be paid to Sauter Seaborne, and an amount not to exceed \$5,000 is authorized to be paid to the Hoffman Corporation for costs related to the production of such a study.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds received by Winnebago County from the sale of General Obligation Promissory Note, Series 1993A shall be utilized to pay for the performance of said study.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said study shall be completed and shall be presented to the Winnebago County Board of Supervisors on or before February 15, 1994.

Submitted by:

**PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE**

Motion by Supervisor Wagner and seconded to adopt. Ayes: 28. Nays: 4—Steber, Schwartz, Putzer, Webster. Excused: 6—Savas, Kramer, Pawlowski, Owens, Breister, Bahr. CARRIED.

RESOLUTION NO. 363-194 - Authority to Execute 1994-1995 Labor Agreement with the Winnebago County Bridgetenders' Union, Local 1280 Unit, AFSCME

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a two-year Agreement on behalf of Winnebago County and the Winnebago County Bridgetenders' Union, Local 1280 Unit, AFSCME for the years 1994 and 1995 effective January 1, 1994, which Agreement will provide the following major changes from the previous Agreement:

1) WAGES:

3% across-the-board effective January 1, 1994

3% across-the-board effective January 1, 1995

2) HOLIDAYS:

1994: Provide for payment at the rate of time and one-half for all hours worked on one holiday: Independence Day.

1995: Provide for payment at the rate of time and one-half for all hours worked on three holidays: Memorial Day, Independence Day, Labor Day

3) SICK LEAVE:

Provide for a payout of half of the employee's accumulated sick leave (maximum payout 45 days) upon the retirement or death of the employee. (the retirement provision is effective only if the employee is eligible for an annuity under the Wisconsin Retirement System)

In addition to the foregoing, the new Agreement includes minor revisions to the articles covering Agreement, layoff, duration and wage schedule. Article 25, Salary Schedule, was deleted.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 27. Nays: 3—Montgomery, Wagner, Troxell. Excused: 8—Breister, Bahr, Finch, Kramer, Owens, Pawlowski, Savas, Lace. CARRIED.

RESOLUTION NO. 364-194 - Authorize a Comprehensive Review of the Winnebago County Administrative Salary Plan and Compensation Program and Transfer Funds

WHEREAS, the Winnebago County Administrative Salary Plan and Compensation Program has been in existence for nearly fourteen years and has not been reviewed by a professional compensation consultant since its creation; and

WHEREAS, it is in the public interest that such a review be performed from time to time in order to evaluate the current effectiveness and appropriateness of this salary plan and compensation program and to consider recommendations regarding future administration.

NOW, THEREFORE BE IT RESOLVED, that funds, not to exceed \$9,500 be transferred from the General Fund Undesignated Fund Balance to the budget of the Winnebago County Personnel Department for the purpose of retaining a compensation consultant to review the Administrative Salary Plan and Compensation Program and to present findings and recommendations to the Winnebago County Board of Supervisors.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 28. Nays: 1—Steber. Excused: 9—Breister, Bahr, Kramer, Finch, Lauson, Lace, Owens, Pawlowski, Savas. CARRIED.

RESOLUTION NO. 365-194 - Adopt 1994 Revisions to the Winnebago County Administrative Salary Plan

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the 1994 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 the 1994 Revisions to the Administrative Salary Plan shall be made available from funds budgeted for this purpose.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 22. Nays: 6—Planalp, Laabs, Wagner, Troxell, Sievert, Arne. Excused: 10—Breister, Bahr, Finch, Kramer, Lauson, Lace, Owens, Pawlowski, Robl, Savas. CARRIED.

RESOLUTION NO. 366-194 - Approve County Industrial Development Project: Provide Loan to City of Oshkosh for Use in Construction of Manufacturing Building in Southwest Industrial Park

WHEREAS, your Industrial Development Board has received a request from the City of Oshkosh for a loan of funds in the amount of \$250,000, the proceeds of which would ultimately be loaned to Chamco, Inc. for the purpose of construction of an industrial manufacturing building in the Southwest Industrial Park in the City of Oshkosh; and

WHEREAS, Chamco, Inc. has indicated to your undersigned Industrial Development Board that the Schiek Company, a local company whose primary business is the manufacture and distribution of industrial back support belts, is in need of expanding its present industrial space and is interested in purchasing such a building from Chamco, should Chamco be able to construct such a building; and

WHEREAS, the Schiek Company has also indicated to Chamco that the construction of said building could possibly result in a doubling of its work force within the City of Oshkosh within the next five years, based on present sales projections, from 14 to 28 employees; and

WHEREAS, Winnebago County and its Industrial Development Board are empowered to make such loans pursuant to the authority vested by Section 59.071(6)(a), Wisconsin Statutes; and

WHEREAS, the construction of this building will eventually increase the tax base and employment in the City of Oshkosh and surrounding areas within Winnebago County; and

WHEREAS, your Industrial Development Board is requesting that the County Board approve this project for funding at this time in order that construction can begin upon said building as soon as possible.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the aforementioned Winnebago County Industrial Development project be and the same is hereby approved.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds in the amount of \$250,000 shall be made available to loan to the City of Oshkosh, with such loan agreement to be for a period of five (5) years at an interest rate of 1/2 of prime

rate on the date that the loan is made, with interest due yearly upon said loan and the principal of said loan to be due to the Winnebago County Industrial Board on the 5th year anniversary date of said loan.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and Winnebago County Clerk are authorized to execute an agreement between Winnebago County and the City of Oshkosh for this project and for said loan.

Submitted by:

INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Lawson and seconded to adopt. Supervisor Diakoff moved and it was seconded to amend on line 41 to add "that one-fifth of the principal is to be paid on the anniversary date of said loan". Vote on Diakoff amendment: Ayes: 19—Barker, Crowley, Diakoff, Gose, Lawson, Planalp, O'Brien, Laabs, Putzer, Schaidler, Shute, Wagner, Troxell, Sievert, Winters, Arne, Koziczowski, Albrecht and Maehl. Nays: 10—Hue, King, Kollath, Montgomery, Robl, Schwartz, Steber, Sundquist, Rankin, Webster. Excused: 9 Breister, Bahr, Finch, Kramer, Lauson, Lace, Owens, Pawlowski, Savas. **AMENDMENT CARRIED.** Vote on resolution as amended—two-thirds vote required: Ayes: 27. Nays: 2—Laabs, Steber. Excused: 9—Breister, Bahr, Finch, Kramer, Lauson, Lace, Owens, Pawlowski, Savas. **CARRIED.**

RESOLUTION NO. 367-194 - Commendation to Edward Misch

WHEREAS, on December 31, 1993, Edward Misch retired as Emergency Government Director for Winnebago County; and

WHEREAS, Edward Misch has meritoriously served the citizens of Winnebago County for over 40 years, first serving Winnebago County citizenry through his employment with the Winnebago County Sheriff's Department for 33 years, eventually rising to the rank of Chief Deputy, and thereafter serving the citizenry of Winnebago County for 7 years as Emergency Government Director; and

WHEREAS, Winnebago County deeply appreciates the service which Edward Misch has provided to the citizenry of Winnebago County over the past 40 years.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby commends Edward Misch for the meritorious service he has provided as an employee of Winnebago County to its citizenry for the past 40 years.

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 Edward Misch.

Submitted by:

JOSEPH N. MAEHL

WINNEBAGO COUNTY BOARD CHAIRMAN

Motion by Chairman Maehl and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Breister, Kramer, Owens, Pawlowski, Savas. CARRIED.

Supervisor Hue moved and it was seconded to adjourn to February 15, 1994, at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:00 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 January 25, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING**

TUESDAY, FEBRUARY 15, 1994

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

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

Roll Call: All present except Supervisors Pawlowski, King, Schaidler, and Owens.

Supervisor Bahr moved and it was seconded to accept the minutes of January 4, 1994 and January 25, 1994, with a correction on page 272 on the sixth line from the bottom to \$2.3 million dollars from \$2.2 million dollars. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda, with the addition of the County Executive's Report, Resolution 376-294 was submitted by the Property Management and Maintenance Committee, and the addition of Amended Resolutions No. 372-294 and 373-294. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Sophia L. Cichonski regarding personal injuries in an accident with a Highway Department vehicle was referred to Personnel & Finance Committee. Letters from Governor Tommy Thompson, Senator Mike Ellis and Representative Gregg Underheim regarding County Board resolutions sent to them were read and placed on file. Letter from Supervisor John Schaidler in support of Resolution 369-294—Commendation to Dick Nooe was read and placed on file. Letter from Supervisor Orrin King in support of Resolution 376-294—Wisconsin National Life Building was read and filed. Meeting notice on County Budget Workshop to be held March 11, 1994 at Luxemburg, Wisconsin from the UW-Extension Office was read and filed. The Lower Green Bay Remedial Action Plan 1993 Up-

date has been received and placed on file. An Agricultural Impact Statement regarding STH 110: USH 41 and CTH "G" was received and placed on file. Letter from UW-Oshkosh Chancellor John Kerrigan supporting Resolution 366-194 was received and placed on file. Letter from the County Zoning Department employees supporting the Geographic Information System (GIS) was read and filed. Letter from Governor Thompson opposing the metric system for highway signs was read and filed. An article on Supervisor John Pawlowski in the News Record on January 26, 1994 was shown and filed.

Petition for Zoning Amendment from Nemecek & Associates, Inc. for change from B-3 to R-3 for a duplex was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from M. E. Spanbauer for change from M-1 to B-3 for automotive sales and service was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Jack J. Jensen for change from A-1 to A-2 for 5-acre lots was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Roger C. Mathwig for change from Agriculture to Multiple Dwellings & R-4 for four units and a duplex was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Gose reported AB819 was defeated in the Senate. He stated AB 279 will add \$15.00 to birth certificates for adoption searches, and there is a bill to add \$3.00 on birth, death and marriage certificates for the State Historical Society. When County Auditor Mayer's report on added fees is received, they will review it carefully. Supervisor Lauson reported the riprap project and dredging project on the Boom Bay Cut at Lake Poygan is completed. Supervisor Planalp is appreciative of receiving the Wisconsin Taxpayers Alliance booklet each month. He asked if the county has received any information on the 8% interest on unfunded liabilities yet and Mr. Orenstein said he has not. Supervisor Bahr reported on a joint meeting of the Highway Committee and Property Management and Maintenance Committee where they discussed the new highway facilities to be built and to move the timeframe ahead.

Supervisor Albrecht reported that the Wisconsin Bureau of Aeronautics closed on the purchase of 3 properties owned by EAA at a price of \$224,200.00 the appraised value of the land. An Environmental Assessment public hearing on Wittman Field landside properties will be held on February 24, 1994 at 7 P.M. in the County Board room at the Courthouse. Copies of the environmental assessment study are available at Wittman Field, County Clerk's office and the Oshkosh Library. Activities are being planned for Steve Wittman's birthday on May 7th at Wittman Field. The Federal Department of

Transportation has denied the proposal for additional slots at O'Hare from Wittman Field. Senators Kohl, Feingold and Congressman Petri have sent letters urging them to reconsider. Airport Manager Sokol is working with the City of Oshkosh on some development around Wittman Field. The Foreign Trade Zone is being promoted at the airport. A double billing occurred at Wittman Field resulting in a \$139,000 refund from Public Service. He commended Basler's Flight Service for locating a stranded vehicle on Lake Winnebago and notifying authorities.

PUBLIC HEARING

Ron Detjen, Oshkosh, Wis., Walt Chrapla, 721 Mitchell Street, Neenah, Wis., Ken Weber, 806 Oak Street, Oshkosh, Wis., John Gehr, 1517 Plummer Street, Oshkosh, Wis., Mike Price, 2089 Scenic Drive, Oshkosh, Wis., Jim Pennau, 451 Hazel Street, Oshkosh, Wis., and Gary Yakes, Oshkosh, Wis. spoke in opposition to Resolution 376-294 - Negotiation for Purchase of Wisconsin National Life Building. Bob Small, Executive Director, Oshkosh YMCA, Barbara Baier, Oshkosh, Wis., John Casper, 1395 Oakwood Court, Oshkosh, Wis., and Rob Kleman, 1170 Locust Street, Oshkosh, Wis. asked for a delay in considering Resolution 376-294—Negotiation for Purchase of Wisconsin National Life Building.

Herb Clark, 3686 Leonard Road West, Oshkosh, Wis., Jerry Frey, 4194 Island View Beach, Oshkosh, Wis., Chris Bodwin, 2838 Montclair Place, Oshkosh, Wis., Connie Owens-Schultz, 2131 Fairview, Oshkosh, Wis., Mary Luebke, 1840 Crestview Drive, Oshkosh, Wis., Bob Schultz, 2131 Fairview, Oshkosh, Wis. Doug and Robert Juedes, 1655 Beech Street, Oshkosh, Wis. spoke in support of Resolution 376-294. Jim Zitzelberger, 1112 Jackson, Oshkosh, Wis. spoke on Resolution 376-294 and suggested the parking issue be given careful consideration.

Walt Chrapla, 721 Mitchell Street, Neenah, Wis. discussed Resolution 377-294 and questioned the interest rates being charged by Valley Bank and Public Service. Corporation Counsel Bodnar responded that Valley Bank is charging 2% below prime and Public Service is charging 1-1/2% below prime and the loan will be secured by a mortgage. He also questioned what financial reports will be required annually by the Industrial Development Board and where will the county look for relief in the event of a default. Supervisor Lauson moved to accept the Wisconsin National Life report. Motion withdrawn.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber reported that an emergency ambulance agreement has been worked out with Gold Cross, and he supports Resolution 372-294 adopting it. He received a communication from the Outagamie County Executive advising that they are remodeling part of their jail for secure juvenile detention for a regional juvenile facility. It should be completed by October, 1994 and we will negotiate a contract for our participation in it. He supports reconsideration of Resolution 366194—Chamco Loan. He announced 4 landing slots at O'Hare from Wittman Field are being promoted by Congressman Petri, Senator Kohl and Senator Feingold. He hopes to get the Highway Department relocation moved to an earlier date in the Capital Improvements Plan. It is scheduled for 1997 presently. He spoke in opposition to Resolution 376-294—Negotiation for Purchase of Wisconsin National Life Building.

COUNTY EXECUTIVE'S APPOINTMENT

APPOINTMENT TO INDUSTRIAL DEVELOPMENT BOARD

County Executive Steinhilber presented the name of Douglas Pearson, Executive Director of Chamco, Oshkosh, Wis. as his appointee to the Industrial Development Board. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

APPOINTMENT TO WINNEFOX LIBRARY BOARD

County Executive Steinhilber presented the name of Mrs. Jan Mayer, 1204 Maria Lane, Menasha, Wis. as his appointee to the Winnefox Library Board. Motion by Supervisor Lauson and seconded to accept. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl commended Supervisor Ron Montgomery on his work with Junior Achievement. He welcomed Supervisors Savas and Breister back after their medical problems. He thanked Supervisor Wagner for her assistance each month in giving the prayer before each meeting. He suggested proclaiming February 14th as Patriotism Week.

AUDIT REPORT—AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE

Supervisor Planalp moved and it was seconded to accept the Americans with Disabilities Act (ADA) Compliance Audit Report prepared by County Auditor Gary Mayer. CARRIED BY VOICE VOTE.

ZONING REPORTS & ORDINANCES

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

AMENDATORY ORDINANCE NO. 02-01-94. A request from Randy M. and Patricia J. Wegner for change from B-2 (Community Business District) to R-1 (Rural Res. District, single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: change to R-3 for construction of three duplexes. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 02-02-94. A request from Rev. David G.P. Lambrecht for zoning change from R-2 (Suburban Residential Dist., single-family, subdivided) to R-3 (Two-Family Residential District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to B-5 for radio broadcasting studio. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 02-03-94. A request from Winnebago Broadcasting, Inc. for zoning change from R-3 (Duplex) to B-5 (Planned Commercial). Motion by Supervisor Sievert and seconded to deny. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 3. A request from Town of Rushford on behalf of James Freeman, for zoning change from Agriculture 2 to Agriculture 3. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 4. A request from Town of Vinland on behalf of Theodore Kortz for zoning change from Residential (R-1) to Light Industrial (M-1). Motion by Supervisor Hue and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 5. A request from Town of Wolf River on behalf of John C. Potratz 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.**

CLOSED SESSION

Supervisor O'Brien moved, Supervisor Lauson seconded to go into closed session, pursuant to the provisions of Section 19.85(1)(e), Stats., for the purpose of deliberating or negotiating the purchasing of public properties, specifically, the Wisconsin National Life Insurance Building,

in that competitive and bargaining reasons require a closed session following a brief break. Ayes: 29—Breister, Bahr, Barker, Diakoff, Finch, Kramer, Lawson, Hue, Lauson, Kollath, Lace, Planalp, O'Brien, Putzer, Robl, Savas, Schwartz, Steber, Shute, Sundquist, Rankin, Wagner, Troxell, Sievert, Winters, Arne, Koziczkowski, Albrecht, Maehl. Nays: 4 Gose, Montgomery, Webster, Laabs. Excused: 5—Crowley, King, Owens, Pawlowski, Schaidler. CARRIED. At 9:15 P.M., the County Board went into closed session. At 10:20 P.M., the County Board convened in open session.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 376-294 — Authorize Negotiation for Purchase of Wisconsin National Life Building Complex

WHEREAS, your undersigned Committee has been involved in studying the needs of Winnebago County for additional office space for its employees during the past two years; and

WHEREAS, the Wisconsin National Life Insurance Company Building Complex, located at 220 Washington Avenue in the City of Oshkosh, is presently for sale; and

WHEREAS, your undersigned Committee members, after touring the building and after having reviewed the reports of the County's consultants, believe that such a building and its surrounding grounds, which include the Wisconsin National Life Building, its parking lots and two adjacent residential structures, would provide the County with suitable office and parking space which would meet the needs of Winnebago County and its employees.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to negotiate a purchase price for the Wisconsin National Life Insurance Company property, located at 220 Washington Avenue, in the City of Oshkosh, with the authorized agent of the Wisconsin National Life Insurance Company.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby requests that the Winnebago County Executive report to the Winnebago County Board of Supervisors as to the extent and circumstances of said negotiations at the Board's Special Orders of Business Meeting scheduled for March 1, 1994.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes the sum of 2.48 Million Dollars as a maximum limit for the total purchase price of said property from the Wisconsin National Life Insurance Company.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Mr. Stewart Wyngard of United Properties and Mr. Charles Windom, representing Protective Life (the owners of the Wisconsin National Life Building) gave a presentation to the board. Mr. Wyngard stated they would like to offer the main Wisconsin National Life building complex and the old Post Office facility for a total purchase price of \$3,000,000, subject to a study showing the purchase and remodeling of the facilities will not exceed \$6,000,000. The old Post Office facility has 22,500 square feet of space, with most of it on the first floor. The second floor is served by an elevator. Protective Life will pay for the cost of the consultant up to \$20,000 for the study. It was estimated the study would take 20-30 days to complete. If the total facility cost exceeds \$6,000,000, they will reduce the purchase price to keep the cost at \$6,000,000, at Wisconsin National Life's option. There is a total of 269 paved parking spots for both facilities. Two homes are included with the Wisconsin National Life building, which could add 36 more parking spaces. The offer includes the air conditioning units, computer units, partitions, remaining furniture and furnishings, and energy updating has been done. Mr. Windom stated 50% of the old Post Office renters are on a month-to-month rental basis. Mr. Windom stated Protective Life would have the responsibility of providing the county with a vacant facility and pay relocation costs, if necessary. Supervisor Montgomery asked if any private firms have contacted Protective Life to purchase the buildings. Mr. Windom stated they had not. In response to concerns about the WNL building being on the State Historical Register, Mr. Bodnar stated he had contacted the State Historical Society and stated it was unlikely that they would object to further remodeling of the interior of the facility since the building has already been remodeled.

Supervisor Montgomery moved and it was seconded to object to consideration of Resolution 376-294. Corporation Counsel Bodnar explained that a two-thirds vote is needed and the motion is not debatable. He explained an "aye" vote meant a desire for consideration of the resolution and a "nay" vote meant a desire to not consider the resolution. Vote on Montgomery motion: Two-thirds vote required: Ayes: 24. Nays: 8—Montgomery, Laabs, Putzer, Schwartz, Steber, Shute, Sundquist, Webster. Excused: 6—Crowley, Kramer, King, Owens, Pawlowski, Schaidler. MOTION LOST.

Supervisor Diakoff moved and it was seconded to amend line 19 to insert "Board Chairman, Chairman of the Property Management and Maintenance Committee and a representative of Hoffman Corporation". Ayes: 29. Nays: 4—Montgomery, Laabs, Schwartz, Steber. Excused: 5—King, Schaidler, Owens, Crowley, Pawlowski. CARRIED.

Supervisor Kollath moved and it was seconded to delete lines 29-32. Ayes: 33. Nays: 5—King, Schaidler, Owens, Crowley, Pawlowski. CARRIED.

Supervisor Bahr moved and it was seconded to add the Oshkosh Office Center at 219 Washington Avenue in the City of Oshkosh on lines 10, 15 and 31. Ayes: 30. Nays: 3—Steber, Schwartz, Montgomery. Excused: 5—King, Schaidler, Owens, Crowley, Pawlowski. CARRIED.

Vote on resolution as amended: Ayes: 27. Nays: 6—Steber, Schwartz, Montgomery, Putzer, Laabs. Excused: 5—King, Schaidler, Owens, Crowley, Pawlowski. CARRIED.

RESOLUTION NO. 368-294 — Substitute One Position of Records Clerk for One Position of Dispatcher: Sheriff's Department

WHEREAS, the introduction of new technology in the form of mobile data terminals has reduced the workload within the Communications Center of the Sheriff's Department to the extent that one position of Dispatcher can be permanently removed from the Table of Organization of the Sheriff's Department; and

WHEREAS, the workload in the Records Division of the Sheriff's Department has grown to the extent that the need for one new full-time position of Records Clerk presently exists; and

WHEREAS, the efficiency of the Sheriff's Department can best be enhanced by substituting one position of Records Clerk for one position of Dispatcher within the Department; and

WHEREAS, immediate implementation of such a substitution will not only enhance departmental efficiency but will also result in a cost reduction.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one position of Dispatcher be replaced with one position of Records Clerk within the Table of Organization of the Sheriff's Department.

Submitted by,

**JUDICIARY AND PUBLIC SAFETY COMMITTEE
& PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 32. Nays: 0. Excused: 6—King, Schaidler, Pawlowski, Owens, Crowley, Savas. CARRIED.

RESOLUTION NO. 369-294 — Commendation to Dick Nooe

WHEREAS, Dick Nooe has been employed with the Department of Community Programs for Winnebago County, for the past twenty-

five years and five months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Dick Nooe 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 Dick Nooe 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 Dick Nooe.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—King, Schaidler, Pawlowski, Crowley, Owens, Breister. CARRIED.

RESOLUTION NO. 370-294 — Support Citizen Advocacy Program

WHEREAS, people with disabilities are often at a risk of being denied basic human rights because of a lack of opportunity to freely express their will and opinion; and

WHEREAS, the goal of the Citizen Advocacy Program is to promote a more open, competent and responsive community where people with disabilities become active, participating members of the community; and

WHEREAS, your undersigned Committee believes in the power, ability and competence of citizens to enter into relationships with people with disabilities, to stand by those persons and to affect change; and

WHEREAS, the week of February 14-18, 1994 has been declared as Citizen Advocacy Week in the State of Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby endorses the Winnebago County Citizen Advocacy Program in its attempt to heighten the awareness and abilities of people with disabilities in Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be forwarded to the Winnebago County Citizen Advocacy Program, 201 Ceape Avenue, #5, Oshkosh, Wisconsin 54901.

Submitted by:

COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 30. Nays: 2—Montgomery and Rankin. Excused: 6—King, Owens, Schaidler, Pawlowski, Crowley, Breister. CARRIED.

RESOLUTION NO. 371-294 — Disallow Claim of Charlene A. Bailey

WHEREAS, your Personnel and Finance Committee has had the claim of Charlene A. Bailey 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 Charlene A. Bailey dated January 18, 1994, 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: 30. Nays: 1—Montgomery. Excused: 7—Wagner, King, Schaidler, Crowley, Owens, Breister, Pawlowski. CARRIED.

SUBSTITUTE RESOLUTION NO. 372-294 — Authorize Emergency Ambulance Service Coordinating Agreement Between Winnebago County and Gold Cross Ambulance Service, Inc.

WHEREAS, your undersigned Committee desires that an Agreement be entered into between Winnebago County and Gold Cross Ambulance Service, Inc., defining the obligations of Gold Cross Ambulance Service with regard to its provision of coverage to citizens of Winnebago County; and

WHEREAS, such an Agreement has been drafted and is attached hereto as a part of this Resolution, and your undersigned Committee has approved the form of said Agreement.

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 an Emergency Ambulance Service Coordinating Agreement with Gold Cross Ambulance Service, Inc., a copy of said Agreement being attached hereto and incorporated by reference as a part of this Resolution.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Ayes: 30. Nays: 2—Lace and Montgomery. Excused: 6—King, Schaidler, Crowley, Owens, Breister, Pawlowski. CARRIED.

AMENDED RESOLUTION NO. 373-294 — Authorize Transfer of \$25,000 From General Fund to Solid Waste Management Board As Compensation For Location of New Huber Facility Upon Landfill Adjacent Land

WHEREAS, the Winnebago County Board of Supervisors has determined that it is necessary to construct a facility to house Huber Law prisoners within Winnebago County; and

WHEREAS, it is the determination of the Property Management and Maintenance Committee that the location of a new Huber facility upon County owned property located adjacent to the present Winnebago County Landfill would best serve the interest of all County residents, in that said property is located within the boundaries of the City of Oshkosh and is serviced by City of Oshkosh sewer and water utilities; and

WHEREAS, at a joint meeting of the Property Management and Maintenance Committee, Judiciary and Public Safety Committee and Solid Waste Management Board, the siting of said new Huber facility was limited to two potential sites:

Site No. 1, at the Northwest corner of County Road Y and USH 45, and

Site No. 2, located at the Southeast corner of County owned property adjacent to the Landfill (See attached map); and

WHEREAS, the above Committees have determined that a transfer of assets not to exceed \$25,000 should be made to the Solid Waste Management Board to compensate the Board for its previous purchase of property through the use of Landfill tipping fees.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the selection of Site #1 and Site #2 as appropriate potential locations for a new Huber facility in Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of an amount not to exceed \$25,000 from the Winnebago County General Fund to the Solid Waste Management Board as compensation to the Solid Waste Management Board for the prior purchase of said property through the use of Landfill tipping fees. The actual amount of funds transferred shall be based upon the actual acreage necessary for construction of the facility.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that such funds shall be reimbursed to the Winnebago County General Fund from any subsequent borrowings related to this project which may occur.

Submitted by:

PROPERTY MANAGEMENT & MAINTENANCE
COMMITTEE, JUDICIARY & PUBLIC SAFETY
COMMITTEE AND SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor Gose and seconded to adopt. Two-thirds vote required. Ayes: 31. Nays: 1—Steber. Excused: 6—King, Pawlowski, Crowley, Owens, Breister, Schaidler. CARRIED.

RESOLUTION NO. 374-294 — Authorize Support of Assembly Bill 912 (DNR Issuance of Recreation Cards for Senior Citizens 60 Years and Older/DNR Issuance of Free Sport Fishing License to Senior Citizens 60 Years and Older)

WHEREAS, Assembly Bill 912 has been introduced before the Wisconsin State Legislature; and

WHEREAS, said Bill would authorize the Department of Natural Resources to issue senior citizens 60 years of age and older a recreation card for the price of \$15.00; and

WHEREAS, Assembly Bill 912 would also authorize the Department of Natural Resources to issue a permanent free sport fishing license to residents who are 60 years of age and older; and

WHEREAS, your undersigned Committee supports the passage into law of said Bill.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes its support for the passage of Assembly Bill 912 by the Wisconsin State Legislature.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to all Wisconsin State Legislators representing constituents residing in Winnebago County, to the Wisconsin Counties Association and to the Office of the Governor.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 22. Nays: 9—Bahr, Lawson, Hue, O'Brien, Laabs, Schwartz, Sundquist, Rankin, Webster. Abstention: 1—Diakoff. Excused: 6—Breister, Crowley, King, Owens, Pawlowski, Schaidler. CARRIED.

RESOLUTION NO. 375-294 — Authorize Subgrant Application Regarding Hazardous Materials Transportation Act (HMTA)

WHEREAS, grant money is presently available from the State Emergency Response Board (SERB) to provide for hazardous materials response relating to training for firefighters and other public sector employees; and

WHEREAS, the Winnebago County Board of Supervisors has previously approved the acceptance of grant monies from the SERB as made available to the County Local Emergency Planning Committee (LEPC) for training projects; and

WHEREAS, the purpose of said training course is to educate first responders as to concepts and techniques to utilize with regard to hazardous materials incidents.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes its Emergency Government Director to apply to the State Emergency Response Board for a Hazardous Materials Transportation Subgrant in an amount not to exceed \$1,840.00 and to apply said grant, if received, to provide a training course to first responders with regard to responses to hazardous materials incidents.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Ayes: 31. Nays: 1—Kramer. Excused: 6—King, Pawlowski, Crowley, Schaidler, Owens, Breister. CARRIED.

MOTION NO. 377-294 — Reconsider Resolution 366-194 (Approve County Industrial Development Project: Provide Loan to City of Oshkosh For Use In Construction of Manufacturing Building In Southwest Industrial Park)

Your undersigned Board members, having voted on the prevailing side with regard to Resolution -366-194, hereby move the Winnebago County Board of Supervisors for reconsideration of Resolution

#366-194. A copy of said Resolution, as adopted, is herewith attached.

Submitted by:

PAUL SUNDQUIST, DIST. #17

NANCY BARKER, DIST. #2

ANNE LAWSON, DIST. #25

ALAN SHUTE, DIST. #13

DAVID ALBRECHT, DIST. #11

JOSEPH MAEHL, DIST. #6

JOHN HUE, DIST. #30

ORRIN KING, DIST. #24

STEPHEN RANKIN, DIST. #36

LYNNE WEBSTER, DIST. #34

COUNTY BOARD SUPERVISORS

Motion by Supervisor Sundquist and seconded to reconsider. Ayes: 27. Nays: 5—Steber, Gose, Finch, Diakoff and Laabs. Excused: 6—Schaidler, King, Pawlowski, Crowley, Breister, Owens. CARRIED.

SUBSTITUTE RESOLUTION NO. 366-194 — Provide Loan to Chamco for Use in Construction of Manufacturing Building in Southwest Industrial Park

WHEREAS, your Industrial Development Board has received a request from the Chamco for a loan of funds in the amount of \$250,000, the proceeds of which would be utilized for the purchase of land and the construction of an industrial manufacturing building in the Southwest Industrial Park in the City of Oshkosh; and

WHEREAS, Chamco, Inc. has indicated to your undersigned Industrial Development Board that the Schiek Company, a local company whose primary business is the manufacture and distribution of industrial back support belts, is in need of expanding its present industrial space and is interested in renting such a building from Chamco, should Chamco be able to construct such a building and has also indicated an interest in possibly purchasing said building from Chamco; and

WHEREAS, the Schiek Company has also indicated to Chamco that the construction of said building could possibly result in a doubling of its work force within the City of Oshkosh within the next five years, based on present sales projections, from 14 to 28 employees; and

WHEREAS, Chamco, Inc. has indicated to the Industrial Development Board that the probable approximate cost for the purchase of said land and construction of said building are \$350,000, with the Wisconsin Public Service Corporation willing to loan approximately \$75,000 to Chamco to assist in financing said project; and

WHEREAS, said loans to Chamco would be secured through a parity mortgage to both the Industrial Development Board and Wisconsin Public Service, with both parties being provided a mortgage against said property with their interest in said property being secured to the extent of the percentage of their total investment in said project; and

WHEREAS, Winnebago County and its Industrial Development Board are empowered to make such loans pursuant to the authority vested by Section 59.071(6)(a), Wisconsin Statutes; and

WHEREAS, the construction of this building will eventually increase the tax base and employment in the City of Oshkosh and surrounding areas within Winnebago County; and

WHEREAS, your Industrial Development Board is requesting that the County Board approve this project for funding at this time in order that construction can begin upon said building as soon as possible.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the aforementioned Winnebago County Industrial Development project be and the same is hereby approved.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds in the amount of \$250,000 shall be made available to loan to the Chamco, Inc., from the Winnebago County Industrial Development Board Fund, with such loan agreement to be for a period of five (5) years at an interest rate of 1/2 of prime rate on the date that the loan is made, with interest due yearly upon said loan and the principal of said loan to be due to the Winnebago County Industrial Board on the 5th year anniversary date of said loan.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said loan shall be secured by a first mortgage upon the property purchased by Chamco, Inc. with the proceeds from said loan, and improvements thereon, in parity with the Wisconsin Public Service Corporation, in an amount equal to the percentage of the Winnebago County Industrial Development Board's investment in the total cost of said project.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and Winnebago County Clerk are authorized to execute an agreement between Winnebago County and its Industrial Development Board and Chamco, Inc. for this project and for said loan.

Submitted by:

INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Sundquist and seconded to adopt. Vote required: two-thirds of membership. Ayes: 28. Nays: 4—Finch, Diakoff, Laabs, Steber. Excused: 6—King, Pawlowski, Crowley, Owens, Schaidler, Breister. CARRIED.

RESOLUTION NO. 378-294 — Select Hoffman Corporation As Construction Manager For Huber Law Facility

WHEREAS, your undersigned Committee has received requests for proposals from three different construction companies for construction management services as to the proposed Huber Law Facility; and

WHEREAS, your undersigned Committee believes that the proposal of Hoffman Corporation to provide construction manager services in relationship to the construction of said Huber Law Facility represents the best proposal submitted to the County with regard to said project.

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 contract with Hoffman Corporation, 2019 Valley Fair Mall, Appleton, Wisconsin to provide construction management services in relationship to the construction of a Huber Law Facility for Winnebago County, with said services to be provided at an hourly rate of \$65.00 per hour for construction management fees; \$50.00 per hour for direct personnel expenses; and for reimbursable costs to be reimbursed to Hoffman Corporation at their actual costs.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any payments made to Hoffman Corporation pursuant to this Agreement shall not exceed the amount which the Winnebago County Board of Supervisors has appropriated for this purpose.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that in any event, construction management fees paid to Hoffman Corporation pursuant to such Agreement shall not exceed, in total, the sum of \$48,960.00, nor shall direct personnel expenses paid to Hoffman Corporation for said project exceed the total sum of \$69,300.00.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5,000 from the General Revenue Fund to the Winnebago County Planning Department for the purpose of compensating Hoffman Corporation pursuant to this Agreement.

Submitted by:

PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Supervisor Wagner moved and it was seconded to amend to add on line 35: "BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that such funds shall be reimbursed to the Winnebago County General Fund from any subsequent borrowings related to this project which may occur." AMENDMENT CARRIED BY VOICE VOTE. Vote on resolution as amended: Two-thirds of membership required—Ayes: 27. Nays: 3 Steber, Putzer, Laabs. Excused: 8—Breister, Bahr, Crowley, King, Planalp, Owens, Pawlowski, Schaidler. CARRIED.

RESOLUTION NO. 379-294 — 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 COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Ayes: 30. Nays: 0. Excused: 8—Bahr, Breister, Planalp, King, Owens, Schaidler, Crowley, Pawlowski. CARRIED.

Supervisor Hue moved and it was seconded to adjourn to March 1, 1994 at 6:00 P.M. for a Special Orders of Business meeting. CARRIED BY VOICE VOTE. Meeting adjourned at 11:15 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 February 15, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board Of Supervisors
of
Winnebago County

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

TUESDAY, MARCH 1, 1994

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: 32 present. Excused: 6—Owens, Pawlowski, Lawson, Savas, Crowley, Schaidler.

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

COMMUNICATIONS, PETITIONS, ETC.

Letter from Kathleen Propp opposing purchase of the Wisconsin National Life and Oshkosh Office Center buildings was received and placed on file. Letter from Governor Thompson regarding Assembly Bill 912-free fishing licenses for senior citizens was read and placed on file. Letters from Representative Dean Kaufert regarding the Fox River Heritage State Park and Senate Bill 485 regarding a filing fee for marriage ceremonies performed by judges were read and placed on file. Letters from Senator Michael Ellis regarding the Fox River Heritage Park and Assembly Bill 912 were read and placed on file. Letter from Rosemary Roy, Director of the Winnebago County Health Department, in response to the Town of Menasha's questions on her department was received and placed on file. Notice of meeting on Developing the County Budget with the 1994 Levy Rate Limit to be held March 11th was announced. Notice of Wisconsin Counties Association meeting on Unemployment and Worker's Compensation to be held March 28, 1994 in Wausau was received and filed.

COUNTY EXECUTIVE'S REPORT

Corporation Counsel John Bodnar gave the report for the County Executive who was out of the state. He stated our financial advisors are looking into financing for the Highway Department move to the Landfill. He stated a meeting was held on February 24th to discuss negotiations for the Wisconsin National Life and Oshkosh Office Center buildings. An agreement was reached for Protective Life to provide a feasibility study up to \$20,000 for the Oshkosh Office Center. They will meet again after the study. Congressman Petri, Senator Kohl and Governor Thompson are working to get approval for 4 landing slots at O'Hare from Wittman Field.

COMMITTEE REPORTS

Supervisor Troxell reported he and Supervisor Planalp will be proposing a freeze on spending at the 1994 level for the 1995 budget and would like input from other supervisors. Supervisor Planalp spoke in support of AB 1152 regarding court funding. Supervisor Webster reported the Historical Preservation Task Force had its first meeting of the 11-member committee.

PUBLIC HEARING

Jane Anderson, President of the Oshkosh Education Association, Oshkosh, Wis. spoke in support of the Sears building. Rosemary Roy, Public Health Nurses Director, spoke in support of the Sears building. Al Brouilliere, Oshkosh, Wis. stated a plan should be developed for the present Social Services building after it is emptied, and suggested the Health Department be placed in that building. Robert Juedes, Oshkosh, Wis., spoke in support of the purchase of the Wisconsin National Life building.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Joseph Maehl asked that February per diem reports be submitted by March 2nd. He thanked those who helped him get out of jail in the Muscular Dystrophy Jail & Bail. He announced the National Association of Counties convention will be held July 31 to August 4 in Las Vegas. Supervisor Barker was elected Chairman of the Green Bay Remedial Study Group. Ice skater and Olympics commentator Scott Hamilton was at the county's Ice Arena recently. He read a letter from Bob Larsen regarding patriotism week not being publicized. A Fox Locks study, comprised of Brown, Outagamie and Winnebago County representatives, is being conducted.

UNFUNDED LIABILITIES REPORT

Mark O'Connell, Legislative Supervisor for Wisconsin Counties Association, explained the unfunded liabilities problem facing counties. All public employers put 12% of its payroll into the Wisconsin Retirement System. The 1989-1990 legislature passed a bill demanding the portion of the fund that is unfunded (Winnebago County's portion is \$6,436,000 at 8% interest). He explained the difference between a defined contribution plan and a defined benefit plan. A defined contribution plan would have employers pay 11-13% of their payroll, and the employees would get the cash plus interest upon retirement. The defined benefit plan is figured on the last 3 years of salary, how long they worked in the system, and other factors to determine the benefit.

We are in year 4 of a 40-year repayment plan for the \$6.4 million. Payments are \$274,000 a year, but the interest is \$500,000 annually. Every time a pension improvement bill is passed, the 40-year repayment plan starts over, so we will probably never get to the end of it. Solutions offered are bonding for the money at a lower interest rate, or joining the newly-created Wisconsin Counties Association Bond Commission, pool the liability with other counties, pay one bond counsel, 2 attorneys, and 1 financial consultant to reduce expenses and get a lower interest rate. Two counties are needed in the beginning to start the Bond Commission. The board of directors would be comprised of county supervisors. Bonding for other county projects could also be done through the Bond Commission. The counties would have to move quickly to take advantage of the low interest rates at present.

Supervisor Lauson moved, Supervisor Planalp seconded to bring in a resolution at the next meeting to authorize Winnebago County to enter into the Bond Commission. Ayes: 30. Nays: 1—Gose. Excused: 7—Robl, Crowley, Savas, Lawson, Pawlowski, Schaidler, Owens. CARRIED.

COUNTY BUILDING PROJECTS UPDATE

Supervisor Wagner reported the Property Management and Maintenance Committee met on February 21, 1994 and authorized the negotiations for the Wisconsin National Life Building and study of the Oshkosh Office Center. On February 23rd, she met with Jack Steinhilber, John Bodnar and Joe Maehl to discuss details and on February 24th they met with Stewart Wyngard of United Properties who repeated the same offer made to the County Board last month. He will provide more information on March 2nd. The owners will pay

for the space study of the Oshkosh Office Center building to be done by Sauter-Seaborne for no more than \$20,000. No companies have expressed an interest in the WNL building, however, several real estate agents have inquired about it. Corporation Counsel Bodnar asked Mr. Wyngard to check Wisconsin law about moving tenants out of the Oshkosh Office Center. Supervisor Schwartz expressed concerns about department heads not having input into the decisionmaking for the new building. Kelly Sperl, Sauter-Seaborne, recently spoke to each department head involved regarding the Oshkosh Office Center. Sauter-Seaborne will do a redesign of the building to accommodate the county departments. Supervisor Montgomery had concerns about the limited on-street parking near the WNL building. Supervisor Rankin stated if any company purchased the WNL building, parking would still be an issue. Supervisor Wagner felt there will be ample parking with the demolition of the 2 houses included, the large parking lot with the WNL building and the parking lot adjacent to the Oshkosh Office Center.

The Neenah Human Services building is under construction. Supervisor Steber asked about the parking problem. Tom Martin, Hoffman Corp., explained the City of Neenah is planning construction of the alley near it beginning on May 1 and completion by June 15. When the old Social Services building is demolished, there may be a parking shortage until the new lot is finished.

A frivolous resolution was presented to the board to make Supervisor Hue the County Cat and Rabbit Commissioner. A non-vote was held, with Supervisor Hue voting against.

Supervisor King moved and it was seconded to adjourn until March 15, 1994 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:00 P.M.

Respectfully submitted,

Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held March 1, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board Of Supervisors
of
Winnebago County

**SINE DIE
COUNTY BOARD MEETING**

TUESDAY, MARCH 15, 1994

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

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

Roll Call: All present except Supervisors Bahr, Owens, Winters and Lauson.

Supervisor Planalp moved and it was seconded to accept the minutes of February 15, 1994, with a correction on page 304 on the second line to Nays: 0. Excused: 5. and the cover of the booklet should read "Adjourned Session". **CARRIED BY VOICE VOTE.**

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

COMMUNICATIONS, PETITIONS, ETC.

Resolution of the Town Board of the Town of Neenah expressing concern as to Winnebago County road construction affecting access to Larsen Road was referred to Highway Department. Chairman Joe Maehl was appointed to the 1994 Wisconsin Counties Convention Committee. Letter from Town of Menasha regarding apportionment of Winnebago County Tax Lister Cost Center was referred to Personnel and Finance Committee. Invitation to grand opening of the new Neenah Police Facility to be held March 19, 1994 at 10 A.M., with an open house from 1030 A.M. to 4 P.M. was read and placed on file. Letter from A Concerned Citizen regarding a smoke-free environment at Park View Health Center was referred to the Park View

Health Center Committee. Letter from Zillur R. Kham, Professor and Chair of the Political Science Department at UW-Oshkosh regarding the Student Merit Performance Award for 1993-1994 presented to Supervisor Kristi Winters was read and placed on file.

Petition for Zoning Amendment from Mike & Sandy Miller for change from A-2 to R-1 for a single-family house was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Bradley Reitzner for change from M-1 to R-2 for lot extension was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Sally Jorgenson for change from B-2 to M-2 for retail outlet store and offices was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Linda M. Smith for change from Agriculture to Residential for a single-family residence was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Thomas C. Jones, Jr. for change from A-2 and B-3 to Residential for single-family residence was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Craig D. Kissner for change from A-1 to M-2 for a concrete batch plant was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Gose reported the Judiciary & Public Safety Committee will meet on March 21 and March 29, 1994 at 3:30 P.M. to discuss County Board rules. Supervisors are invited to attend or send written comments regarding rule changes or additions. He also urged supervisors to read the Parks Department report which lists the events scheduled at the Expo Center this year. Supervisor Sundquist asked supervisors to read the letter on their desks from Chamco regarding Wisconsin National Life.

PUBLIC HEARING

Jeff Christensen, Parks Director, urged support of Resolutions 380-394, 381-394, 382-394, 383-394, 384-394 and 396-394 all relating to County Parks activities.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber thanked and congratulated the retiring board members. He reported that the costs were higher than anticipated for the Oshkosh Office Center remodeling. He came to the conclusion that there are problems with the dual office buildings of Wisconsin National Life and Oshkosh Office Center. He received a letter from the Acting Oshkosh City Manager offering the former Rad-

ford property to the county at no cost to be used for a Human Services Building. He met with him and other city officials regarding the Radford site and soil contamination information. Soil Testing Services was hired by the Radford Company in 1990. Before the Oshkosh Library moved into the buildings, all the contaminated soils were removed under the supervision of the D.N.R. at a cost to the city of \$44,000. He will contact the firm that did the removal of the soil to find out any concerns that we should be aware of. The Neenah Human Services building is on schedule and should be occupied by June 6, 1994. He presented an award to Winnebago County for achievement of excellence in financing reporting to Chairman Maehl and an award from the Governmental Finance Officers Association to Finance Director Chuck Orenstein.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl presented a \$200 savings bond to Ray Kilanowski, Purchasing Department, for his suggestions regarding standardizing county stationery. He reported a \$100 savings bond will be presented to Ann Nelson, LPN at Park View Health Center, for her suggestion to replace the small paper medical cups with larger plastic cups at a lower cost. He announced Supervisor James Bahr is in the hospital and he wished him a speedy recovery. The Wisconsin Counties convention will be held September 11-14 in Green Bay. He listed some of the accomplishments of the 1992-1994 County Board: countywide road naming and numbering; termination of lobbyist duties; non-metallic mining ordinance adopted; Courthouse Lounge Room renovated; Neenah Human Services building being constructed; Wittman Field Master Plan concept approved; Material Recovery Facility opened at the Landfill; security officer stationed at the Courthouse; E.A.A. Lease signed; Tri-County Expressway completed; Historic Preservation Task Force established; agreement with Outagamie County for secured detention facility for juvenile offenders approved; Huber Facility is being planned; and we have a new Sheriff, Social Services Director, Emergency Government Director and County Executive. He announced the April 19th County Board meeting will be the organizational meeting and the business meeting will be on April 26th. An orientation session for new supervisors will be held in April, after the April 5th election. Current supervisors remain in office until April 18th.

He presented plaques for the following retiring supervisors: J. C. "Blondie" Pawlowski, James Bahr, Carol Owens, William Breister Donald Steber and Geneva Laabs and thanked them for their years of service. Supervisor Wagner presented a birthday gift to Chairman

Maehl. A short recess was taken and a reception was held for the retiring supervisors. Chairman Maehl thanked Delores Durkee for the picture she donated to be shown to the TV audience during County Board breaks.

REPORT ON BUILDING PROJECTS

Supervisor Wagner reported on a meeting with Stewart Wangard on Monday. The report has been received from Sauter-Seaborne on the Oshkosh Office Center and Wisconsin National Life buildings. The costs came in higher than expected. She checked on the Radford building and found the city has never done a study of that area. The Property Management & Maintenance Committee looked at the Radford building several years ago, but turned it down because of traffic, being in the university area, and soil contamination problems. Removing contaminated soil costs \$2,000 per barrel.

Dan Krause, Sauter-Seaborne, gave a report on the Feasibility Study of the Oshkosh Office Center and Wisconsin National Life building. The Oshkosh Office Center would need roof and window replacement. Walls, ceilings, doors, the elevators and stairs would have to be updated. There is ample parking and the building is handicapped accessible. Tom Martin, Hoffman Corp., reported the costs would be as follows: Wisconsin National Life and Oshkosh Office Center—\$6,750,000; Wisconsin National Life with an addition—\$6,715,000; or building at the Courthouse site \$8,673,000. There are no plans developed yet for the current Social Services building. Dave Schmidt, County Planner, stated there is a possibility of \$500,000 in relocation costs for tenants at the Oshkosh Office Center. Mr. Bodnar stated relocation costs could be up to \$50,000 per tenant for the 12 tenants in the building. These costs would be involved if the county purchased or had an offer to purchase the building and the tenants were still in the building.

Mr. Krause stated he worked with department heads involved throughout the study process. The county is waiting for Mr. Wangard to return to continue the negotiating process.

ZONING REPORTS & ORDINANCES

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

AMENDATORY ORDINANCE NO. 03-01-94. A request from Charles Offerman for change from R-1 (Rural Residential Dist., Single-

Family, Non-Subdivided) to R-2 (Suburban Residential Dist., Single-Family, Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: change to B-3 for automobile sales and service. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-02-94. A request from Dan Luebke for zoning change from M-1 (Light Industrial & Office District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to A-2 for development of 5-acre residential lots. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-03-94. A request from Jack J. and Karen J. Jensen for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

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

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 380-394 - 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.

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 by the Winnebago County Board of Supervisors 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 the Winnebago County share of the cost for this project be made available from funds budgeted in the 1994 budget.

Submitted by:

PARK AND RECREATION COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Supervisor Gose moved and it was seconded to amend line 17 to add "for eleven buoys" after "as may be available". **CARRIED BY VOICE VOTE**. Vote on resolution as amended: Ayes: 33. Nays: 0. Excused: 5—Bahr, Lauson, Owens, Wagner, Winters. **CARRIED**.

RESOLUTION NO. 381-394 - Application For Aids From Wisconsin Department of Natural Resources, Boom Bay Boat Landing Breakwater Relocation Project

WHEREAS, Winnebago County has determined that the breakwater at Boom Bay Boat Landing needs to be relocated so as to provide a larger, well protected harbor for boating enthusiasts; and

WHEREAS, Winnebago County is requesting funding assistance from the Wisconsin Department of Natural Resources for the purpose of relocating the Boom Bay Breakwater and is required to file an application requesting the same.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive be and hereby is authorized to submit an application, on behalf of Winnebago County, to the Department of Natural Resources for such funding aids as may be available and to take whatever action is necessary to complete the aforementioned Boom Bay Breakwater 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 the Winnebago County share of the cost for this project be made available from funds budgeted in the 1994 budget.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Wagner, Bahr, Owens, Winters, Lauson. CARRIED.

RESOLUTION NO. 382-394 - Authorize Application For Aid From Wisconsin Department of Natural Resources: County Fish and Game Aids Lake Butte Des Morts Boat Landing Shore Fishing Project

WHEREAS, the Legislature of the State of Wisconsin has enacted legislation providing for allocation of funds by the Wisconsin Department of Natural Resources to counties within the state, on an acreage basis, for county fish and game projects, subject to the condition that the counties match any state funding allocation; and

WHEREAS, Winnebago County desires to participate in county fish and game projects, pursuant to provisions of Section 23.09(12), Wisconsin Statutes; and

WHEREAS, the Lake Butte Des Morts Boat Landing Shore Fishing Project is a project designed by the Winnebago County Parks Department which meets the funding criteria that the State of Wisconsin Department of Natural Resources has established for county fishing projects.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the County Executive to submit an application, on behalf of Winnebago County, to the Wisconsin Department of Natural Resources for county fish and game aids for the purpose of completing the aforementioned Lake Butte Des Morts Boat Landing Shore Fishing Project, and further authorizes the County Executive to take whatever other action is necessary to obtain funding for such project from the State of Wisconsin.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Winnebago County shall comply with all state and federal rules relating to the use of any Department of Natural Resources grants received with regard to the completion of the Lake Butte Des Morts Boat Landing Shore Fishing Project.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Winnebago County's share of the cost for said project shall be made available from funds already appropriated for said project within the 1994 Winnebago County General Budget.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Lauson, Bahr, Owens and Winters. CARRIED.

RESOLUTION NO. 383-394 - Accept Title to Property Donated by Elbert C. Leach Jr. and Patricia L. Stearns

WHEREAS, Elbert C. Leach Jr. and Patricia L. Stearns desire to donate approximately 70.5 acres of property located in the Town of Oshkosh, with exceptions, to Winnebago County; and

WHEREAS, the property is a high quality wetland remnant, worthy of preservation and needing regulation as to hunting practices, subdivision and utility encroachment; and

WHEREAS, the property has educational value and will retain its unique character under proper management.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Winnebago County does hereby authorize the Winnebago County Executive and Winnebago County Clerk to accept title from Elbert C. Leach Jr. and Patricia L. Stearns to the approximately 70.5 acre parcel of land located in the Town of Oshkosh, Winnebago County, Wisconsin as described in the legal description, a copy of which is attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Parks Department shall use such property for a marshland preserve or connected purpose.

Submitted by:

PARKS AND RECREATION COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Owens, Lauson, Winters and Bahr. CARRIED.

RESOLUTION NO. 384-394 - Request Authority to Apply For Funds For Maintenance of County-Owned Snowmobile Trails

WHEREAS, Winnebago County is interested in maintaining County owned and leased lands for public snowmobile trail use; and

WHEREAS, funds are available for snowmobile trail maintenance and snowmobile trail bridge maintenance through the Department of Natural Resources pursuant to Section 23.09(26), Wisconsin Statutes; and

WHEREAS, in order to participate in this project, it is necessary that the County Board authorize submittal of an application for said funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive be and he hereby is authorized to make application on behalf of Winnebago County with the Department of Natural Resources, pursuant to Section 23.09(26), Wisconsin Statutes, for any financial aid that may be available for public snowmobile trail use and maintenance in Winnebago County.

Submitted by:
PARKS & RECREATION COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 1—Pawlowski. Excused: 4—Lauson, Owens, Winters and Bahr. CARRIED.

RESOLUTION NO. 385-394: - Commendation to Lewis Reitz

WHEREAS, Lewis Reitz has been employed with the Highway Department of Winnebago County, for the past twenty-five years and one month, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Lewis Reitz 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 Lewis Reitz 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 Lewis Reitz.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Owens, Winters, Lauson and Bahr. CARRIED.

RESOLUTION NO. 386-394 - Disallow Claim For Injuries of Sophia L. Cichonski

WHEREAS, your Personnel and Finance Committee has had the claim for injuries of Sophia L. Cichonski 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 for injuries of Sophia L. Cichonski dated February 1, 1994, 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—Lauson, Owens, Winters and Bahr. CARRIED.

RESOLUTION NO. 387-394 - Substitute One Position of Financial Assistance Case Manager in Place of One Position of Clerk Typist II: Department of Social Services

WHEREAS, it has been determined by the Director of Social Services that, because of mandated changes of job duties within the Financial Assistance Division of the Department of Social Services, it is appropriate to substitute one position of Financial Assistance Case Manager in place of a currently vacant position of Clerk Typist II; and

WHEREAS, implementing such substitution at this time will reduce current overtime and travel expenses within the Division to the extent that only a minimal additional cost will be incurred; and

WHEREAS, implementing such substitution will result in improved efficiency in the operation of the Financial Assistance Division of offices located in Neenah.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one position of Clerk Typist II in the table of organization of the Department of Social Services be, and hereby is removed and replaced with one position of Financial Assistance Case Manager.

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of such substitution be made available from within the budget of the Department of Social Services.

Submitted by,
SOCIAL SERVICES BOARD AND PERSONNEL
AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 29. Nays: 5—Montgomery, Pawlowski, Lawson, Kramer and Schaider. Excused: 4—Winters, Owens, Lauson and Bahr. CARRIED.

RESOLUTION NO. 388-394 - Issue A Proclamation For Steve Wittman Day In Winnebago County

WHEREAS, S.J. "Steve" Wittman is celebrating his 90th birthday this month; and

WHEREAS, Steve has been an integral member of Winnebago County for more than six decades, contributing his unique talents and sound logic to literally hundreds of county-wide functions during that time; and

WHEREAS, Steve served as Manager of the Winnebago County Airport for 39 years, after which the airport was named Wittman Regional Airport in his honor; and

WHEREAS, Steve has gained international recognition for his many accomplishments within the field of air racing, which include designing his own air racers that often outperformed competitors because of his airplane's superior flying characteristics and Steve's own piloting skills...competing in—and winning—virtually every significant air race across the United States...and continuing to be competitive throughout the duration of a 60-plus year racing career that has earned Steve the title of "The Dean of Air Racing"; and

WHEREAS, Steve's influence extends to the Smithsonian Institution in Washington, D.C., where his "Buster" racer hangs in the National Air and Space Museum; and

WHEREAS, Steve has gained additional recognition for his skill in designing sport aircraft, such as the popular Wittman Tailwind and the Wittman V-Witt; and

WHEREAS, Steve has also had an impact on the manufacturing of general aviation aircraft, with his patented flat spring landing gear, his patented leading edge flap and his contributions to propeller design.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Winnebago County, Wisconsin does hereby proclaim Saturday, May 7, 1994, "Steve Wittman Day" in Winnebago County and, on behalf of the County Board and County residents, extend sincere congratulations on this most deserved honor.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34.
Nays: 0. Excused: 4—Owens, Bahr, Winters and Lauson. CARRIED.

RESOLUTION NO. 389-394 - Amend County Board Resolution #7-588 (Establishing A Winnebago County Elderly Coordinating Advisory Transportation Committee)

WHEREAS, on May 17, 1988, the County Board adopted Resolution #7-588 that establishing an eleven (11) member Winnebago County Elderly Coordinating Advisory Transportation Committee to assist the Planning and Zoning Committee in streamlining transportation services for the elderly and handicapped in Winnebago County; and

WHEREAS, said Committee has done an admirable job in coordinating elderly and disabled transportation services and leveraging additional funding for elderly and disabled transportation throughout Winnebago County for the benefits of Winnebago County residents and taxpayers; and

WHEREAS, said improved coordination developed by the Committee has created a need to expand the membership of said Committee to better represent wider interests and issues and to modify the name of said Committee to more accurately reflect the Committee's jurisdiction.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Resolution #7-588, which is attached, be amended as follows:

1. Amend those provisions as to Committee membership to comprise the representation detailed in Exhibit A, attached.
2. That the Committee consist of at least 11 members but not more than 15.
3. That the Winnebago County Elderly Coordinating Advisory Transportation Committee be renamed the "Winnebago County Elderly and Disabled Transportation Coordinating Committee".

BE IT FURTHER RESOLVED that all other provisions of Resolution #7-588 remain intact.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Owens, Winters, Lauson and Bahr. CARRIED.

RESOLUTION NO. 390-394 - Authorize One Year Moratorium On Issuance of Sign and Billboard Permits

WHEREAS, your undersigned Committee believes that there is a proliferation of billboards in those areas within Winnebago County falling within the zoning authority of the Winnebago County Zoning Department, due to the lack of spacing standards; and

WHEREAS, this County Board previously adopted Resolution #306-1093 (a copy of which is hereby attached for reference purposes) creating a six month moratorium on the issuance of permits for the installation of billboards and signs along Winnebago County's highways and roads; and

WHEREAS, the complexity of the issue with regard to the development of a proper ordinance for the spacing of signs and billboards requires additional discussion by your undersigned Committee; additional information from affected parties, such as sign companies, businesses, etc.; and additional time to explore the ramifications of legally available alternatives.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Zoning Department to establish a one year moratorium, from the date of adoption of this resolution, on the issuance of permits for the installation of billboards and signs along Winnebago County's highways and roads, for the purpose of allowing the Planning and Zoning Committee time to develop an appropriate and proper ordinance for the spacing of said signs and billboards.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 33. Nays: 1—Finch. Excused: 4—Owens, Bahr, Lauson and Winters. CARRIED.

RESOLUTION NO. 391-394 - Authorize Inventory and Audit of Use of County Motor Vehicles

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to take inventory and audit the use of all Winnebago County motor vehicles.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Sievert suggested criteria set up as to who can have a county automobile. Supervisor O'Brien asked the auditor to include maintenance of vehicles in the audit. Vote on resolution: Ayes: 34. Nays: 0. Excused: 4—Owens, Bahr, Lauson and Winters. CARRIED.

RESOLUTION NO. 392-394 - Designate Officials Authorized To Declare Official Intent Under Reimbursement Bond Regulations

WHEREAS, the Department of the Treasury has issued final regulations (Treas. Reg. Section 1.150-2) (the "Reimbursement Bond Regulations") that, for the purpose of determining whether interest on certain obligations of a state or local government is excluded from gross income for federal income tax purposes, permit the use of the proceeds of tax-exempt obligations to reimburse capital expenditures made prior to the date such obligations are issued only if the state or local government, within 60 days of the date of expenditure, declares its official intent to reimburse the expenditure with proceeds of a borrowing; and

WHEREAS, the Reimbursement Bond Regulations apply to tax-exempt obligations issued after July 1, 1993, except that such Reimbursement Bond Regulations do not apply to preliminary expenditures (such as architectural, engineering, surveying, soil testing and other similar costs but not including land acquisition, site preparation and similar costs incident to the commencement of construction) so long as such preliminary expenditures are less than 20% of the issue price of the obligations issued for such property, project or program; and

WHEREAS, the Reimbursement Bond Regulations require that if a current expenditure is to be permanently financed by a later issue of tax-exempt obligations a state or local government must declare its intention to reimburse itself for the expenditure from proceeds of a borrowing within 60 days from when the expenditure is made (the "Declaration of Official Intent"); and

WHEREAS, the Reimbursement Bond Regulations permit a state or local government to designate an official or employee to make a Declaration of Official Intent on its behalf; and

WHEREAS, the County Board of Supervisors (the "Governing Body") of Winnebago County (the "Issuer") deems it to be necessary, desirable and in the best interest of the Issuer to authorize certain officials of the Issuer to make a Declaration of Official Intent on its behalf when the Issuer reasonably expects to reimburse itself from the proceeds of a borrowing for certain expenditures for a specific property,

project or program which it pays from other funds prior to the receipt of the proceeds of the borrowing with respect to such expenditures, the nature of these expenditures being one of the following: a capital expenditure, a cost of issuance for a bond, an expenditure relating to certain extraordinary working capital items a grant, a qualified student loan, a qualified mortgage loan, or a qualified veterans' mortgage loan; and

WHEREAS, the Governing Body hereby finds and determines that designating certain officials with the authority to make a Declaration of Official Intent will facilitate compliance with the Reimbursement Bond Regulations.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Treas. Reg. Section 1.150-2(e)(1), that:

Section 1. Authorization to Declare Official Intent. The following officials of the Issuer are hereby authorized and designated to make a Declaration of Official Intent pursuant to the above-referenced Reimbursement Bond Regulations: the Winnebago County Executive.

Section 2. Form of Declaration. Any such Declaration of Official Intent shall be made in substantially the form attached hereto.

Section 3. Public Availability. Any Declaration of Official Intent shall be maintained in the files of the Issuer and shall be made available for public inspection in compliance with applicable State law governing the availability of records of official acts of the Governing Body including Subchapter II of Chapter 19 of the Wisconsin Statutes (the "Public Records Law").

Section 4. Further Authorizations. The officials or employees authorized and designated above are each hereby further authorized to take such other actions as may be necessary or desirable to comply or evidence compliance with the Reimbursement Bond Regulations.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption and approval.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff moved and it was seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Bahr, Winters, Lauson and Owens. **CARRIED.**

RESOLUTION NO. 393-394 - Authorize Participation In The Wisconsin County Bond Commission

WHEREAS, the Wisconsin County Bond Commission (Commission) has been created under Sec. 66.30, Wisconsin Statutes, to issue revenue bonds to refinance the County's unfunded pension liability obligation pursuant to Sec. 40.05(2)(b), Wisconsin Statutes, and to enter into contracts with the State of Wisconsin relating to the refinancing of the County's unfunded pension liability; and

WHEREAS, the Commission may also, at the direction of the Board of Commissioners, issue revenue bonds for other purposes permitted under Sec. 66.30, Wisconsin Statutes, as amended from time to time, and enter into contracts necessary to accomplish the financing objectives of its Members; and

WHEREAS, the Winnebago County Board of Supervisors desires to participate in the benefits offered by the Commission; and

WHEREAS, the Winnebago County Board of Supervisors has reviewed the intergovernmental Contract and Bylaws of the Commission; and

WHEREAS, the Winnebago County Board of Supervisors acknowledges that participation as a Member of the Commission may require the issuance of general obligations of the County in order to secure repayment of the Commission's revenue bonds; and

WHEREAS, the amount of the County's general obligation will depend on the number and identity of the other Members of the Commission participating in each bond issue of the Commission, but such amount will correspond to the County's fairly allocable share of the principal amount of the bond issue and the expenses related thereto.

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

1. Agree to become a Member of the Wisconsin County Bond Commission; and
2. Ratify, adopt and approve the Intergovernmental Contract to participate in the Wisconsin County Bond Commission; and
3. Recognize that the County shall not become obligated to participate in any bond issue or become obligated on or with respect to any bonds or to pay any of the expenses related thereto, except as expressly set forth in a contract executed by the County pursuant to Sec. 66.30, Wisconsin Statutes, as amended from time to time, authorizing the County's participation in the applicable bond issue and setting forth the County's obligations related thereto; and

4. Designate the County Executive or his designee as the County's initial Representative (as that term is defined in the Intergovernmental Contract) for all purposes under the Intergovernmental Contract, provided that the Representative shall have no power to authorize any debt or other financial obligation on behalf of the County without further action by the Board of Supervisors of the County.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Wisconsin County Bond Commission, in care of the Wisconsin Counties Association.

Submitted by:

JAMES LAUSON, DIST. #10
JOHN PLANALP, DIST. #18
JAMES KOZICZKOWSKI, DIST. #7
DAVID KOLLATH, DIST. #1
ORRIN KING, DIST. #24
COUNTY BOARD SUPERVISORS

Motion by Supervisor Planalp and seconded to adopt. Supervisor Gose moved to postpone until the next Special Orders of Business meeting. Vote on postponement: Ayes: 23. Nays: 11—Crowley, Kramer, Lawson, Hue, King, Planalp, O'Brien, Troxell, Arne, Albrecht, Maehl. Excused: 4—Owens, Bahr, Winters and Lauson. POSTPONED.

SUBSTITUTE RESOLUTION NO. 393A-394 - Support Efforts To Form Wisconsin County Bond Commission

WHEREAS, the Wisconsin County Association has proposed that the Wisconsin County Bond Commission (Commission) be created under Sec. 66.30, Wisconsin Statutes, to issue revenue bonds to refinance the County's unfunded pension liability obligation pursuant to Sec. 40.05(2)(b), Wisconsin Statutes, and to enter into contracts with the State of Wisconsin relating to the refinancing of the County's unfunded pension liability; and

WHEREAS, the Commission may also, at the direction of the Board of Commissioners, issue revenue bonds for other purposes permitted under Sec. 66.30, Wisconsin Statutes, as amended from time to time, and enter into contracts necessary to accomplish the financing objectives of its members.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it appreciates and supports the efforts of the Wisconsin Counties Association to form a Wisconsin County Bond Commission.

Submitted by:

JOHN PLANALP, DIST. #18
COUNTY BOARD SUPERVISOR

Motion by Supervisor Planalp and seconded to adopt. Supervisor Gose moved and it was seconded to postpone until the next Special Orders of Business meeting. Motion to postpone: Ayes: 21. Nays: 13 - Crowley, King, Lace, Montgomery, Planalp, O'Brien, Schaidler, Robl, Troxell, Sievert, Arne, Albrecht, Maehl. Excused: 4—Owens, Winters, Lauson and Bahr. POSTPONED.

RESOLUTION NO. 394-394 - Oppose Add On Fees For State Programs

WHEREAS, the County Board passed Resolution #338-1293 opposing Assembly Bill #819, which would have added a \$3.00 fee for birth certificates, with proceeds to go to a "Right From The Start" Child Abuse Program; and

WHEREAS, the proposed \$3.00 fee to fund the "Right From The Start" Child Abuse Program has been deleted from Assembly Bill #819, with such program to now be funded by other means; and

WHEREAS, two Bills presently pending within the State Legislature again propose add-on fees to locally issued birth certificates, specifically Senate Bill 714 and companion bill, Assembly Bill 1123; and

WHEREAS, said Bills would require a \$3.00 add-on fee to fund the State Historical Preservation Society Program; and

WHEREAS, another Bill is presently pending within the State Legislature which would legislate a \$15.00 add-on fee to fund the Adoption Search Program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby opposes the passage of Senate Bill 714, Assembly Bill 1123 and Legislation presently pending before the State Legislature to add \$15.00 to the cost of a birth certificate to fund the Adoption Search Program.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it opposes the addition of any future fees to County birth certificates or any other certificates to fund specific programs.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and instructs the Winnebago County Clerk to transmit a copy of this resolution to the Wisconsin Counties Association; to all members of the Wisconsin State Assembly and Wisconsin State Senate representing constituents within Winnebago County; to the Director of the Wisconsin Department of Health and Social Services; to the Office of the Governor of the State of Wisconsin and to all Wisconsin County Clerks.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 30. Nays: 4—Steber, Schwartz, Kollath and Savas. Excused: 4—Owens, Bahr, Lauson and Winters. CARRIED.

RESOLUTION NO. 395-394 - Authorize Transfer of \$14,000 From General Fund Contingency Account to Park View Health Center—Capital Outlay Account (Purchase and Installation of Air Conditioning Units)

WHEREAS, State Nursing Home requirements presently require the installation of four air conditioning units for the purpose of maintaining proper room temperature for medication in medication rooms at Park View Health Center; and

WHEREAS, the costs of engineering, consulting, plumbing and electrical work with regard to the installation of said air conditioning units will equal approximately \$14,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$14,000 from the General Contingency Fund of the 1994 Winnebago County General Budget to the Capital Outlay Account of the Park View Health Center Fund for the purpose of installing four air conditioning units within the medication rooms at Pleasant Acres.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Two-thirds vote required. Ayes: 34. Nays: 0. Excused: 4—Owens, Bahr, Lauson and Winters. CARRIED.

RESOLUTION NO. 396-394 - Authorize Transfer of \$14,000 From General Fund Contingency Account To the Parks Department—Capital Improvements Account (Dredge Lake Butte Des Morts Boat Landing Channel)

WHEREAS, the Lake Butte Des Morts Boat Landing Channel was silted closed during 1993 to the extent that in the late Fall of 1993, water levels within the channel dropped extensively; and

WHEREAS, the Lake Butte Des Morts Boat Landing Channel is completely blocked and its current status prohibits passage of boat traffic, making the boat landing unusable; and

WHEREAS, the cost of dredging the channel to make the Lake Butte Des Morts Boat Landing useable is estimated at \$14,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$14,000 from the General Contingency Fund of the 1994 Winnebago County Budget to the Capital Improvements Account within the Winnebago County Parks Department Fund for the purpose of paying for the costs of dredging the Lake Butte Des Morts Boat Landing Channel so as to remove approximately 900 cubic yards of silt from the channel.

Submitted by:

**PARKS & RECREATION COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Gose and seconded to adopt. Supervisor Kollath moved and it was seconded to amend line 19 after "transfer" to insert "not to exceed \$14,000". Kollath amendment: CARRIED BY VOICE VOTE. Vote on resolution as amended: Two-thirds vote required. Ayes: 33. Nays: 1—Pawlowski. Excused: 4—Owens, Winters, Lauson and Bahr. CARRIED.

RESOLUTION NO. 397-394 - Consult County Departments In Planning For New Oshkosh Office Space

WHEREAS, it is in the best interests of Winnebago County to be cost effective in the purchase and use of space for its human services departments; and

WHEREAS, those departments affected know their own needs for space and layout so that the purposes of the departments can be fulfilled; and

WHEREAS, the human services departments were intensively involved in the design and layout of the Neenah Human Services Building, thus incorporating those departments' perspectives and needs; and

WHEREAS, in the recent past, those human services departments intended to occupy any newly acquired space in Oshkosh have been minimally involved in planning.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that any departments intended to occupy any newly acquired office space in Oshkosh be integrally involved in the planning, design and layout, and decision-making, of how the space will be utilized from the beginning of planning through to the completion of planning by the Winnebago County Board of Supervisors, the Winnebago County Planning Department and the Winnebago County Executive.

Submitted by:

COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 16 - Breister, Barker, Crowley, Finch, Gose, Kollath, Montgomery, Pawlowski, Laabs, Schwartz, Steber, Shute, Sundquist, Webster, Albrecht, Maehl. Nays: 18—Diakoff, Kramer, Lawson, Hue, King, Lace, Montgomery, Planalp, Putzer, Schaidler, Robl, Savas, Rankin, Wagner, Troxell, Sievert, Arne, Koziczkowski. Excused: 4—Bahr, Winters, Lauson and Owens. LOST.

RESOLUTION NO. 398-394 - Authorize Extension of Consortium Agreement—Winne-Fond Lake Private Industrial Council, Ltd.

WHEREAS, on February 16, 1994, the Winne-Fond Lake Policy Board of the Winne-Fond Lake Private Industry Council, Ltd. met; and

WHEREAS, at that meeting, representatives from Winnebago County, Fond du Lac County and Green Lake County agreed, subject to the approval of the respective County Boards, to extend the Consortium Agreement between those three counties as to the Winne-Fond Lake Private Industry Council through June 30, 1996; and

WHEREAS, your undersigned Board Supervisors, as members of such Policy Board on behalf of Winnebago County, hereby recommend extension of said Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to enter into an extension of the Consortium Agreement between Winnebago County, Fond du Lac County and Green Lake County as to the Winne-Fond Lake Private Industry Council, with such extension to be for the period from July 1, 1994 through June 30, 1996.

Submitted by:
EUGENE TROXELL
DONALD ARNE
RAYMOND GOSE
COUNTY BOARD SUPERVISORS

Motion by Supervisor Troxell and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Owens, Bahr, Lauson and Winters. CARRIED.

RESOLUTION NO. 399-394 - Authorize Lease Between Winnebago County and Experimental Aircraft Association (946 Waukau Avenue, Town of Algoma)

WHEREAS, Winnebago County presently owns property located at 946 Waukau Avenue in the Town of Algoma; and

WHEREAS, it is the eventual plan of Winnebago County to either move or tear down the structure located at the above address for the purpose of expanding Wittman Regional Airport; and

WHEREAS, until such time as the actual expansion of Wittman Regional Airport occurs, the Experimental Aircraft Association desires to rent that property located at the above address for the purpose of using the property as a press headquarters and a maintenance shop; and

WHEREAS, Winnebago County has reached a tentative agreement with the Experimental Aircraft Association to rent the property located at 946 Waukau Avenue, Town of Algoma, to the Experimental Aircraft Association for a term of three (3) years, commencing on April 1, 1994, with monthly rent to be Five-hundred and Twenty-five Dollars (\$525.00); and

WHEREAS, the Experimental Aircraft Association will pay for all minor and major maintenance costs, plus utility costs, associated with the building during the term of the lease; and

WHEREAS, a copy of the proposed lease agreement is herewith attached for reference purposes by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to enter into a lease agreement with the Experimental Aircraft Association for a term commencing on April 1, 1994 and concluding on March 31, 1997, for rental of premises located at 946 Waukau Avenue, in the Town of Algoma, Winnebago County, Wisconsin for the purpose of the Experimental Aircraft Association using such premises as a press headquarters and maintenance work shop. The monthly rental pursuant to such lease shall be Five-hundred and Twenty-five Dollars (\$525.00) for the above-described premises.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Diakoff asked that the resolution be corrected wherever it states "Town of Algoma" it should state "City of Oshkosh". Vote on resolution: Ayes: 31. Nays: 3—Crowley, Putzer and Pawlowski. Excused: 4—Bahr, Owens, Lauson and Winters. CARRIED.

Supervisor Pawlowski moved and it was seconded to adjourn sine die. CARRIED BY VOICE VOTE. It was noted this was his 300th time Supervisor Pawlowski moved to adjourn. Meeting adjourned at 9:30 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held March 15, 1994.

Linda Wolfe
Winnebago County Clerk

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