

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

April 15, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 15th day of April, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:05 P.M.

The invocation was given by Supervisor Skubal and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present; Supervisors Barnes, Behnke, Brey, Bundy, Dobbs, Dufek, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vander Bloomen, Vogt & Wagner. Supervisor Geimer arrived at 7:07 p.m.

On motion by Supervisor Brey, seconded by Supervisor Behnke, the March 18, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced revisions to the agenda. Supervisor Rasmussen moved, seconded by Supervisor Graunke, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Supervisor Brey requested to move Resolutions 7, 8, and 9 before the Appointments. There were no objections.

Chairperson Markwardt declared the public input open at 7:08 p.m.

Curt Drumm, Chairman of the 2003 Manitowoc County Airshow, thanked the Manitowoc County Board for permission to use the County owned Airport for the 11th annual Airshow. He went through the list of performers, military acts, exhibits, and flying showcase events that will be part of the Airshow, along with special events celebrating the 100th anniversary of the Orville and Wilbur Wright flight. There will be airplane, helicopter and hot air balloon rides for the public, and he invited everyone to attend.

Senator Alan Lasee, Senator Joe Liebham and Representative Bob Ziegelbauer presented their views on the upcoming budget shortfalls. Senator Lasee, who is the Senate President, spoke on State employee contracts that have not been settled and the Indian gaming contracts.

Senator Joe Liebham, spoke on his committee assignments and announced the state budget hearings are finished. He stated the State must pass a fair and honest budget. He is concerned with the transfer of money from one fund to fill a hole in another fund and stated all units of government need to work together.

Representative Bob Ziegelbauer discussed the state budget deficit stating if the budget is passed as it exists, there will be a property tax increase of approximately \$1 billion. All phases of government are in this together. To solve the problem, we must scale back spending and consider all tax sources as equally important. The legislators expressed concerns on the economy in Manitowoc County and the need for manufacturing and answered supervisors' questions.

Chairperson Markwardt declared the public input closed at 8:32 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS.

County Executive Dan Fischer asked for supervisors support on Ordinance 4 Amending the Administrative Structure of the County and Resolution 5 Appointing a Coordinator for the Division of Health and Family Services. He answered supervisors' questions.

Chairperson Markwardt moved, seconded by Supervisor Graunke, to adopt Resolution 7 (2003/2004-1) Proclaiming Paralyzed Veterans of American Awareness Week. Upon vote, the motion carried unanimously. Chairperson Markwardt presented Augie Krieser with the Proclamation. Augie Krieser, a disabled veteran, spoke on awareness of paralyzed veterans, research for spinal cord injuries, and tendered moral support to improve the quality of life for paralyzed veterans.

No. 2003/2004 - 1

**RESOLUTION PROCLAIMING PARALYZED  
VETERANS OF AMERICA AWARENESS WEEK**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, many residents of Manitowoc County have served as members of the United States  
2 Armed Forces and have honored our nation by their exemplary dedication; and  
3

4 WHEREAS, it is important to recognize the special sacrifices made by our county's veterans who  
5 are paralyzed;  
6

7 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it  
8 hereby proclaims the week of April 13-19, 2003, as Paralyzed Veterans of America Awareness Week in  
9 Manitowoc County; and  
10

11 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors encourages the  
12 people of Manitowoc County to honor our paralyzed veterans because they exemplify the highest ideals of  
13 service to county, sacrifice of self, and perseverance in overcoming adversity, and because their stories of  
14 hardship and triumph provide life-affirming lessons for all citizens; and  
15

16 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors encourages the  
17 people of Manitowoc County to observe and participate in the activities associated with Paralyzed Veterans  
18 of America Awareness Week and to reflect upon the sacrifices made by our county's veterans who are  
19 paralyzed.

Dated this 15th day of April 2003.

Respectfully submitted by Don C. Markwardt, County Board Chair.

APPROVED: Dan Fischer, County Executive.

Chairperson Markwardt moved, seconded by Supervisor Sloan, to adopt Resolution 8 (2003/2004-2) Proclaiming April 15, 2003, as Equal Pay Day. Upon discussion and vote, the motion carried with 21 ayes and 4 noes. Supervisors Dufek, Dobbs, Geimer and Mueller voted no; all other supervisors voted aye. Chairperson Markwardt presented Clare Bader and Gert Bloedorn, of the Business and Professional Womens Organization, with the Proclamation.

No. 2003/2004 - 2

**RESOLUTION PROCLAIMING APRIL 15, 2003, AS EQUAL PAY DAY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, forty years after the passage of the Equal Pay Act and Title VII of the Civil Rights Act,  
2 women continue to suffer inequitable pay differentials; and  
3

4           WHEREAS, an analysis of over 300 job classifications by the U.S. Department of Labor Statistics  
5 in 2001 revealed that women earn less than comparable men in every occupational classification for which  
6 enough data is available; a General Accounting Office report showed that between 1995 and 2000 women  
7 managers in 7 of 10 industries surveyed lost ground in closing the wage gap; and statistics released by the  
8 U.S. Census Bureau in September 2002 show that full-time working women have made little progress in pay  
9 equity since 1999 and are paid only 76% of the earnings of comparable full-time working men; and  
10

11           WHEREAS, this continuing pay disparity costs the average American woman and her family an  
12 estimated \$250,000 in lost wages over her lifetime and adversely effects her Social Security and pension  
13 benefits; and  
14

15           WHEREAS, paying fair and equitable wages to working women strengthens the security of families  
16 today, eases retirement costs tomorrow, and enhances the American economy overall; and  
17

18           WHEREAS, fair and equitable wage policies can be implemented in both the public and private  
19 sectors simply and without undue cost or hardship; and  
20

21           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
22 proclaims Tuesday, April 15, 2003, as Equal Pay Day; urges the citizens of Manitowoc County to recognize  
23 the full value of women's skills and their significant contributions to the labor force; and encourages  
24 businesses to conduct an internal pay evaluation to ensure women are being paid fairly.

Dated this 15th day of April 2003.

Respectfully submitted by Don C. Markwardt, County Board Chair.

APPROVED:           Dan Fischer, County Executive.

Chairperson Markwardt moved, seconded by Supervisor Brey, to adopt Resolution 9 (2003/2004-3) Honoring and Supporting the Men and Women of the Armed Forces of the United States of America. Upon vote, the motion carried unanimously. Veterans Service Director Tim Thiers spoke on the success of Saturday's activities throughout the County honoring our Armed Forces.

No. 2003/2004 - 3

**RESOLUTION HONORING AND SUPPORTING THE MEN AND WOMEN  
OF THE ARMED FORCES OF THE UNITED STATES OF AMERICA**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, President George W. Bush has called up military reserves and ordered troops to the  
2 Persian Gulf for military action against Saddam Hussein and his forces; and  
3

4           WHEREAS, people from Manitowoc County, the State of Wisconsin, and the United States are  
5 serving in the United States Armed Forces; and  
6

7           WHEREAS, these servicemen and women are defending the ideals upon which this country was

8 founded and have demonstrated an unwavering love of freedom, a willingness to make personal sacrifice for  
9 a greater cause, a strong commitment to help those in need, and an absolute sense of duty to act with honor;  
10 and

11  
12 WHEREAS, it is important that we show our support for our servicemen and women overseas and  
13 at home who are charged with the ongoing defense of our nation;

14  
15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors, while  
16 recognizing that local citizens have legitimate and differing opinions on United States foreign policy issues,  
17 hereby expresses its heartfelt support and gratitude for the courageous men and women serving our nation  
18 in the armed forces; and

19  
20 BE IT FURTHER RESOLVED that Manitowoc County, along with communities across America,  
21 awaits the safe return of its servicemen and women, and extends its sympathy to the families of those  
22 servicemen and women who are lost in the current conflict.

Dated this 15th day of April 2003.

Respectfully submitted by Don C. Markwardt, County Board Chair.

APPROVED: Dan Fischer, County Executive.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's recommendation to appoint Supervisor Ed Rappe to the Human Services Board for a three year term expiring April 2006. Supervisor Rasmussen moved, seconded by Supervisor Barnes, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's recommendation to appoint Nancy Moyer and Lisa Behnke to the Long Term Support Planning Committee to succeed Nancy Sharlein and a vacant position for three year terms expiring April 30, 2006. Supervisor Skubal moved, seconded by Supervisor Hansen, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's recommendation to appoint Marge Jehle, Rose Mary Hickman and Steve Roekle to the Transportation Coordinating Committee for three year terms expiring April, 2006. Supervisor Vogt moved, seconded by Supervisor Mueller, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's recommendation to appoint Tony Yaggie, Angela Bell, Charlene Lulloff and Dr. Henry Loomans to the Board of Health for two year terms expiring April 2005. Supervisor Nate moved, seconded by Supervisor Kocourek, to approve the appointments. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Barnes reported on the progress of the EPA Grant Beach Application to monitor beaches and the possibility of working with Soil and Water to help determine the cause of contamination. They also discussed the wearing of seat belts and lack of control on the age limit to purchase tobacco products over the internet.

Supervisor Nate moved, seconded by Supervisor Muench, to adopt Resolution A (2003/2004-4) Encouraging Action to Authorize Primary Enforcement of Wisconsin's Safety Belt Law. Discussion followed. Upon vote, the motion failed with 12 ayes and 13 noes. Supervisors Muench, Schenian, Barnes, Kocourek, Vogt,

Rasmussen, Rappe, Dufek, Lambert, Nate, Mueller, and Markwardt voted aye; all other supervisors voted no.

No. 2003/2004 - 4

**RESOLUTION ENCOURAGING ACTION TO AUTHORIZE  
PRIMARY ENFORCEMENT OF WISCONSIN'S SAFETY BELT LAW**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin's safety belt law is enforced on a secondary basis and is the exception among  
2 our state's traffic laws, which are almost always enforced on a primary basis; and  
3

4 WHEREAS, despite continual education and enforcement efforts, safety belt use under Wisconsin's  
5 secondary-enforcement law has reached a plateau with only about two-thirds of vehicle occupants wearing  
6 safety belts, and safety belt use in Wisconsin remains well below the average of 80 percent for primary-  
7 enforcement states; and  
8

9 WHEREAS, studies show that 87 percent for drivers who use safety belts use proper restraints for child  
10 passengers, while less than 24 percent for unbuckled drivers use proper restraints for child passengers; and  
11

12 WHEREAS, states that adopt a primary enforcement standard for their safety belt law typically  
13 experience an increase in belt use of 10 to 15 percentage points during the first year following implementation  
14 of a primary enforcement standard; and  
15

16 WHEREAS, the National Highway Traffic Safety Administration estimates that a 15 percentage point  
17 increase in safety belt-use increase in Wisconsin could prevent as many as 76 deaths and 1,872 injuries per  
18 year and could save as much as \$138 million annually in medical costs and lost time for the state, businesses,  
19 and people of Wisconsin; and  
20

21 WHEREAS, 805 persons were killed on the State's roadways in 2002 and two-thirds of those killed  
22 were not wearing safety belts; and  
23

24 WHEREAS, Wisconsin must strive to reduce the number of persons killed on its roadways; and  
25

26 WHEREAS, the single most significant practical step that the state of Wisconsin can take to reduce  
27 deaths and injuries on our roadways is to enact legislation authorizing primary enforcement of its safety belt  
28 law;  
29

30 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors urges the  
31 Wisconsin Legislature and Governor to enact measures allowing and directing that Wisconsin's safety belt  
32 law be enforced on a primary basis; and  
33

34 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this  
35 resolution to Governor Jim Doyle; Senate President Alan Lasee and Speaker of the Assembly John Gard;  
36 Senator Joe Leibham; Representatives Steve Kestell, Frank Lasee, and Robert Ziegelbauer; and the  
37 Wisconsin Counties Association.

Dated this 15th day of April 2003.

Respectfully submitted by the Board of Health.

Supervisor Nate moved, seconded by Supervisor Barnes, to adopt Resolution B (2003/2004-5) Accepting A Pedestrian Road Show/Walking Workshop Grant and Holy Family Memorial Donation. Upon vote, the motion carried unanimously.

No. 2003/2004 - 5

**RESOLUTION ACCEPTING PEDESTRIAN ROAD SHOW/WALKING  
WORKSHOP GRANT AND HOLY FAMILY MEMORIAL DONATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, lack of physical activity is a significant health problem in Manitowoc County and many  
2 communities have undertaken projects to increase the availability of walking trails to address this health  
3 problem and to improve the quality of life in Manitowoc County; and  
4

5 WHEREAS, pedestrian safety is an important component of these projects; and  
6

7 WHEREAS, Manitowoc County Health Department is the lead agency for the Manitowoc County Safe  
8 Communities Coalition, a collaborative effort dedicated to reduce death and disability related to injury; and  
9

10 WHEREAS, the Coalition has identified pedestrian safety as a priority for 2003; and  
11

12 WHEREAS, the Coalition and the Health Department have been awarded a \$2,750 grant by the  
13 Wisconsin Department of Transportation to host a Pedestrian Road Show/Walking Workshop designed to  
14 improve the walking environment in the community; and  
15

16 WHEREAS, Holy Family Memorial, Inc. has donated \$4,000 to supplement the pedestrian Coalition's  
17 safety activities;  
18

19 NOW, THEREFORE, BE IT RESOLVED that by the Manitowoc County Board of Supervisors that  
20 the Health Department is authorized to accept the grant and the donation; that appropriate revenue and  
21 expense line items in the 2003 Annual Budget are hereby amended to incorporate the changes shown above;  
22 and that the Comptroller/Auditor is hereby directed to record such information in the official books of the  
23 County for the year ended December 31, 2003, as may be required.

Dated this 15th day of April 2003.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: These programs are fully funded and there is no tax levy impact. Increases authorized revenues and expenses for the program by the amounts stated.

APPROVED: Dan Fischer, County Executive.

Highway Committee: Supervisor Lambert reported the road weight restrictions have been lifted. He invited everyone to attend the Towns and Villages Meeting at Seven Lakes on April 29.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported there will be a free video conference on child obesity held April 24th at the UW-Extension. The 2003/2004 Multicultural Awareness Plan developed by UW-Extension Director Laurie Gehrke, Family Living Educator Faye Malek and Personnel Director Sharon Cornils included a workshop for 45 employees. A report is being prepared on the accessibility of services in Manitowoc County for the public. Kevin Palmer has been hired as the UW-Extension 4-H Youth Development Agent. The WACEC Convention in Madison was attended

by Supervisor Nate and UW-Extension Director Laurie Gehrke.

Supervisor Nate moved, seconded by Supervisor Hansen, to adopt Resolution C (2003/2004-6) Authorizing A Coastal Management Grant Application and Project. Upon vote, the motion carried unanimously.

No. 2003/2004 - 6

**RESOLUTION AUTHORIZING COASTAL MANAGEMENT  
GRANT APPLICATION AND PROJECT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Coastal Management Program is accepting proposals for projects to be  
2 funded through the Coastal Zone Management Act of 1972, and

3  
4 WHEREAS, water samples from the county’s public swimming beaches have tested positive for  
5 coliform bacteria, requiring frequent beach closings and jeopardizing our community’s tourism; and

6  
7 WHEREAS, the Land Conservation Committee recommends that Manitowoc County submit a  
8 proposal for a grant to evaluate the sources of contamination of the county’s Lake Michigan beaches; and

9  
10 WHEREAS, these grants require a local match that can be provided through in-kind and monetary  
11 matches; and

12  
13 WHEREAS, the local match can come from the various municipalities that will be working together  
14 on beach management problems;

15  
16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
17 the Soil and Water Conservation Director to submit a Coastal Management Grant Application for a project  
18 as described above with a total project cost not to exceed \$50,000 and an in-kind match not to exceed  
19 \$25,000; and

20  
21 BE IT FURTHER RESOLVED that the Soil and Water Conservation Director is authorized to accept  
22 such Coastal Management Grant funds as may be awarded; that the budget shall be amended in accordance  
23 with the amount of any grant received; and that the Comptroller/Auditor is directed to record such  
24 information in the official books of the County for the year ending December 31, 2003, as may be required.

Dated this 15th day of April 2003.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: Increases revenue and expense line items in the appropriate activities by equal amounts not to exceed \$25,000.

APPROVED: Dan Fischer, County Executive.

Supervisor Nate moved, seconded by Supervisor Rasmussen, to adopt Resolution D (2003/2004-7) Authorizing the GLNAC Service Agreement. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 7

**RESOLUTION AUTHORIZING GLNAC SERVICE AGREEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Great Lakes Nonpoint Abatement Coalition (GLNAC) represents counties in the Great  
2 Lakes drainage basin and has received a Wisconsin Coastal Management Grant for a project to facilitate  
3 cooperation between coastal counties implementing the State Conservation Reserve Enhancement Program  
4 (CREP); and  
5

6 WHEREAS, the GLNAC project will facilitate the rapid implementation of stream buffers by  
7 landowners to reduce sediment and nonpoint-pollution entry into stream channels; and  
8

9 WHEREAS, the Committee recommends that the county enter into a service agreement with GLNAC  
10 for technical staff of the Soil & Water Conservation Department to contact landowners to encourage their  
11 participation in the CREP buffer program;  
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
14 the Soil and Water Conservation Department Director to enter into an agreement with GLNAC and its agent,  
15 Cedarburg Science, LLC, under which the Soil and Water Conservation Department would receive provide  
16 up to \$10,000 in staff expense reimbursement for conducting landowner contacts; and  
17

18 BE IT FURTHER RESOLVED that the budget shall be amended by the amount agreed upon, but not  
19 to exceed \$10,000, and that the Comptroller/Auditor is directed to record such information in the official  
20 books of the County for the year ending December 31, 2003, as may be required.

Dated this 15th day of April 2003.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: Increases revenue and expense line items by equal amounts not to exceed \$10,000.

APPROVED: Dan Fischer, County Executive.

Legislative Study Committee: Supervisor Dobbs asked if the Wisconsin Counties Association would be attending a future meeting to discuss issues relating to the state budget. Chairperson Markwardt stated they would be invited to the next board meeting.

Personnel Committee: Supervisor Vogt reported recruitment for clerical and para-professional positions were discussed. The clerical eligibility list will be set aside for one year while they evaluate the effectiveness of recruiting and will recommend a possible change in policy at that time.

Supervisor Vogt moved, seconded by Supervisor Lambert, to adopt Resolution 1 (2003/2004-8) Approving Personnel Policy Manual Revision for Privacy Policy and Sanctions. Upon vote, the motion carried unanimously.

No. 2003/2004- 8

**RESOLUTION APPROVING PERSONNEL POLICY MANUAL REVISION  
(PRIVACY POLICY AND SANCTIONS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors has adopted Represented and Non-  
2 Represented Personnel Policy Manuals to establish uniform personnel policies and procedures and to insure  
3 compliance with all local, state, and federal employment laws, rules, and regulations; and

4 WHEREAS, the Health Insurance Portability and Accountability Act requires that Manitowoc County  
5 maintain the privacy of Manitowoc County employee protected health information by adopting and adhering  
6 to a privacy policy; and  
7

8 WHEREAS, the Health Insurance Portability and Accountability Act requires employers to include  
9 in their personnel regulations sanctions for violations of the Health Insurance Portability and Accountability  
10 Act;  
11

12 WHEREAS, the Personnel Committee recommends that the Represented and Non-Represented  
13 Personnel Policy Manuals be revised to include a new Section 27, Notice of Privacy Practices, and that  
14 Section 2.04, Confidential Information, be amended to comply with the requirements of the Health Insurance  
15 Portability and Accountability Act;  
16

17 NOW, THEREFORE, BE IT RESOLVED that the Represented and Non-Represented Personnel Policy  
18 Manuals be revised to include Section 27, Notice of Privacy Practices, and that Section 2.04, Confidential  
19 Information, be revised to include sanctions for violations of the Privacy Policy.

Dated this 15th day of April 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Swade, to adopt Resolution 2 (2003/2004-9) Approving Personnel Policy Manual Revision for Temporary and Extra-Hire Positions. Upon vote, the motion carried unanimously.

No. 2003/2004- 9

**RESOLUTION APPROVING PERSONNEL POLICY MANUAL REVISION  
(TEMPORARY AND EXTRA-HIRE POSITIONS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors has adopted a Personnel Policy Manual to  
2 establish uniform personnel policies and procedures and to insure compliance with all local, state, and federal  
3 employment laws, rules, and regulations; and  
4

5 WHEREAS, to assure adequate background checks are completed and to avoid violations of the  
6 collective bargaining agreements, it is in the best interest of Manitowoc County to revise the procedure that  
7 is followed when employing temporary or extra hire employees;  
8

9 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that Section  
10 4.04 of the Personnel Policy Manual is revised follows:  
11

12 4.04 Temporary Help - Extra Hire  
13

14 The Personnel Department will maintain a list of individuals interested in working for  
15 Manitowoc County on an "on-call" or "as needed" basis. Departments in need of  
16 temporary help shall consult the Personnel Department for assistance. Collective  
17 bargaining agreements shall be reviewed prior to hiring an employee of this

18 classification, because some restrictions may exist. Hours worked by employees in this  
19 classification shall be carefully monitored to avoid exposure to grievances, and eligibility  
20 for Wisconsin Retirement System benefits. Employees with this classification are not  
21 eligible for employment benefits.  
22

23 1) Any arrangement which results in the use of temporary or extra hire employees to  
24 perform services under the direction and control of a Manitowoc County official or  
25 employee for or on behalf of Manitowoc County shall be coordinated by and through the  
26 Personnel Department. The Personnel Department is responsible for reviewing the hours  
27 worked by temporary employees to avoid conflicts with the collective bargaining  
28 agreements and to determine eligibility for Wisconsin Retirement System benefits.  
29

30 2) The Personnel Department shall assure that adequate pre-employment background  
31 investigations are conducted on persons who may be hired for temporary or extra-hire  
32 positions.  
33

34 3) The Personnel Department shall ensure that employment records are maintained for  
35 temporary and extra-hire employees.

Dated this 15th day of April 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Dufek, to adopt Resolution 3 (2003/2004-10) Ratifying and Adopting Amended Flexible Benefits Plan. Upon vote, the motion carried unanimously.

No. 2003/2004- 10

**RESOLUTION RATIFYING AND ADOPTING  
AMENDED FLEXIBLE BENEFITS PLAN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County maintains the County of Manitowoc Group Health and Dental Benefit  
2 Plans and Policies (“Benefit Plans and Policies”); and  
3

4 WHEREAS, Manitowoc County desires to allow its employees to participate in health and dependent  
5 care flexible spending account benefits as set forth in the County of Manitowoc Flexible Benefits Plan  
6 Document (“Flexible Benefits Plan Document”); and  
7

8 WHEREAS, Manitowoc County wishes to adopt a flexible benefits plan that complies with Internal  
9 Revenue Code § 125 so that its employees can choose to receive tax-excluded benefits under a flexible  
10 benefits plan, taxable cash compensation, or a combination of both;  
11

12 WHEREAS, the Health Insurance Portability and Accountability Act (HIPAA) requires an amendment  
13 to the Plan Document to include a section addressing privacy rights in connection with health care  
14 reimbursement accounts (HCRA); and  
15

16 WHEREAS, the Personnel Committee recommends that a new Section 10.17 HIPAA Privacy With

17 Respect to HCRA be included in the Plan Document;

18

19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
20 ratifies and adopts the County of Manitowoc Flexible Benefits Plan, consisting of the Flexible Benefits Plan  
21 Document and component Benefit Plans and Policies, as amended and restated, effective April 15, 2003; and  
22

23 BE IT FURTHER RESOLVED that the operation of the County of Manitowoc Group Health and  
24 Dental Benefits Plan will continue and all employee contributions thereunder will be made pursuant to the  
25 elections under the Flexible Benefits Plan Document; and  
26

27 BE IT FURTHER RESOLVED that the officers and officials of Manitowoc County are authorized and  
28 directed to take such action as may be necessary to effectuate this resolution.

Dated this 15th day of April 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Schenian, to enact Ordinance 4 (2003/2004-11) Amending the Manitowoc County Code Chapter 2 on the Administrative Structure of the County.

Supervisor Nate moved, seconded by Supervisor Vogt, to amend line 37 to strike the word “of” at the end of the line and replace it with “between.” Upon vote, the motion carried with 23 ayes and 2 noes. Supervisors Dufek and Dobbs voted no; all others voted aye. Discussion followed.

The supervisors voted on the main motion, as amended. The motion carried with 20 ayes and 5 noes. Supervisors VanderBloomen, Dufek, Dobbs, Geimer and Mueller voted no; all other supervisors voted aye.

No. 2003/2004- 11

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CHAPTER 2  
“ENGROSSED COPY”**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the county has a duty to its taxpayers to adopt the best means of efficiently and effectively  
2 providing necessary services to the residents of Manitowoc County and to explore ways to avoid, reduce, or  
3 eliminate any unnecessary duplication of services; and  
4

5 WHEREAS, changes in the way in which the state provides funds to the county to provide mandated  
6 services has increased the county’s need to efficiently and effectively coordinate the activities of the various  
7 departments that provide such services; and  
8

9 WHEREAS, the County Executive recommends the creation of a Division of Health and Family  
10 Services to coordinate the operations of the Aging Resources Center, the Health Care Center, the Health  
11 Department, and the Human Services Department; and  
12

13 WHEREAS, the Personnel Committee has reviewed the Executive’s proposal and recommends its  
14 adoption;  
15

16 NOW, THEREFORE, the Board of Supervisors of the County of Manitowoc, Wisconsin does ordain  
17 as follows:

18  
19 Manitowoc County Code sec. 2.01 is repealed in its entirety and recreated to read as follows:  
20

21 2.01 Administrative Structure of the County. (1) Departments. The principal administrative unit of  
22 Manitowoc County government shall be the department.

23  
24 (a) Each department shall be headed by a department director who, under the supervision of the county  
25 executive, shall be responsible for the management of the department subject to the requirements of federal  
26 law, state law, and county ordinances and policies.

27  
28 (b) Each department director shall organize the department so that it can carry out its duties in the most  
29 effective and efficient manner possible within the limits and consistent with the requirements of the budget,  
30 policies, and positions authorized by the county board.

31  
32 (c) Each department director shall be responsible for the development of a proposed department budget  
33 for use in preparing the county's annual budget.

34  
35 (2) Divisions. The county board may authorize the creation of divisions for the purpose of  
36 coordinating the services provided by two or more departments. Each department included within a division  
37 shall report to a coordinator, who shall be responsible for coordinating the operations between the various  
38 departments subject to the requirements of federal law, state law, and county ordinances and policies.

39  
40 Manitowoc County Code sec. 2.015 is hereby created to read as follows:

41  
42 2.015 County Divisions. There is hereby created a Division of Health and Family Services which shall  
43 include the Aging Resource Center, Health Care Center, Health Department, and the Human Services  
44 Department.

Dated this 15th day of April 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Rappe, to adopt Resolution 5 (2003/2004-12) Confirming Appointment of Coordinator of Division of Health and Family Services. Upon discussion and vote, the motion carried with 21 ayes and 4 noes. Supervisors Sloan, Dufek, Dobbs and Geimer voted no; all other supervisors voted aye.

No. 2003/2004- 12

**RESOLUTION CONFIRMING APPOINTMENT OF COORDINATOR  
OF DIVISION OF HEALTH AND FAMILY SERVICES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors has created a Division of Health and Family  
2 Services, which requires the appointment of a Division Coordinator; and

3  
4 WHEREAS, the County Executive proposes to appoint Michael Thomas as Coordinator of the Division

5 of Health and Family Services; and

6

7 WHEREAS, this appointment does not add a position and the number of full time equivalent positions  
8 employed by the county will be reduced by one; and

9

10 WHEREAS, the Personnel Committee has determined that the salary paid to Michael Thomas be  
11 increased by \$7,200 per year to compensate him for the additional duties that he will be required to perform;  
12 and

13

14 WHEREAS, this restructuring should reduce annual personnel costs by approximately \$73,650 while  
15 providing greater coordination of services between the departments involved in the newly created Division;  
16

17

18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors confirms  
19 the appointment of Michael Thomas as the Coordinator for the Division of Health and Family Services in  
20 addition to his duties as Nursing Home Administrator; and

21

22 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such  
information in the official books of the County for the year ending December 31, 2003, as may be required.

Dated this 15th day of April 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Eliminating the position of Deputy Human Services Director upon the current  
incumbent's retirement in May will save \$80,850 annually. Appointing a  
Coordinator of Health and Family Services will cost \$7,200 annually beginning  
in May. Net savings in the current budget is estimated at \$32,362, with subsequent  
annual savings estimated at \$73,650.

APPROVED: Dan Fischer, County Executive.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Muench, to enact  
Ordinance 5B (2003/2004-13) Amending the Manitowoc County Zoning Map for Eleanor Bauch and  
Ordinance 5C (2003/2004-14) Amending the Manitowoc County Zoning Map for Craig Schrank and Scott  
Schuette, Upon vote, the motion carried with 21 ayes and 3 noes. Supervisor Rappe, Dobbs and Geimer  
voted no; all other supervisors voted aye. Supervisor Vogt was absent.

No. 2003/2004 - 13

**ORDINANCE AMENDING ZONING MAP  
(Eleanor Bauch)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, March 31, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and

3  
4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:

10 A parcel of land located in the SE¼, Section 28, T19N-R23E, Town of Manitowoc Rapids,  
11 commencing at the S ¼ Corner of said Section 28; thence easterly along the centerline of Bauch  
12 Road approximately 450 feet; thence northeasterly along the centerline of CTH CS  
13 approximately 900 feet; thence northerly approximately 33 feet to the north r/w of CTH CS  
14 which is the point of real beginning; thence westerly along the meander of Silver Creek  
15 approximately 150 feet; thence northeasterly approximately 300 feet; thence southeasterly  
16 approximately 200 feet; thence southerly approximately 50 feet; thence southwesterly along the  
17 north r/w of CTH CS approximately 200 feet to the point of real beginning, said parcel  
18 containing approximately 1.50 acres of land, shall be and is hereby rezoned from A3 Agriculture  
19 to A1 Agriculture.

Dated this 15th day of April 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 14

**ORDINANCE AMENDING ZONING MAP  
(Craig Schrank and Scott Schuette)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, March 31, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the NW1/4, SW1/4, Section 19, T19N-R23E, Town of Manitowoc  
12 Rapids, commencing at the SW Corner of said Section 19; thence northerly approximately 1440  
13 feet; which is the point of real beginning; thence continue northerly approximately 425 feet;  
14 thence easterly approximately 360 feet; thence northerly approximately 270 feet; thence easterly  
15 approximately 1033 feet; thence southerly along the west r/w of Century Road approximately  
16 700 feet; thence westerly approximately 1320 feet to the point of real beginning, said parcel  
17 containing approximately 21.12 acres of land, shall be and is hereby rezoned from A3  
18 Agriculture to GA General Agriculture.

Dated this 15th day of April 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Sloan, to adopt Resolution 5D (2003/2004-15) Authorizing Out-of State Travel for Thomas Janssen. Upon vote, the motion carried 24 ayes and 1 no. Supervisor Graunke voted no; all other supervisors vote aye.

No. 2003/2004 - 15

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(THOMAS JANSSEN)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, homeland security and anti-terrorism training has moved to the forefront in preparing for  
2 law enforcement's response to terrorist activity in our country; and  
3

4 WHEREAS, a 15-module training course on Incident Response to Terrorist Bombings is available to  
5 provide the knowledge and skills necessary to evaluate and effectively respond to incidents of terrorism that  
6 may involve energetic materials and other weapons of mass destruction; and  
7

8 WHEREAS, this course will provide advanced training with a focus on explosives and incendiary  
9 devices to a Manitowoc County Sheriff's Department officer who will earn Trainer Certification and will be  
10 able to present awareness level instruction to other officers within the department; and  
11

12 WHEREAS, the U.S. Department of Justice will pay 100% of the travel, lodging, training material,  
13 and per diem costs;  
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
16 Sergeant Thomas Janssen to attend four days of training in May 2003 at the New Mexico Institute of Mining  
17 and Technology, Socorro, New Mexico.

Dated this 15th day of April 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Estimated total cost for training, transportation, meals and lodging is \$1,500 which will be paid by United States Department of Justice.

APPROVED: Dan Fischer, County Executive.

Miscellaneous: Supervisor Dufek moved, seconded by Supervisor Brey, to adopt Resolution 6 (2003/2004-16) Authorizing Land Exchange with Dewey Properties, LLC. Supervisor Dufek spoke on the exchange of property that will give the county an entrance on Dewey Street. The Oaks home has oil and gas tanks that will require a clean-up expense of \$25,000. The County will be absolved of this cost. Discussion followed. Jeff Beyer explained a garage on the Oaks property will be eliminated and the steel shed on the premise will be moved across the street. Upon vote, the motion carried unanimously.

No. 2003/2004-16

**RESOLUTION AUTHORIZING LAND  
EXCHANGE WITH DEWEY PROPERTIES, LLC**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the agreement between Manitowoc County and Dewey Properties, LLC for the sale of

2 the Health Care Center property contained language authorizing the exchange of specific parcels of land  
3 under certain conditions, and  
4

5 WHEREAS, the county property that would be exchanged is the site of the Oaks Home, a shelter  
6 facility used by the Human Services Department; and  
7

8 WHEREAS, the Human Services Department and the Human Services Board have been reviewing  
9 alternatives to the continued use of the Oaks Home and believe that there are several other means and  
10 methods available to enhance the county's ability to provide juvenile programing, including services to those  
11 juveniles who would normally use the Oaks Home; and  
12

13 WHEREAS, Dewey Properties, LLC has received an Offer to Purchase that includes the county's  
14 parcel, as described in the original offer to purchase, and Dewey Properties, LLC has asked the county to  
15 make the property exchange at this time; and  
16

17 WHEREAS, Dewey Properties, LLC has agreed to the following conditions in addition to the terms  
18 contained in the original agreement:  
19

- 20 A) Dewey Properties, LLC agrees to pay an amount not to exceed \$25,000 for the costs of an  
21 underground storage tank clean-up, and  
22
- 23 B) Dewey Properties, LLC agrees to lease the Oaks Home back to Manitowoc County for up to  
24 5 years at a rent of \$1 per year; and  
25
- 26 C) Dewey Properties, LLC agrees to provide Manitowoc County with such mutually agreeable  
27 utility easements as may be necessary;  
28

29 and  
30

31 WHEREAS, information from the City of Manitowoc Assessor's Office indicates that the value of the  
32 county's property that would be exchanged is \$37,500 and the value of the property that the County would  
33 receive in exchange is valued at \$62,500; and  
34

35 WHEREAS, the Public Works and Finance Committees have reviewed the request to make the land  
36 exchange and both Committees recommend that the County Board authorize the exchange at this time;  
37

38 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
39 the land exchange between Dewey Properties, LLC and Manitowoc County as described in the Health Care  
40 Center property sale agreement, subject to the additional terms stated above; and  
41

42 BE IT FURTHER RESOLVED that the County Board Chair, the County Executive, the County Clerk,  
43 and such other County officials and officers as may be necessary are authorized to execute such papers as may  
44 be required to effect this exchange of land.

Dated this 15th day of April 2003.

Respectfully submitted by the Public Works Committee.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: The value of property owned by the county will increase by \$25,000, and the county may be required to pay up to \$5 in additional rent over the next 5 years.

APPROVED: Dan Fischer, County Executive.

Transportation Coordinating Committee: Supervisor Rappe reported HIPPA will have to be reviewed for their drivers and they discussed proposed Senate Bill 3 which addresses the minimum qualifications for drivers. He stated they are looking at the possibility of an educational session on safe driving for the drivers. Also, the Department of Transportation is working on their long range plan and will be scheduling a public hearing.

Miscellaneous: Supervisor Behnke moved, seconded by Supervisor Muench, to adopt Resolution 10 (2003/2004-17) Approving the Town of Newton Zoning Ordinance for Craig Holschbach. Upon vote, the motion carried unanimously.

No. 2003/2004 - 17

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE  
(CRAIG HOLSCHBACH)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Newton adopted a new zoning ordinance in accordance with Wis. Stat. §  
2 60.62; and

3  
4 WHEREAS, the Town of Newton has submitted the new zoning ordinance to the Manitowoc County  
5 Board of Supervisors for approval; and

6  
7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances in counties which have  
8 adopted a zoning ordinance under Wis. Stat. § 59.69 shall be subject to the approval of the County Board;

9  
10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves  
11 the Town of Newton zoning ordinance which was adopted by the Town Board of the Town of Newton on  
12 April 9, 2003, for Craig Holschbach.

Dated this 15th day of April 2003.

Respectfully submitted by Kevin L. Behnke, Supervisor.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Chairperson Markwardt announced the next meeting will be May 20.

Supervisor Behnke moved to adjourn. Supervisor Brey seconded, and the motion was adopted by acclamation. The meeting was adjourned at 9:43 p.m.

Respectfully submitted,  
Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

May 20, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 20th day of May, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:07 P.M.

The invocation was given by Supervisor Geimer and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 22 members present; Supervisors Barnes, Behnke, Brey, Bundy, Dobbs, Dufek, Geimer, Graunke, Hansen, Henrickson, Markwardt, Mueller, Muench, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vander Bloomen, Vogt & Wagner. Supervisors Nate, Kocourek and Lambert were excused.

On motion by Supervisor Behnke, seconded by Supervisor Graunke, the April 15, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced revisions to the agenda. Supervisor Brey moved, seconded by Supervisor Henrickson, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:12 p.m.

Roger Sinkula, President of Manitowoc County Farm Bureau, spoke on the on the state's economy and its impact to the dairy industry. Agriculture is the largest industry in Wisconsin with \$84 billion in annual revenue. He presented two handouts referencing the importance of agriculture to our County. He expressed concern over proposed town ordinances limiting agricultural expansion. He also invited everyone to "Breakfast on the Farm" on June 1st in Maribel.

Mark O'Connell, Executive Director of the Wisconsin Counties Association, discussed updates on the state budget process addressing a \$3 billion plus revenue gap. He highlighted Human Services issues, shared revenue, IGT funding, bringing prisoners back into the state, and levy limits. Governor Doyle proposed no tax increase in the budget. He stated the State Joint Committee on Finance has not addressed the issue of shared revenue, but it looks like it may be spared. He answered supervisors' questions.

Craig Thompson, a representative from the Wisconsin Counties Association, informed the Board youth community aids should stay the same, income maintenance administration may be taken over by the state reducing the cut from 40% to 18%, and the State found a way, through a community based waiver, to continue providing intensive services for autism. He stated county nursing homes are facing a significant decrease in IGT money. A possible bed assessment proposal would create a 3.3% funding increase to the nursing home industry. Also, a proposed E-911 bill would add a surcharge on cell phone bills to develop the infrastructure of locating 911 calls.

Don Goeke, City of Manitowoc, spoke about economic development affecting the whole County. He stated our lakefront is our best natural resource and encouraged keeping it for tourism.

Chairperson Markwardt declared the public input closed at 8:05 p.m.

Chairperson Don Markwardt presented Certificates of Appreciation to Eugene Kusche for 24 years of service to the Sheriff's Department and to Susan Lind for 15 years of service to the Human Services Department.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Marj LaBrecque, Roger Vetting, Jim Schweigl, and alternates Nicki Davis and Kevin Rocklewitz to the Local Emergency Planning Committee for two year terms expiring June 2005. Supervisor Swade moved, seconded by Supervisor Henrickson, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Dale Wallerich and alternate Mary Stangel to the Local Emergency Planning Committee to complete Tim Veith and Kevin Hoffman's terms expiring September 2003. Supervisor Muench moved, seconded by Supervisor Graunke, to approve the appointments. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Barnes reported they are discussing guidelines for local brat fries to ensure safety measures are being followed and they are addressing problems relating to the seagulls at the marina. He also reported the Manitowoc County Safe Community Coalition held a "Walking Audit Work Shop" through the City of Manitowoc to look at the things that impede the walking community. Their next meeting will be May 29th.

Supervisor Barnes moved, seconded by Supervisor Rasmussen, to adopt Resolution 1 (2003/2004-18) Authorizing a DNR Contract to Monitor Lake Michigan Beach Water Conditions. Upon vote, the motion carried unanimously.

No.2003/2004- 18

**RESOLUTION AUTHORIZING DNR CONTRACT TO MONITOR  
LAKE MICHIGAN BEACH WATER CONDITIONS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Department is responsible for the health of the community;  
2 and

3  
4 WHEREAS, surface water can be a source of human infection; and  
5

6 WHEREAS, testing of surface water and notification can alert the public to high risk situations, and  
7 a testing and notification program would benefit both residents and tourists in Manitowoc County; and  
8

9 WHEREAS, the Health Department has performed tests and posted water quality notifications on  
10 guarded beaches since 1995; and  
11

12 WHEREAS, the Department of Natural Resources has requested that Manitowoc County expand its  
13 testing and notification program and has offered funding for the expansion;  
14

15 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
16 Health Department is authorized to enter into a contract with the Department of Natural Resources for  
17 \$14,786 to test and post water safety notices at specified Lake Michigan beaches adjacent to Manitowoc  
18 County; and  
19

20 BE IT FURTHER RESOLVED that the appropriate revenue and expense line items in the 2003 Annual

21 Budget are hereby amended and that the Comptroller/Auditor is hereby directed to record such information  
22 in the official books of the County for the year ended December 31, 2003, as may be required.

Dated this 20th day of May 2003.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No tax levy impact. Increases revenue and expense line items by \$14,786.

APPROVED: Dan Fischer, County Executive.

Finance Committee: Supervisor Brey reported the Committee is looking forward to the State passing the budget so the County can delve into its potential budget for next year.

Health Care Center Committee: Supervisor Behnke announced the Open House at the new Manitowoc County Health Care Facility will be on June 7th from 11:00 a.m. to 2:00 p.m. He invited anyone interested in giving tours to a training session on June 4th. He reported the Local 1288 subcontracting issue hearing took place and a decision is expected in August. Union Representative Neil Rainford has filed a grievance. The Health Care Center is working with Human Services and state offices to identify our role in providing services to the developmentally disabled. Secretary Nelson has been invited to Manitowoc County to see our new facility.

Highway Committee: Supervisor Sloan reported the blacktopping should be completed at the Health Care Center on Thursday.

Supervisor Sloan moved, seconded by Supervisor Geimer, to adopt Resolution 2 (2003/2004-19) Establishing a Speed Zone on County Trunk Highway "XX" in the Town of Centerville. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 19

**RESOLUTION ESTABLISHING SPEED ZONE ON COUNTY  
TRUNK HIGHWAY "XX" IN THE TOWN OF CENTERVILLE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. § 349.11 authorizes Manitowoc County, on the basis of an engineering and  
2 traffic investigation, subject to certain limitations, to determine and declare a reasonable and safe speed limit  
3 on all or part of a highway that is under its jurisdiction which shall be effective when appropriate signs giving  
4 notice of the speed limit have been erected and are in place; and  
5

6 WHEREAS, Manitowoc County Code § 15.03(1) authorizes the Highway Committee to recommend  
7 speed limits to the County Board, and Manitowoc County Code § 15.03(2) authorizes the County Board to  
8 adopt speed limits and speed zones by resolution; and  
9

10 WHEREAS, a traffic investigation had been made by the Department of Transportation and the County  
11 Traffic & Safety Committee with respect to that portion of County Trunk Highway "XX" in the Town of  
12 Centerville west of the Village of Cleveland, and the Highway Committee recommends that the 40 mph limit  
13 be extended an additional 2,860 feet further west of the existing speed zone;  
14

15 NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Manitowoc  
16 that a speed zone with a limit of 40 miles per hour for all vehicles shall be created on County Trunk Highway  
17 "XX" west of the Village of Cleveland which shall extend 2,860 feet west from the existing speed zone; that

18 the County Clerk shall send a copy of this resolution to the Sheriff's Department; and that the Highway  
19 Department shall erect such signs as may be required and necessary to implement this resolution.

Dated this 20th day of May 2003.  
Respectfully submitted by the Highway Committee.

FISCAL IMPACT: \$300 for erecting signs.

APPROVED: Dan Fischer, County Executive.

Human Services Board: Supervisor Hansen reported they continue to study the Oaks situation and youth programs.

Supervisor Hansen moved, seconded by Supervisor Schenian, to adopt Resolution 3 (2003/2004-20) Authorizing Out-of-State Travel for Nancy Randolph. Upon discussion and vote, the motion carried with 19 ayes and 3 noes. Supervisors Rasmussen, Dufek, and Graunke voted no; all others voted aye.

No. 2003/2004 - 20

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(NANCY RANDOLPH)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Nancy Randolph supervises a unit of social workers at the Manitowoc County Human  
2 Services Department who work with children and families where children are in expensive alternate care  
3 settings; and  
4

5 WHEREAS, effective prevention and community-based programs result in such children being  
6 successfully treated in the community at a much lower cost; and  
7

8 WHEREAS, Nancy Randolph has an opportunity to attend the 10th Annual Reclaiming Youth  
9 Conference scheduled for June 25th through June 28th at the Rushmore Plaza Holiday Inn, Rapid City, South  
10 Dakota, which specifically deals with the subject of families and children who are in conflict and crisis; and  
11

12 WHEREAS, funding is available through Lutheran Social Services and the Manitowoc County Law  
13 Enforcement Extension Grant to pay for six youth-serving professionals from the Manitowoc County area  
14 to attend the conference;  
15

16 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors hereby  
17 approves the participation of Nancy Randolph in the 10th Annual Reclaiming Youth Conference June 25-28,  
18 2003, in Rapid City, South Dakota.

Dated this 20th day of May 2003.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Hansen moved, seconded by Supervisor VanderBloomen, to adopt Resolution 3A (2003/2004-21) Supporting Proper Funding of Community Placements from Northern Wisconsin Center. Upon vote, the motion carried unanimously.

No. 2003/2004 - 21

**RESOLUTION SUPPORTING PROPER FUNDING OF  
COMMUNITY PLACEMENTS FROM NORTHERN WISCONSIN CENTER**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Secretary of the Department of Health and Family Services, Helene Nelson, recently  
2 issued a directive that would downsize Northern Wisconsin Center (NWC) and end long term residential  
3 services; and  
4

5 WHEREAS, elimination of long term residential services will cause the community placement of up  
6 to 15 residents from 52 counties; and  
7

8 WHEREAS, the Governor's proposed budget recommends increasing the daily placement rate from  
9 \$225 to \$325 for each resident placed in the community from the NWC, Southern Wisconsin Center, and  
10 Central Wisconsin Center, but holds counties liable for any costs that exceed the \$325 daily rate for Center  
11 residents placed in the community; and  
12

13 WHEREAS, the Manitowoc County Human Services Department estimates that the community  
14 placement of a NWC resident would exceed an average of \$325 a day and would shift significant costs to the  
15 County;  
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors goes on  
18 record as opposing the Governor's proposed budget provision limiting State of Wisconsin funding for  
19 community placement of Center residents to \$325 a day; and  
20

21 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors goes on record as  
22 supporting full funding by the State of Wisconsin of community placements from any of the three Centers;  
23 and  
24

25 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this resolution to  
26 Governor James Doyle, Department of Health and Family Services Secretary Helene Nelson, and all area  
27 elected local, state, and federal representatives.

Dated this 20th day of May 2003.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: The Governor's proposal would result in increased annual costs to Manitowoc  
County of approximately \$32,485 in the first year.

APPROVED: Dan Fischer, County Executive.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Hansen moved,  
seconded by Supervisor Rasmussen, to adopt Resolution 4 (2003/2004-22) Transferring Funds to Provide  
Ground Water Education. Upon discussion and vote, the motion carried unanimously.

**RESOLUTION TRANSFERRING FUNDS  
TO PROVIDE GROUND WATER EDUCATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, ground water education has been identified as a priority in Manitowoc County and has  
2 traditionally been provided by the UW-Extension Crops and Soils Agent; and  
3

4           WHEREAS, the Crops and Soils Agent position is currently open and will not be refilled during  
5 calendar year 2003; and  
6

7           WHEREAS, the Manitowoc County Soil and Water Conservation Department has worked with the  
8 Crops and Soils Agent in the past to deliver this education; and  
9

10          WHEREAS, the Soil and Water Department has identified an employee who can provide this  
11 education; and  
12

13          NOW, THEREFORE, BE IT RESOLVED that \$5,000 is hereby transferred from budget of the UW-  
14 Extension Department to the budget of the Soil and Water Conservation Department and that the  
15 Comptroller/Auditor is hereby directed to record such information in the official books of the County for the  
16 year ending December 31, 2003, as may be required.

Dated this 20th day of May 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT:           No tax levy impact.

APPROVED:                Dan Fischer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Mueller, to adopt Resolution 5 (2003/2004-23)  
Proclaiming June Dairy Month. Upon discussion and vote, the motion carried unanimously.

**RESOLUTION PROCLAIMING JUNE DAIRY MONTH**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, agriculture in Manitowoc County accounts for an estimated 20 percent of the county's  
2 jobs and provided annual cash receipts of nearly 140 million dollars in 2002; and  
3

4           WHEREAS, Manitowoc County is the fifth leading dairy county in Wisconsin, which is America's  
5 Dairyland, and is the 27th largest dairy county in the United States; and  
6

7           WHEREAS, Manitowoc County's approximately 400 dairy farms and 45,000 cows produce over  
8 825,000,000 pounds of milk each year; and  
9

10          WHEREAS, the milk produced by Manitowoc County dairy producers provide enough cheese to cover  
11 over 80 million pizzas with one pound of award-winning cheese, and  
12

1           WHEREAS, this milk has a value of over 100 million dollars and makes up approximately 70% of  
2 Manitowoc County's agricultural income;

3  
4           NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors hereby  
5 proclaims the entire month of June as June Dairy Month in Manitowoc County.

        Dated this 20th day of May 2003.

Respectfully submitted by the Natural Resources and Education Committee.

FISCAL IMPACT:           None.

APPROVED:                Dan Fischer, County Executive.

Legislative Study Committee: Supervisor Dobbs reported he will keep in contact with the Wisconsin Counties Association to continue working on fiscal responsibility regarding state mandates.

Supervisor Dobbs moved, seconded by Supervisor Henrickson, to adopt Resolution 6 (2003/2004-24) Supporting a Family Planning Demonstration Project. Discussion followed.

Supervisor Dufek moved, seconded by Supervisor Behnke, to remove from the agenda Resolution 6 (2003/2004-24) Supporting a Family Planning Demonstration Project. Discussion followed. Connie Hendries, Manager of Economic Support Division, spoke on the family planning waiver. Between January 1, 2003 and April 27, 2003, 79 women in Manitowoc County were certified for the waiver with 10 of the 79 females under 18 years of age. Barb Herrmann, Public Health Nurse, reported there has not been a reduction in out-of-wedlock births. On a positive note, Manitowoc County is the only county that has an Abstinence Coalition for young people. Tom Stanton, Director of Human Services, encouraged supervisors to pass the resolution. Upon vote, the motion to remove from the agenda Resolution 6 failed with 5 ayes and 17 noes. Supervisors Skubal, Dufek, Behnke, Geimer, and Markwardt voted yes; all others voted no.

Upon vote, the resolution passed with 16 ayes and 6 noes. Supervisors Skubal, Rasmussen, Dufek, Behnke, Geimer, and Markwardt voted no; all others voted aye.

No. 2003/2004 - 24

**RESOLUTION SUPPORTING FAMILY PLANNING DEMONSTRATION PROJECT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Wisconsin state legislature approved the Family Planning Demonstration Project in  
2 1997; and

3  
4           WHEREAS, the Department of Health and Family Services applied for and received a waiver to  
5 implement the Family Planning Demonstration Project and promulgated emergency rules to implement the  
6 program starting January 1, 2003; and

7  
8           WHEREAS, the purpose of the project is to provide low income women age 15-44 with access to  
9 primary, preventive health care; prevent unwanted pregnancies; identify and treat cervical cancers; and treat  
10 sexually transmitted infections; and

11  
12           WHEREAS, the project provides an estimated \$7.6 million in federal aid to the Wisconsin Medicaid  
13 Program and will save the state \$17 million in general purpose revenue dollars and \$8.9 million in Medicaid  
14 costs over the next 5 years by preventing unwanted pregnancy; and

15

16 WHEREAS, the Joint Committee on Administrative Rules voted to suspend the emergency rules and  
17 the project; and

18  
19 WHEREAS, this decision limits access to needed health care for low income women;

20  
21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors supports  
22 continuation of the Family Planning Demonstration Project as a health care resource for the residents of  
23 Manitowoc County; and

24  
25 BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to the  
26 Joint Committee on Administrative Rules.

Dated this 20th day of May 2003.

Respectfully submitted by the Legislative Review Committee.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt reported a free drug test will be required for all new hires. Senate Bill 44, if passed, will require a 1% assessment fee on all health care plans to help fund Badger Care. The arbitration hearing for the Health Care Center has been heard and the hearing for the Highway Department will be May 27. The Human Services Professionals and Supportive Services arbitration hearings will be in June. A financial summary of the Section 125 Program indicates an expected savings of \$266,000 in 2003. He stated the Committee will meet with Mardi Burns, a health insurance consultant from the Jarvis Company, on July 1st to discuss health insurance rates. They are discussing staffing for 2004 and the County Executive will be meeting with Department Directors beginning in June for 2004 pre-budget preparation.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to enact Ordinance 7 (2003/2004-25) Amending the Manitowoc County Zoning Map for Scott Chalupny and Ordinance 8 (2003/2004-26) Amending the Manitowoc County Zoning Map for Joseph Matthias and R. Nolan Hetz. Upon vote, the motion carried unanimously.

No. 2003/2004 - 25

**ORDINANCE AMENDING ZONING MAP  
(Scott Chalupny)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, April 28, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and

3  
4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;

7  
8 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as  
9 follows:

10  
11 A parcel of land located in the SW1/4, SE1/4, Section 12, T21N-R23E, Town of Gibson,  
12 commencing at the S1/4 Corner of said Section 12; thence easterly approximately 750 feet;  
13 thence northerly approximately 33 feet to the north r/w of Holmes Road which is the point of  
14 real beginning; thence continue northerly approximately 450 feet; thence easterly approximately

15 450 feet; thence southwesterly approximately 250 feet; thence southerly approximately 100 feet;  
16 thence southwesterly along the ordinary high water mark of the East Twin River approximately  
17 300 feet; thence northwesterly approximately 175 feet along the north r/w of Holmes Road to  
18 the point of real beginning, said parcel containing approximately 5.0 acres of land, shall be and  
19 is hereby rezoned from A3 Agriculture to A2 Agriculture.

Dated this 20th day of May 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 26

**ORDINANCE AMENDING ZONING MAP  
(Joseph Matthias and R. Nolan Hetz)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, April 28, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as  
9 follows:  
10

11 Parcel No. 1, located in the SE1/4, Section 18, T19N-R23E, Town of Manitowoc Rapids,  
12 commencing at the E1/4 Corner of said Section 18; thence westerly approximately 1307 feet  
13 which is the point of real beginning; thence southerly approximately 970 feet; thence  
14 southeasterly approximately 700 feet; thence northeasterly approximately 98 feet; thence  
15 northwesterly approximately 1088 feet; thence northerly approximately 460 feet; thence  
16 westerly approximately 319 feet to the point of real beginning, said parcel containing  
17 approximately 10.84 acres of land, shall be and is hereby rezoned from A3 Agriculture to GA  
18 General Agriculture;  
19

20 and  
21

22 Parcel No. 2, located in the SE1/4, Section 18, T19N-R23E, Town of Manitowoc Rapids,  
23 commencing at the E1/4 Corner of said Section 18; thence southerly approximately 750 feet;  
24 thence westerly approximately 33 feet to the west r/w of CTH JJ which is the point of real  
25 beginning; thence continue westerly approximately 700 feet; thence southeasterly approximately  
26 375 feet; thence easterly approximately 658 feet; thence northerly approximately 275 feet along  
27 the west r/w of CTH JJ to the point of real beginning, said parcel contains approximately 3.80  
28 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 20th day of May 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 9 (2003/2004-27) Authorizing Acceptance of MDC Grant Fund (Mobile Data computer Equipment). Upon vote, the motion carried unanimously.

No. 2003/2004-27

**RESOLUTION AUTHORIZING ACCEPTANCE OF MDC GRANT FUNDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff's Department is committed to the goals of maximizing  
2 officer safety and conducting an efficient, cost-effective operation; and  
3

4 WHEREAS, the mobile data computer (MDC) is an essential law enforcement tool that will contribute  
5 to achieving those goals both in the course of day-to-day activities and when dealing with serious crimes and  
6 threats of terrorism; and  
7

8 WHEREAS, sheriff's deputies will benefit from a secure means of data communications both locally  
9 and statewide in accessing a variety of confidential intelligence and records on drivers, vehicles, wanted  
10 persons directly from their squad cars; and  
11

12 WHEREAS, use of MDC systems would significantly reduce radio traffic for Public Safety Joint  
13 Services personnel, who have experienced an increase in duties since emergency medical dispatch has been  
14 implemented; and  
15

16 WHEREAS, a grant has been awarded to the Sheriff's Department that would fund nearly one half the  
17 cost of mobile data computer equipment;  
18

19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
20 the Manitowoc County Sheriff's Department to accept \$43,529 in grant funding to purchase the mobile data  
21 computer equipment; and  
22

23 BE IT FURTHER RESOLVED that upon receipt of the grant funds, appropriate revenue and  
24 expenditure line items in the 2003 Sheriff's Department Budget shall be amended by the amount of the grant,  
25 and that the Comptroller/Auditor is hereby directed to record such information in the official books of the  
26 County for the year ending December 31, 2003, as may be required.

Dated this 20th day of May 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue line 21200.48500 and expenditure line 21200.58100 by \$43,529.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Sloan, to adopt Resolution 10 (2003/2004-28) Authorizing State Homeland Security Grant Application. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 28

**RESOLUTION AUTHORIZING STATE  
HOMELAND SECURITY GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Emergency Management and the Office of Justice Assistance are making a  
2 \$124,885 FY 2003 grant available to Manitowoc County for local jurisdiction equipment requests; and  
3

4 WHEREAS, this and any future grants will enhance the county's capability to be prepared for potential  
5 acts of terrorism involving weapons of mass destruction;  
6

7 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
8 the Manitowoc County Emergency Management Department to apply for and accept such available funds as  
9 may be awarded; and  
10

11 BE IT FURTHER RESOLVED that the 2003 budget is hereby amended by the amounts of any grant  
12 funds received and that the Comptroller/Auditor is directed to record such information in the official books  
13 of the County for the year ending December 31, 2003, as may be required.

Dated this 20th day of May 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by up to  
\$124,885 in the 2003 Emergency Management budget.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Graunke, to enact Ordinance 11 (2003/2004-29) Amending Manitowoc County Codes § 4.13(3g)(c) (Contract Prisoner Fee). Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-29

**ORDINANCE AMENDING MANITOWOC COUNTY CODES § 4.13(3g)(c)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Jail is authorized to house prisoners for other law enforcement  
2 and correctional agencies, and the rate charged to each agency is determined and included in a contract  
3 between the Sheriff's Department and the agency; and  
4

1           WHEREAS, the Manitowoc County Code presently sets a minimum rate of \$50 per day which must  
2 be charged, but the Sheriff's Department has determined that it can afford to house certain prisoners for less  
3 than \$50 per day; and  
4

5           WHEREAS, the Public Safety Committee believes that it is in the county's economic interest to permit  
6 the department to eliminate the minimum rate requirement;  
7

8           NOW, THEREFORE, the Board of Supervisors of the County of Manitowoc, Wisconsin does ordain  
9 as follows:  
10

11           Manitowoc County Code sec. 4.13(3g) (c) is hereby repealed in its entirety and a new section 4.13(3j)  
12 is created to read as follows:  
13

14           (3j) Contract Prisoner Fee. The Sheriff's Department may contract with federal, state, county,  
15 or other local law enforcement or correctional agencies to house prisoners for those agencies.  
16           When a prisoner is held at the County Jail for another agency, the agency shall pay the rate  
17 provided for by contract between the Sheriff's Department and that agency for the per capita  
18 maintenance of each prisoner.

Dated this 20th day of May 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL NOTE:           Indeterminable.

APPROVED:           Dan Fischer, County Executive.

Public Works Committee: Supervisor Dufek reported they will meet on June 4th at the new Manitowoc  
County Health Care Facility.

Chairperson Markwardt invited supervisors to join in the Memorial Day Parade on Monday, May 26. The  
County's position is number 31.

Supervisor Brey moved to adjourn. Supervisor Rasmussen seconded, and the motion was adopted by  
acclamation. The meeting was adjourned at 9:02 p.m.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

June 17, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 17th day of June, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:02 P.M.

The invocation was given by Supervisor Schenian and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present; Supervisors Barnes, Behnke, Brey, Bundy, Dobbs, Dufek, Geimer, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vogt & Wagner. Supervisor Vander Bloomen was excused.

On motion by Supervisor Brey, seconded by Supervisor Sloan, the May 20, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced revisions to the agenda. Supervisor Behnke moved, seconded by Supervisor Graunke, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:05 p.m.

Scott Gunderson, Manitowoc County Dairy Agent, discussed a Wisconsin Marketing Board Publication that described the economic impact of the dairy industry in Manitowoc County. Milk sales in Manitowoc County has been \$100 million

per year with farms employing more than one thousand people. He announced following the meeting, representatives from the Dairy Promotion Committee, Manitowoc County Farm Bureau, and Manitowoc County Dairy Princess, Katie Mangin, will be serving ice cream sundaes in celebration of June Dairy Month.

Chairperson Markwardt declared the public input closed at 7:07.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS.

Nancy Crowley, Emergency Management Director, updated the Board on grant money Manitowoc County has received for domestic preparedness equipment since 1999. The grant dollars are spent following federal requirements and is being used to purchase equipment for physical security enhancement, communications, and tactical procedures. She introduced Tim Herzog, Hazmat Team Coordinator, who demonstrated the use of equipment purchased with the grant money. These included: a chip measuring system, a photo ionization device, breathing apparatus that filters contaminants, satellite phone, and suits that provide various types of protection. He reported they also purchased portable showers for decontamination, radios, trailers, night vision scopes, and accountability systems.

Comptroller Todd Reckelberg introduced Michael Konecny, external auditor from Schenck and Associates, who presented a summary of the Memorandum of Advisory Comments regarding the audit of the financial statements of Manitowoc County for the year ended December 31, 2002. In the Management Letter, the report did not disclose any material weaknesses or deficiencies in the internal control structure. The undesignated fund increased indicating the County is in good financial condition. He reported it was a positive year for the Health Care Center with revenues and expenses remaining relatively stable. He noted that next year IGT funds will be reduced significantly. The Human Services Department also had a very positive year. He stated that in early 2003 Manitowoc County issued debt to pay off the unfunded Wisconsin Retirement liability that removed 8% debt, which was a very wise decision.

Dan Fischer, County Executive, reported on where we are as a County in comparison to the State regarding the budget. The State reduced shared revenue \$305,000 for Manitowoc County which will create a big impact on the 2004 budget. The Health Care Center also will face a big hit in 2004 with the loss of \$2.5 million in funding from the State. Administrator Michael Thomas has already found ways to come up with \$2 million. We will also need to fund payroll and health insurance increases of \$800,000 to \$900,000. There will also be funding cuts in income maintenance, the W-2 Program, and Soil and Water Programs.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Marian Schneider and Charles Nate to the Board of Adjustment for three year terms expiring July 2006. Supervisor Hansen moved, seconded by Supervisor Vogt, to approve the appointments. Upon vote, the motion carried with 23 ayes and 1 abstention. Supervisor Nate abstained; all other supervisors voted aye.

Chairperson Markwardt presented County Executive Dan Fischer's appointment of Supervisor Robert Rasmussen to the Planning & Park Commission for a seven year term expiring July 2010. Supervisor Skubal moved, seconded by Supervisor Henrickson, to approve the appointment. Upon vote, the motion carried with 23 ayes and 1 abstention. Supervisor Rasmussen abstained; all other supervisors voted aye.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Barnes reported as of May 30, eleven beaches are being monitored two times a week. The Soil and Water Department will be looking into the e-coli detection in Hika Bay. He attended a pedestrian safety meeting where they discussed drivers awareness of pedestrians and safety issues.

Finance Committee: Supervisor Brey expressed frustration with what is happening in Madison. He noted we were promised, at the last election, there would be a spirit of working together. Legislature should take a lesson from local government in working together.

Health Care Center Committee: Supervisor Behnke thanked all who were involved in the open house. Approximately 2500 people visited the new facility. He reported they have a plan in place to come up with the \$2.5 million being cut from state funding. The staff and volunteers are ready for the move on June 18, but it will still be a very difficult day for some of the residents. He thanked Michael Thomas for the excellent job he is doing.

Highway Committee: Supervisor Lambert thanked Curt Drumm and the people involved in the Manitowoc County Air Show. He reported even though the weather was an issue, they broke even and the Chamber of Commerce has accepted the show for next year.

Supervisor Lambert moved, seconded by Supervisor Rasmussen, to adopt Resolution 1 (2003/2004-30) Accepting Runway Marking Improvement Project. Upon vote, the motion carried unanimously.

No. 2003/2004-30

**RESOLUTION ACCEPTING RUNWAY MARKING IMPROVEMENT PROJECT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Wisconsin Department of Transportation has initiated an Airport Runway Marking  
2 Program in the interest of air transportation safety and has selected the Manitowoc County Airport to  
3 participate in this program; and  
4

5           WHEREAS, the Highway Committee has reviewed the proposed project, finds that it is in the best  
6 interest of Manitowoc County, and recommends that the County Board accept the Runway Marking  
7 Improvement Project;

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

NOW, THEREFORE, BE IT RESOLVED that Manitowoc County acknowledges and agrees to accept an offer from the Wisconsin Bureau of Aeronautics, acting on behalf of the Secretary of Transportation, for a Runway Marking Improvement Project at the Manitowoc County Airport; and

BE IT FURTHER RESOLVED the Bureau shall have authority to perform or contract with others to perform any services necessary for the completion of the Runway Marking Improvement Project; and

BE IT FURTHER RESOLVED that Manitowoc County shall defend and hold harmless the state and all its officers, employees, and agents from and against any suits, causes, actions, claims costs, and expenses, including legal fees or the states attorney’s fee, or both, in connection with any bodily injury to any person or damage to property caused directly or indirectly by failure, malfunction, lack of maintenance, or construction of the Manitowoc County Airport and its facilities relating to the Runway Marking Improvement Project.

Dated this 17th day of June 2003.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: None. Project is 100% state funded.

APPROVED: Dan Fischer, County Executive.

Human Services Board: Supervisor Hansen extended a thank you to the foster families, who were having a picnic this evening and it was done with donations. He reported a new computer program mandated for reports to the State was going well and they are still looking into different options for the Oaks Project. He reported their 2002 budget surplus was due to not utilizing the Winnebago facility as much, there was less need for the birth to three program, and a part time nurse was hired to go into homes resulting in federal funds being recaptured.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Hansen reported the State eliminated the Wisconsin Conservation Corp Program and the funds were transferred to tourism, so we will lose this program. He also stated approximately 3000 people attended Breakfast on the Farm in Maribel and they learned about the economic development in Manitowoc County.

Legislative Study Committee: Supervisor Dobbs commented on the economic struggle in our County and requested the legislators return to a County Board meeting before the end of summer.

Personnel Committee: Supervisor Vogt reported on overtime usage in several departments. As of the end of May, Human Services used 86% of their overtime, PSJS used 75%, and each year the Health Department uses overtime, but does not budget for it. The reclassification process is completed. He noted the reclasses for the Clerk of Courts Office were approved effective April 1st with the understanding the office would be restructured by the end of 2003.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Sloan, to adopt Resolution 2 (2003/2004-31) Creating Sheboygan River and Rockville Mill Pond Management District and Appointing Initial District Board of Commissioners. Upon vote, the motion carried with 23 ayes and 1 abstention. Supervisor Mueller abstained; all other supervisors voted aye.

No. 2003/2004 - 31

**RESOLUTION CREATING SHEBOYGAN RIVER AND  
ROCKVILLE MILL POND MANAGEMENT DISTRICT AND APPOINTING  
INITIAL DISTRICT BOARD OF COMMISSIONERS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a verified petition was filed with the Manitowoc County Clerk on May 6, 2003,  
2 requesting the establishment of a public inland lake protection and rehabilitation district to be known as  
3 Sheboygan River and Rockville Mill Pond Management District; and  
4

5 WHEREAS, the petition was accompanied by a plat or sketch indicating the approximate area and  
6 boundaries of the proposed district; and  
7

8 WHEREAS, a public hearing was held on the proposed district by the Manitowoc County Planning  
9 and Park Commission on June 2, 2003, pursuant to Wis. Stat. § 33.26; and  
10

11 WHEREAS, notice of the hearing was published as a class 1 notice and mailed to the last-known  
12 address of each landowner within the proposed district; and  
13

14 WHEREAS, the Planning and Park Commission has issued a report on the proposed district; and  
15

16 WHEREAS, the Manitowoc County Board of Supervisors, after consideration of the Planning and  
17 Park Commission's report and other evidence submitted to the board, finds that:  
18

- 19 1. The petition was signed by at least 51% of the landowners or owners of 51% of the land  
20 in the proposed district;  
21
- 22 2. The proposed district is necessary in order to identify present and anticipate future  
23 problems of the Sheboygan River and the Rockville Mill Pond; to implement activities  
24 such as protection and creation of fish, duck, geese, and wildlife habitat; to maintain  
25 appropriate river and lake levels; to create recreational uses for all people; and to best  
26 utilize the Sheboygan River and the Rockville Mill Pond for the well being of  
27 surrounding communities;  
28
- 29 3. The public health, welfare, comfort, convenience, and convenience will be promoted  
30 by establishment of the district;  
31
- 32 4. The property included within the district will be benefitted by the establishment of the  
33 district; and  
34
- 35 5. Formation of the proposed district will not cause or contribute to long-range  
36 environmental pollution;  
37
- 38 6. The Land Conservation Committee has nominated supervisor Clyde Mueller to serve  
39 and represent the county board on the district board of commissioners;  
40
- 41 7. The district is located within the Town of Schleswig and the City of Kiel; and  
42
- 43 8. The city council of the City of Kiel has previously approved the inclusion of its territory  
44 within the boundaries of the proposed district;  
45

46 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the County of  
47 Manitowoc does hereby order as follows:  
48

- 49 1. There is hereby created and organized a public inland lake protection and rehabilitation  
50 district to include the area within the following boundaries:  
51

52 Commencing at the center of Section 29, T17N-R21E, thence northerly approximately 1200 feet  
53 to the point of real beginning; thence continue northerly approximately 696 feet; thence easterly  
54 approximately 3,535 feet along the centerline of Rockville Road; thence northerly  
55 approximately 3,324 feet along the centerline of Steinthal Road; thence westerly approximately  
56 802 feet along the centerline of CTH 'XX'; thence southerly approximately 1278 feet; thence  
57 westerly approximately 1,342 feet; thence southerly approximately 123 feet; thence westerly  
58 approximately 966 feet; thence northwesterly approximately 943 feet; thence westerly  
59 approximately 299 feet; thence southwesterly approximately 376 feet; thence westerly  
60 approximately 685 feet; thence southerly approximately 1,442 feet; thence westerly  
61 approximately 1,285 feet along the centerline of Rockville Road; thence southerly  
62 approximately 2,220 feet along the centerline of STH '67'; thence southwesterly approximately  
63 1,551 feet along the centerline of Fremont Street; thence southerly approximately 565 feet along  
64 the top of the dam; thence southeasterly approximately 1056 feet along the centerline of STH  
65 '57'; thence northerly approximately 459 feet; thence easterly 237 feet; thence northerly  
66 approximately 262 feet along the centerline of STH '67'; thence easterly approximately 278  
67 feet; thence northerly approximately 492 feet; thence easterly approximately 1,088 feet; thence  
68 southerly approximately 1,417 feet; thence easterly approximately 376 feet along the centerline  
69 of STH's 32 & 57; thence northerly approximately 2,850 feet; thence easterly approximately  
70 990 feet to the point of real beginning, said area contains approximately 429 acres.

71  
72 2. The district shall be a body corporate known as the Sheboygan River and Rockville Mill  
73 Pond Management District and shall have all such powers as are authorized by Wisconsin Statutes Chapter  
74 33.

75  
76 3. The following three persons, all of whom are residents of the district, are appointed to the  
77 initial district board of commissioners pursuant to Wis. Stat. § 33.27(1) to serve until the first annual meeting  
78 of the district: Art Heberlein, Thomas Keller, and Bob Schoenborn.

79  
80 4. County board supervisor Clyde Mueller is appointed to the district board of commissioners  
81 pursuant to Wis. Stat. §§ 33.27(1) and 33.28(2)(a) and shall serve at the pleasure of the county board.

Dated this 17th day of June 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 3 (2003/2004-32) Amending Zoning Map for Phil Fox, Ordinance 4 (2003/2004-33) Amending Zoning Map for Delbert Kubichek, Ordinance 5 (2003/2004-34) Amending Zoning Map for Nicholas Lyons, Ordinance 6 (2003/2004-35) Amending Zoning Map for Earl Voss, and Ordinance 7 (2003/2004-36) Amending Zoning Map for Web Pro LP Gas, Inc. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Rappe vote no; all other supervisors voted aye.

No. 2003/2004 - 32

**ORDINANCE AMENDING ZONING MAP  
(Phil Fox)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 2, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the NE1/4, NE1/4, Section 26, T17N-R21E, Town of Schleswig,  
12 commencing at the NE1/4 Corner of said Section 26; thence westerly approximately 380 feet; thence  
13 southerly approximately 33 feet which is the point of real beginning; thence southeasterly  
14 approximately 435 feet; thence southerly along the west r/w of South Cedar Lake Road  
15 approximately 427 feet; thence westerly approximately 436 feet; thence northerly approximately 713  
16 feet to the point of real beginning, said parcel containing approximately 5.46 acres of land, shall be  
17 and is hereby rezoned from ES Estate to SE Small Estate.

Dated this 17th day of June 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 33

**ORDINANCE AMENDING ZONING MAP  
(Delbert Kubichek)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 2, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the NE1/4, Section 13, T17N-R22E, Town of Meeme, commencing at the  
12 NW1/4 Corner of said Section 13; thence easterly approximately 700 feet; thence southerly  
13 approximately 33 feet to the south r/w of CTH X which is the point of real beginning; thence  
14 continue southerly approximately 310 feet; thence easterly approximately 137 feet; thence southerly  
15 approximately 44 feet; thence easterly approximately 135 feet; thence northerly approximately 118  
16 feet; thence northwesterly approximately 80 feet; thence northerly approximately 185 feet; thence  
17 westerly along the south r/w of CTH X to the point of real beginning, said parcel containing  
18 approximately 1.94 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1  
19 Agriculture.

Dated this 17th day of June 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 34

**ORDINANCE AMENDING ZONING MAP  
(Nicholas Lyons)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 2, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the SE1/4, NE1/4, Section 6, T21N-R23E, Town of Gibson, commencing  
12 at the E1/4 Corner of said Section 6; thence westerly approximately 975 feet, which is the point of  
13 real beginning; thence continue westerly approximately 375 feet; thence northerly approximately 150  
14 feet along the east side of Heiser Road; thence easterly approximately 375 feet; thence southerly  
15 approximately 150 feet to the point of real beginning, said parcel containing approximately 1.29 acres  
16 of land, shall be and is hereby rezoned from A3Agriculture to A1 Agriculture.

Dated this 17th day of June 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 35

**ORDINANCE AMENDING ZONING MAP  
(Earl Voss)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 2, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:

10 A parcel of land located in the SE1/4, SW1/4, and NE1/4, SW1/4, Section 31, T17N-R22E, Town  
11 of Meeme, commencing at the S1/4 Corner of said Section 31; thence northerly approximately 33  
12 feet to the north r/w of County Line Road which is the point of real beginning; thence westerly along  
13 the north r/w of County Line Road approximately 495.45 feet; thence northerly approximately  
14 1753.50 feet; thence easterly approximately 495.45 feet; thence southerly approximately 1753.50 feet  
15 to the point of real beginning, said parcel containing approximately 19.97 acres of land, shall be and  
16 is hereby rezoned from A3 Agriculture to A2 Agriculture.

Dated this 17th day of June 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 36

**ORDINANCE AMENDING ZONING MAP  
(Web Pro LP Gas, Inc.)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 2, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the SW1/4, SW1/4, Section 29, T17N-R21E, Town of Schleswig,  
12 commencing at the SW1/4 Corner of said Section 29; thence easterly approximately 1118.80 feet  
13 along the south line of said SW1/4 to the point of beginning; thence northerly 243.71 feet; thence  
14 easterly 208.71 feet; thence southerly approximately 243.71 feet to the south line of said SW1/4,  
15 thence westerly approximately 208.71 feet along the south line of said SW1/4, to the point of  
16 beginning and reserving the south 35.0 feet of said tract for road purposes, said parcel containing  
17 approximately 1.17 acres of land, shall be and is hereby rezoned from A1 Agriculture to B1 Business.

Dated this 17th day of June 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench thanked Nancy Crowley and Tim Herzog for an excellent presentation. She reported they toured the jail and noted that the budget is in line.

Public Works Committee: Supervisor Dufek moved, seconded by Supervisor Sloan, to adopt Resolution 8 (2003/2004-37) Authorizing Grant Application for 2004 Ag Clean Sweep Program. Upon vote, the motion carried unanimously.

No. 2003/2004- 37

**RESOLUTION AUTHORIZING GRANT APPLICATION  
FOR 2004 AG CLEAN SWEEP PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

- 1           WHEREAS, Manitowoc County held its first Ag Clean Sweep program on May 13, 1994, and has
- 2 held several others since then, all of which have been quite successful; and
- 3
- 4           WHEREAS, the County Board recognizes the benefits of a program to remove banned, damaged,
- 5 and otherwise unwanted pesticides and farm chemicals from Manitowoc County farms; and
- 6
- 7           WHEREAS, THE Public Works Committee recommends applying for a Department of Agriculture
- 8 grant, which would require a Manitowoc County matching share of \$3,000 excluding in-kind services, and
- 9 for a Wisconsin Department of Natural Resources grant which would support the Ag Clean Sweep program;
- 10
- 11           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
- 12 authorizes the Public Works Director to submit Ag Clean Sweep grant applications and , if successful, accept
- 13 the grants for the 2004 Ag Clean Sweep program.

Dated this 17th day of May 2003.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT:       If grant applications are successful, funding would be incorporated into the 2004 county budget.

APPROVED:           Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Swade, to enact Ordinance 9 (2003/2004-38) Amending MCC Ch. 2 Pertaining to Disposition of Surplus Property. Corporation Counsel Steve Rollins explained the language was changed to simplify the process and create flexibility in disposing of surplus property. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-38

**ORDINANCE AMENDING MCC CH. 2 PERTAINING TO  
DISPOSITION OF SURPLUS PROPERTY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

- 1           WHEREAS, the Manitowoc County Code contains provisions for the disposition of surplus county
- 2 property and for the disposition of abandoned property that comes into the County's possession; and
- 3
- 4           WHEREAS, the County Board amended the Manitowoc County Code in June 2001 at the request
- 5 of the Sheriff's Department and the Public Works Department to provide more effective and efficient tools
- 6 for the disposition of abandoned property; and
- 7

8 WHEREAS, the Public Works Department believes that present code provisions do not provide  
9 adequate options for the effective and efficient disposition of surplus property and recommends that the code  
10 be amended to permit the disposition of surplus property in substantially the same manner as abandoned  
11 property; and  
12

13 WHEREAS, the Corporation Counsel has reviewed the Manitowoc County Code and recommends  
14 that it be revised to address the concerns of the Public Works Department; and  
15

16 WHEREAS, the Public Works Committee has reviewed the proposed changes and recommends that  
17 the Manitowoc County Code be so amended;  
18

19 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as  
20 follows:  
21

22 Manitowoc County Code § 2.03(2) is hereby amended as follows:  
23

24 (2) Property ~~which that~~ has previously been acquired by a department or ~~that~~ is acquired in the future  
25 shall be considered county property which is in use by a particular department. Property, ~~not donated and~~  
26 ~~required to be held for a special purpose, that which~~ is no longer needed by a department may be declared  
27 surplus by the department's ~~supervising oversight committee and allocated to any other county department~~  
28 ~~which can make use of it by the Public Works Committee. Where appropriate, the Public Works Committee~~  
29 ~~may determine that a department receiving surplus property should compensate the department surrendering~~  
30 ~~the property.~~ The Public Works Department shall act as manager of surplus county property.  
31

32 Manitowoc County Code § 2.03(3) is hereby repealed in its entirety and recreated to read as follows:  
33

34 (3) Disposal of Surplus Personal Property. (a) Manitowoc County may dispose of surplus personal  
35 property by any means determined to be in the best interest of the county. The Public Works Committee may  
36 authorize the disposal of such property by any of the following means: sale at public auction; sale through  
37 an auction service; acceptance of an offer to purchase in response to a request for competitive bids or  
38 proposals; private sale; donation to a county agency, board, commission, department, or office; donation or  
39 sale to a city, town, or village located within Manitowoc County; donation to a charitable organization; or  
40 destruction of the property where appropriate.  
41

42 (b) If the disposal is in the form of a sale, all receipts from the sale, after deducting the necessary  
43 expenses of conducting the sale, shall be paid into the county treasury.  
44

45 (c) If the property is not disposed of in a sale open to the public, the Public Works Department shall  
46 maintain an inventory of such property; a record of the date and method of disposal, including the  
47 consideration received for the property, if any, and the name and address of the person taking possession of  
48 the property. Such inventory shall be kept as a public record for a period of not less than 2 years from the  
49 date of disposal of the property.  
50

51 (d) If the property is allocated to another county agency, board, commission, department, or office,  
52 the Public Works Committee may determine that the department receiving the surplus property shall  
53 compensate the department that declared the property to be surplus, and the Public Works Committee shall  
54 determine the amount of such compensation.  
55

56 (e) If the property is sold to a city, town, or village located within Manitowoc County, the Public  
57 Works Committee shall determine the sale price.  
58

59 Effective Date: This ordinance shall be effective upon publication.

Dated this 17th day of June 2003.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

MISCELLANEOUS

Supervisor Behnke moved, seconded by Supervisor Mueller, to adopt Resolution 10 (2003/2004-39) Approving Town of Centerville Zoning Ordinance (Chapter 9 - Zoning Land Use). Upon vote, the motion carried unanimously.

No. 2003/2004 - 39

**RESOLUTION APPROVING TOWN OF CENTERVILLE ZONING ORDINANCE  
(CHAPTER 9 - ZONING LAND USE)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Centerville adopted changes to their Chapter 9 Zoning Ordinance in  
2 accordance with Wis. Stat. § 60.62; and  
3

4 WHEREAS, the Town of Centerville has submitted the new zoning ordinance to the Manitowoc  
5 County Board of Supervisors for approval; and  
6

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances in counties which have  
8 adopted a zoning ordinance under Wis. Stat. § 59.69 shall be subject to the approval of the County Board;  
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
11 approves the changes to the Town of Centerville Chapter 9 Zoning Ordinance which were adopted by the  
12 Town Board on June 10, 2003.

Dated this 17th day of June 2003.

Respectfully submitted by Supervisor Kevin Behnke.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Brey, to adopt Resolution 11 (2003/2004-40) Approving Town of Newton Zoning Ordinance for Rick Manlick and Chris Kollath. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2003/2004 - 40

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE  
(RICK MANLICK AND CHRIS KOLLATH)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Newton adopted a new zoning ordinance in accordance with Wis. Stat. §  
2 60.62; and  
3

4           WHEREAS, the Town of Newton has submitted the new zoning ordinance to the Manitowoc County  
5 Board of Supervisors for approval; and

6  
7           WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances in counties which have  
8 adopted a zoning ordinance under Wis. Stat. § 59.69 shall be subject to the approval of the County Board;

9  
10           NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it  
11 approves the Town of Newton zoning ordinance which was adopted by the Town Board of the Town of  
12 Newton on June 11, 2003, for Rick Manlick and Chris Kollath.

Dated this 17th day of June 2003.

Respectfully submitted by Supervisor Kevin Behnke.

FISCAL IMPACT:     None.

APPROVED:           Dan Fischer, County Executive.

Supervisor Rassmussen moved to adjourn. Supervisor Nate seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:12 p.m.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

July 15, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 15th day of July, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:03 P.M.

The invocation was given by Supervisor Sloan and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 21 members present; Supervisors Barnes, Behnke, Brey, Dufek, Geimer, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Vogt and Wagner. Supervisors Bundy, Dobbs, Swade and Vander Bloomen were excused.

On motion by Supervisor Nate, seconded by Supervisor Behnke, the June 17, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced revisions to the agenda. Supervisor Henrickson moved, seconded by Supervisor Rasmussen, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:06 p.m.

Don Goeke, Manitowoc, encouraged a reduction of spending by five to ten percent for the coming budget year. He suggested possible wage concessions or personnel reduction.

Chairperson Markwardt declared the public input closed at 7:09 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS.

Laurie Gehrke, UW-Extension Director, updated the Board on Manitowoc County's strategic planning process and how each work group is setup. The six work groups developed a plan of direction for the county through 2005 with solutions on thirteen strategic issues. The next phase of the planning process is to ensure Manitowoc County's vision, mission and goals of all departments are focused in the same direction as the county. She encouraged everyone to look over the executive summary handout and call with any questions.

Tom Ward, Soil and Water Director, reported the size and bag limits for fishing on Silver Lake have been removed to encourage fisherman to take as many fish as possible before the scheduled fish eradication in November and an alum treatment to remove algae in Spring 2004. A committee is working on fund raising to rebuild the park area. He reported on Manitowoc County Fish and Game's concerns regarding proposed CWD rules. He explained there are 29 deer and elk game farms in the County with three farms under CWD quarantine, five farms tested positive for TB, one farm tested positive for CWD, and ten farms have had escapes. He also reported the State's ban on deer baiting and feeding expired in April. The Land Conservation Committee has scheduled a public hearing in August to discuss a ban on deer feeding in the county this fall. He stated the Forest Stewardship Grant would allow staff to develop a tree planting plan for abandoned cropland. Lastly, they received a coastal management grant that will help them analyze sources of beach contamination. He answered supervisors' questions.

Dan Fischer, County Executive, updated the Board on Public Safety Joint Services. He discussed the idea of creating an Emergency Management Division of Manitowoc County with Nancy Crowley as coordinator of the division. It would combine PSJS and Emergency Management. He stated we need to think about how PSJS can be a more effective department without adding employees. He will be presenting the proposal to

the Personnel and Public Safety Committees, and the Public Safety Joint Services Board within the next month. He answered supervisors' questions.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Nate announced a Press Conference hosted by Sue Ann Thompson, President of Women's Health, will be held on July 23 at the UW-Extension to announce the results of the First Breath Pilot Study. Manitowoc County was a pilot site, and had outstanding results. She reported all Manitowoc County beaches are closed due to high bacteria count.

Finance Committee: Supervisor Brey announced supervisors have received the "Timetable of Events" for the 2004 budget. He stated they are looking forward to working on the budget and welcomed supervisors input.

Health Care Center Committee: Supervisor Behnke stated this is a challenging time for the staff with the move to the new facility and commended them for an excellent job. This month's absenteeism record has been the best going back through 2002. He reported Michael Thomas continues to look at ways to increase revenues. They are looking at the way oxygen is presently billed as a possible way to recoup dollars.

Highway Committee: Supervisor Lambert reported the crews are busy asphaltting the east-west runway at the airport. The Committee is working with Corporation Counsel and the Airport Advisory Committee on long term hangar leases.

Human Services Board: Supervisor Hansen reported they had their public hearing on the budget. The committee is looking for new ideas to save money and are open to suggestions.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported the Aging Resource Department had a fiscal assessment and are in compliance with the Older American Disability's Act. She announced a long term volunteer, Mabel Peterson, is retiring at the age of 94. She reported Manitowoc County 4-H held a Creative Writing Celebration on July 8 with over 50 youth and parents attending. Manitowoc County has 585 youth enrolled in 23 4-H clubs and they will emphasize expanding membership this fall. She invited everyone to visit the Fair August 19 through the 24th to support the 4-H youth exhibits.

Supervisor Nate moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2003/2004-41) Accepting a Forest Stewardship Grant. Upon vote, the motion carried unanimously.

No. 2003/2004 - 41

**RESOLUTION ACCEPTING A FOREST STEWARDSHIP GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Manitowoc County Land and Water Resource Plan identifies a concern that the  
2 owners of small rural parcels lack forestry management knowledge; identifies a concern that abandoned crop  
3 land is becoming infested with exotic and invasive plants; and encourages the reforestation of hardwoods and  
4 natural plant communities; and  
5

6           WHEREAS, the Department of Natural Resources has approved a 2003 Forest Stewardship Grant  
7 for a Manitowoc County Tree Planting Project that will address these issues; and  
8

9           WHEREAS, the Project will train Soil and Water Conservation Department staff to develop plans  
10 for County landowners; will introduce novice landowners to planting preparation and maintenance  
11 procedures; and will encourage the reforestation of hardwoods using seed planting techniques; and  
12

13 WHEREAS, the grant requires a local match that can be provided through in-kind services that have  
14 already been included in the Soil and Water Conservation Department budget;

15  
16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
17 authorizes the Soil and Water Conservation Director to accept the Forestry Stewardship Grant for \$15,000,  
18 which requires an in-kind match of \$15,000, for a total project cost of \$30,000; and

19  
20 BE IT FURTHER RESOLVED that the 2003 Annual Budget is hereby amended by the amounts  
21 stated above and that the Comptroller/Auditor is hereby directed to record such information in the official  
22 books of the County for the year ending December 31, 2003, as may be required.

Dated this 15th day of July 2003.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenses by offsetting amounts, with in-kind services already included in the 2003 budget.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt reported they approved the use of County meeting rooms for programs developed by the Wellness Committee. The Wellness Committee has developed a walking program open to everyone. A \$6.00 fee includes a pedometer, water bottle, and information on establishing goals. At their last meeting, the insurance negotiator estimated a 17.8% renewal increase. They will be looking at a self-funding program through Blue Cross/Blue Shield since they purchased Claims Management Services this year. He reported the timeline is set regarding the restructure in the Clerk of Court Office.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 2 (2003/2004-42) Amending Zoning Map for Anthony Barbeau, Ordinance 3 (2003/2004-43) Amending Zoning Map for Donald Cayemberg, Ordinance 4 (2003/2004-44) Amending Zoning Map for Jeff Maertz, Ordinance 5 (2003/2004-45) Amending Zoning Map for Lance Morgan. Upon vote, the motion carried with 20 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2003/2004 - 42

**ORDINANCE AMENDING ZONING MAP  
(Anthony Barbeau)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 30, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended  
6 the petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain  
9 as follows:

10  
11 A parcel of land located in the NW1/4, NW1/4, Section 10, T17N-R21E, Town of Schleswig,  
12 commencing at the NW Corner of said Section 10; thence easterly approximately 33 feet; thence  
13 southerly approximately 33 feet to the point of real beginning; thence easterly along the south r/w  
14 of Ucker Point Creek Road approximately 372 feet; thence southerly approximately 600 feet;

15           thence westerly approximately 357 feet; thence northerly along the east r/w of Lax Chapel Road  
16           approximately 600 feet to the point of real beginning, said parcel containing approximately 5.03  
17           acres of land, shall be and is hereby rezoned from ES Estate Residential to SE Small Estate  
18           Residential.

Dated this 15th day of July 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT:       None.

APPROVED:            Dan Fischer, County Executive.

No. 2003/2004 - 43

**ORDINANCE AMENDING ZONING MAP  
(Donald Cayemberg)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, a public hearing was held on Monday, June 30, 2003, at 7:00 p.m. at the Manitowoc  
2           County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4           WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5           of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6           petition be approved for the reasons stated in the report attached to this ordinance;  
7

8           NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9           follows:  
10

11           A parcel of land located in the NE1/4, NE1/4, Section 17, T18N-R22E, Town of Liberty,  
12           commencing at the NE Corner of said Section 17; thence westerly approximately 788 feet; thence  
13           southerly approximately 33 feet to the point of real beginning; thence westerly along the south r/w  
14           of Hillcreek Road approximately 363 feet; thence southerly approximately 630 feet; thence easterly  
15           approximately 363 feet; thence northerly approximately 630 feet to the point of real beginning, said  
16           parcel containing approximately 5.70 acres of land, shall be and is hereby rezoned from A3  
17           Agriculture to A2 Agriculture.

Dated this 15th day of July 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT:       None.

APPROVED:            Dan Fischer, County Executive.

**ORDINANCE AMENDING ZONING MAP  
(Jeff Maertz)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 30, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended  
6 the petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain  
9 as follows:

10 A parcel of land located in the SE1/4, NE1/4, Section 35, T20N-R21E, Town of Maple Grove,  
11 commencing at the E1/4 Corner of said Section 35; thence westerly approximately 33 feet to the  
12 point of real beginning; thence northerly along the west r/w of Pleasant View Rd approximately  
13 277 feet; thence westerly approximately 277 feet; thence southerly approximately 277 feet;  
14 thence easterly approximately 277 feet, to the point of real beginning, said parcel containing  
15 approximately 1.77 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1  
16 Agriculture.  
17

Dated this 15th day of July 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

**ORDINANCE AMENDING ZONING MAP  
(Lance Morgan)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 30, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended  
6 the petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain  
9 as follows:

10 A parcel of land located in the SW1/4, NW1/4, Section 22, T19N-R22E, Town of Cato,  
11 commencing at the W1/4 Corner of said Section 22; thence easterly approximately 574 feet;  
12 thence northerly approximately 259 feet to the point of real beginning; thence westerly  
13 approximately 264 feet; thence northerly approximately 792 feet; thence northeasterly along the  
14

15 south r/w of Morgan Road approximately 264 feet; thence southerly approximately 792 feet; to  
16 the point of real beginning, said parcel containing approximately 4.99 acres of land, shall be and  
17 is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 15th day of July 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Mueller, to enact Ordinance 6 (2003/2004-46) Amending Manitowoc County Code § 8.10(1)(i). Corporation Counsel explained there is no provision in the County Code defining a “commercial” feedlot. This is a technical change. Upon vote, the motion unanimously.

No. 2003/2004 - 46

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 8.10(1)(i)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 30, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended  
6 the petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain  
9 as follows:

10 Manitowoc County Code § 8.10(1)(i) shall be amended to read as follows:

11  
12 (i) Livestock raising, except ~~commercial~~ feed lots.  
13

Dated this 15th day of July 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 7 (2003/2004-47) Authorizing Out-Of-State Travel for Nancy Crowley. Upon vote, the motion carried with 20 ayes and 1 no. Supervisor Graunke voted no; all other supervisors voted aye.

No. 2003/2004 - 47

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(NANCY H. CROWLEY)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Emergency Management Director Nancy H. Crowley has been  
2 invited to attend a course entitled "Nuclear Emergency Planning: The New Face of Emergency Planning-  
3 Terrorism, Security, and the Public," to be held at the Harvard School of Public Health in Boston,  
4 Massachusetts on August 12-15, 2003; and  
5

6 WHEREAS, this Course provides training for planners who are responsible for preparing responses  
7 to a radiological emergency, including emergencies resulting from terrorist activities; and  
8

9 WHEREAS, the Emergency Management Director, who acts as the county's primary emergency  
10 preparedness specialist, will benefit from this course at a time when both government and the nuclear industry  
11 face a host of new challenges and unprecedented public scrutiny; and  
12

13 WHEREAS, all expenses (airfare, hotel, meals, and surface transportation) will be borne by the  
14 Nuclear Management Company;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
17 grants permission for Nancy H. Crowley to attend the course in Nuclear Emergency Planning to be held in  
18 at the Harvard School of Public Health in Boston, Massachusetts, on August 12-15, 2003.

Dated this 15th day of July 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Conference expenses will be fully reimbursed to County by the  
Nuclear Management Company.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Sloan, to adopt Resolution 8 (2003/2004-48) Authorizing  
State Homeland Security Grant Application. Upon vote, the motion carried unanimously.

No. 2003/2004 - 48

**RESOLUTION AUTHORIZING STATE HOMELAND  
SECURITY GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Emergency Management and the Office of Justice Assistance are making  
2 a \$339,643 FY 2003 Homeland Security Grant available to Manitowoc County for local jurisdiction  
3 equipment requests; and  
4

5 WHEREAS, this and any future grants will enhance the county's preparedness and ability to respond  
6 to potential acts of terrorism involving weapons of mass destruction;  
7

8 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
9 authorizes the Manitowoc County Emergency Management Department to apply for and accept such available  
10 funds as may be awarded; and  
11

12 BE IT FURTHER RESOLVED that the 2003 budget is hereby amended by the amounts of any grant  
13 fund award; that the Comptroller/Auditor is directed to record such information in the official books of the  
14 County for the year ending December 31, 2003, as may be required; and that any grant funds unexpended in  
15 2003 shall be carried forward and included in the 2004 budget.

Dated this 15th day of July 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by up to \$339,643 in the 2003 Emergency Management budget. Unexpended funds will automatically be carried forward to the 2004 budget.

APPROVED: Dan Fischer, County Executive.

Public Works Committee: Supervisor Dufek reported the maximum grant money the county can receive for the Household Clean Sweep is \$15,000. Without the grant, the cost would be \$27,000 to remove household materials to a licensed hazardous waste disposal. Supervisor Dufek moved, seconded by Supervisor Muench, to adopt Resolution 9 (2003/2004-49) Authorizing Grant Application for a Household Clean Sweep Grant. Upon vote, the motion carried unanimously.

No. 2003/2004 - 49

**RESOLUTION AUTHORIZING APPLICATION FOR  
HOUSEHOLD CLEAN SWEEP GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board recognizes the benefits of a program to control the  
2 disposal and storage of potentially hazardous household waste; and  
3

4 WHEREAS, the County's Clean Sweep Programs are intended to offer education and assistance to  
5 citizens in the identification, proper handling, and disposal of household hazardous waste through distribution  
6 of public information materials, presentations to citizen groups, and a designated day for the collection and  
7 disposal of household hazardous waste; and  
8

9 WHEREAS, Manitowoc County has successfully organized and conducted Clean Sweep Programs  
10 in the past, has declared its intent to conduct annual Clean Sweep Programs subject to public response and  
11 the appropriation of funding, is planning a collection for May, 2004, and can apply for a state grant for the  
12 Household Clean Sweep Program; and  
13

14 WHEREAS, if successful in receiving a State Grant for the Household Clean Sweep Program,  
15 Manitowoc County will carry out all activities described in the state grant application; will allow employees  
16 from the Department of Natural Resources (DNR) access to inspect the Clean Sweep Program site; will  
17 maintain records documenting all expenditures made during and for the Clean Sweep Program; and will  
18 submit a final report to the DNR describing all Clean Sweep Program activities, achievements, and problems  
19 and comparing the actual program with the activities and objectives proposed in the application, including  
20 samples of information/education brochures, data on participation rates, waste quantities collected,  
21 documentation of the project costs, and a section on recommendations;  
22

23 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
24 authorizes the Public Works Director to submit and accept, if awarded, a state grant for the Household  
25 Hazardous Waste Grant Program with the intent of administering a Clean Sweep Program in Manitowoc  
26 County in 2004.

Dated this 15th day of July 2003.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No fiscal impact in 2003. If grant application is successful, funding would be incorporated into the 2004 county budget.

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke moved to adjourn. Supervisor Rasmussen seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:21 p.m.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

August 19, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 19th day of August, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:06 P.M.

The invocation was given by Supervisor Barnes and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present; Supervisors Barnes, Behnke, Brey, Bundy, Dobbs, Dufek, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, VanderBloomen, Vogt & Wagner. Supervisor Geimer was excused.

The County Clerk announced a correction to the July 15, 2003 minutes. On page two, paragraph eleven, line 2, it should read "Upon vote, the motion carried with 20 ayes and 1 no. Supervisor Graunke voted no; all other supervisors voted aye" replacing "the motion carried unanimously." On motion by Supervisor Brey, seconded by Supervisor Behnke, the July 15, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced revisions to the agenda. Supervisor Graunke moved, seconded by Supervisor Vogt, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:10 p.m.

Greg Hines, Glacierland RC&D Coordinator, gave a brief history of Glacierland Resource Conservation and Development which began in the early 1990's with the assistance of former Supervisor Bill Wallander and Soil and Water Director Tom Ward. He reported the federal government contributes \$120,000 annually and Glacierland RD&D has used \$512,000 of grant money in the past four years for projects in East Central Wisconsin. He stated Glacierland RC&D is here to provide services to the community and currently has over 50 on-going projects. He noted they have written four grants to assist in grazing and organic farming, and are also involved in the state certified Farm Market Kitchen that processes produce in Algoma. He invited everyone to participate in a trip to Madison on October 22 to rally legislators and emphasize the need to support farming and agriculture. He answered supervisors' questions.

Larry Bonde, Manitowoc County Chair of the Conservation Congress, spoke on the proposed deer feeding ban in Manitowoc County. With chronic wasting disease at our door, he believes state legislators need to act on this issue. He asked the County Board to take the lead and pass the Manitowoc County deer feeding ban.

Joe Dvorak, Chair of the Land Use Committee in the Town of Kossuth and former County Board Supervisor, spoke on land use in the Town of Kossuth. He discussed a survey sent to residents that resulted in the majority of respondents wanting the town to have the appearance of an agricultural community in ten years. He urged supervisors to adopt the Ordinance Amending the Zoning Map for the Town of Kossuth.

Chairperson Markwardt declared the public input closed at 7:29 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS.

Tom Ward, Soil and Water Director, spoke on the issue of tuberculosis and feeding deer. He discussed a handout that showed twelve counties in the State of Michigan infected with TB, and noted the disease is more infectious and serious than in the 1930's. Following a public informational meeting, he stated most citizens would like to see a deer feeding ban in Manitowoc County. He answered supervisors' questions.

Jeff Beyer, Public Works Director, spoke on the proposed two-year plan for a Manitowoc County Wetland Mitigation Site. The 147 acre site, known as the Coenen property, in the Town of Two Rivers would become a mitigation bank with wetland credits that could be sold to other municipalities when they develop roads, utility extensions, or private and public developments. Approximately 17 acres cannot be developed due to sandy soil and they are looking at alternatives for this area. He noted we must have the wetland before development can enter the county. A resolution regarding this project will be coming to the County Board in February 2004. He answered supervisors' questions. He then gave a brief history of Manitowoc County's Recycling Program that started in the early 1990's and discussed future changes in the program. A change in state grant formulas and a Recycling Efficiency Grant Program may be more efficient with higher reimbursements for participants. Manitowoc County would become the responsible unit and be required to submit the annual report for participants who enter into agreements with the County. Interested municipalities would pass a resolution by October 30, 2003 to participate in the program. He answered supervisors' questions.

Dan Fischer, County Executive, spoke on the resolution regarding the intent to withdraw from the existing PSJS agreement explaining it is being delayed until we come closer to finalizing a new contract. He explained it is necessary to give 90 days notice prior to terminating the current agreement which expires in May 2004. Also delayed will be the ordinance to create the Division of Emergency Services and the resolution to appoint a coordinator until more information is provided and everyone has a chance to look at the position descriptions. He stated the creation of this division will provide administrative support to PSJS without adding any employees.

Chairperson Markwardt presented certificates of appreciation to Jean Madson from the Health Care Center for 25 years of service and to Lenore Jost from PSJS for her 19 years of service to Manitowoc County and wished them well in their retirement.

#### APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Shelly Kubitz, Dale Wallerich, and alternate Mary Stangel to the Local Emergency Planning Committee for two year terms expiring September 2005. Supervisor Swade moved, seconded by Supervisor Mueller, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Dave Wage and James Morrow to the Loan Review Board for three year terms expiring September 2006. Supervisor Brey moved, seconded by Supervisor Barnes, to approve the appointment. Upon vote, the motion carried unanimously.

#### COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Nate reported Sue Ann Thompson, President of Wisconsin Women's health Foundation, visited the Manitowoc County Office Complex on July 23 to recognize the Health Department on the success of the First Breath Pilot Study in helping pregnant women quit smoking. She reported a scientific panel has recommended against the smallpox vaccination for the general public and the Soil and Water Department received a transfer of \$10,000 from the contingency fund for testing beaches in the County. She received letters from 28 individuals in the County who are in support of maintaining nurses in rural areas.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 1 (2003/2004-50) Authorizing Issuance and Providing for Sale of General Obligation Refunding Bonds, Series 2003A, Not to Exceed \$4,175,000. Upon vote, the motion carried unanimously. Supervisor Brey stated the bids will be available for final issuance at the September 9th County Board Meeting.

**RESOLUTION AUTHORIZING ISSUANCE AND PROVIDING FOR  
SALE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES  
2003A, NOT TO EXCEED \$4,175,000**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County, Wisconsin has outstanding General Obligation Refunding Bonds,  
2 Series 1993A, dated December 1, 1993 (“1993 Bonds”); and

3 WHEREAS, it is in the best interest of the County to refund the 1993 Bonds in order to achieve debt  
4 service cost savings; and

5  
6 WHEREAS, it is necessary and desirable that the monies needed for such refunding be borrowed  
7 through the County’s issuance of general obligation bonds pursuant to Wis. Stat. § 67.04;

8  
9 NOW, THEREFORE, BE IT RESOLVED that the County borrow an amount not to exceed  
10 \$4,175,000 by issuing its general obligation bonds for the public purpose of refunding obligations of the  
11 County, including interest on them; and

12  
13 BE IT FURTHER RESOLVED that:

14  
15 Section 1. Issuance of Bonds. The bonds authorized by this resolution shall be issued as an issue  
16 of bonds designated “General Obligation Refunding Bonds, Series 2003A” (the “Bonds”) in an aggregate  
17 amount not to exceed \$4,175,000.

18  
19 Section 2. Sale of Bonds. The County Board hereby authorizes and directs that the Bonds be offered  
20 for public sale. At a subsequent meeting, the County Board shall consider such bids for the Bonds as may  
21 have been received and take action thereon.

22  
23 Section 3. Notice of Bond Sale. The County Clerk be and hereby is directed to cause notice of the  
24 sale of the Bonds to be disseminated at such times and in such manner as the County Clerk may determine  
25 and to cause copies of a complete Official Notice of Bond Sale and other pertinent data to be forwarded to  
26 interested bidders as the County Clerk may determine.

27  
28 Section 4. Official Statement. The County Clerk shall cause an Official Statement concerning this  
29 issue to be prepared by the County’s financial advisor, Robert W. Baird & Co. The appropriate County  
30 officials shall determine when the Official Statement is final for purposes of Securities and Exchange  
31 Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization  
32 of such Statement under this resolution.

Dated this 19th day of August 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable. Depending on interest rates, issuance of refunding bonds will  
reduce debt service costs by approximately \$50,000 per year, with a total present  
value savings of approximately \$350,000 of the life of the bonds.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Nate, to adopt Resolution 2 (2003/2004-51) Regarding Tax  
Foreclosed Property in the City of Manitowoc for William Mueller. Upon vote, the motion carried  
unanimously.

**RESOLUTION REGARDING TAX FORECLOSED PROPERTY  
IN THE CITY OF MANITOWOC (WILLIAM MUELLER)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, Manitowoc County took title to property in the City of Manitowoc through an In Rem  
2 tax foreclosure judgment that is identified by Tax Key No. 052-000-306-190.00 and that was previously  
3 owned by William Mueller (“Property”); and  
4

5           WHEREAS, the delinquent taxes and interest on the Property amounted to \$12,195.07 as of May 27,  
6 2003, and the county has an additional judgment against Mr. Mueller for \$870 in connection with the  
7 property; and  
8

9           WHEREAS, Mr. Mueller is willing to enter into a payment agreement under which payments would  
10 automatically be made from his payroll check to the county by electronic funds transfer until the monies due  
11 the county have been paid in full; and  
12

13           WHEREAS, the Treasurer recommends that the County enter into an agreement with Mr. Mueller  
14 to deed the Property back to him once he has paid all property taxes and judgments that are due, plus the  
15 recording fee and all other costs associated with returning the Property to him; and  
16

17           WHEREAS, the Finance Committee concurs in the recommendation and finds that it is in the best  
18 interests of Manitowoc County to return the Property to its previous owner;  
19

20           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors finds  
21 that it is in the best interest of Manitowoc County to enter into an agreement with William Mueller to secure  
22 the payment of all monies owed the county in connection with the Property; and  
23

24           BE IT FURTHER RESOLVED that Corporation Counsel is directed to prepare such an agreement,  
25 the Treasurer is authorized to enter into such an agreement, and the County Clerk is authorized to execute a  
26 quit claim deed transferring title to the Property to William Mueller once Mr. Miller has satisfied his  
27 obligations under the agreement.

Dated this 19th day of August 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT:       Provides for the receipt over a 4-year period of approximately \$13,000 in delinquent  
property tax, interest, and other monies owed to the county.

APPROVED:           Dan Fischer, County Executive.

Human Services Board: Supervisor Hansen reported the Oaks project continues to be studied. He gave credit to Nancy Randolph of Human Services for finding a nonprofit organization that used Housing and Urban Development funding to build a shelter like the Oaks. They continue to explore this avenue. They have received notice from the State for the W-2 Contract along with Sheboygan County. Funding has been cut and will result in staff reduction at the Job Center. They continue to work on the budget.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate moved, seconded by Supervisor Vander Bloomen, to adopt Resolution 3 (2003/2004-52) Authorizing UW-Extension Parenting Newsletter Grant. Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING UW-EXTENSION  
PARENTING NEWSLETTER GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the mission of the Manitowoc County UW-Extension Office is to improve the quality  
2 of life in Manitowoc County by serving as an educational resource dedicated to assisting people in making  
3 informed decisions through the facilitation of research-based knowledge; and  
4

5           WHEREAS, the Manitowoc County UW-Extension Office is committed to providing education  
6 through methods that are most beneficial for clientele; and  
7

8           WHEREAS, the provision of research-based newsletters is one method through which Manitowoc  
9 County UW-Extension is able to educate parents; and  
10

11           WHEREAS, evaluations of the “Parenting the First Year” and “Parenting the Second and Third  
12 Years” newsletters demonstrate that parents value the education that they are provided; and  
13

14           WHEREAS, the newsletters are available in Spanish, which meets the needs of Spanish-speaking  
15 parents; and  
16

17           WHEREAS, money is needed for user licensing of the newsletters, for printing costs, and for  
18 interpreter fees to produce cover letters to accompany the Spanish newsletters; and  
19

20           WHEREAS, Armond Kueter of the Manitowoc Golden K Kiwanis Club recommended that Faye  
21 Malek, Manitowoc County UW-Extension Family Living Educator, author a proposal for \$4,000 in grant  
22 funding from the Wisconsin-Upper Michigan Kiwanis District Foundation to help cover costs of the UW-  
23 Extension parenting newsletters distributed in Manitowoc County;  
24

25           NOW, THEREFORE, BE IT RESOLVED that Manitowoc County UW-Extension Office is  
26 authorized to apply for and accept up to \$4,000 in Wisconsin-Upper Michigan Kiwanis District Foundation  
27 funds to support the UW-Extension parenting newsletters; and  
28

29           BE IT FURTHER RESOLVED that the 2003 Annual Budget shall be amended by the amount of any  
30 grant funds received and that the Comptroller/Auditor is hereby directed to record such information in the  
31 official books of the County for the year ending December 31, 2003, as may be required.

Dated this 19th day of August 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT:       No tax levy impact. Increases Revenues and Expenditures by up to \$4,000.

APPROVED:            Dan Fischer, County Executive.

Supervisor Nate moved, seconded by Supervisor Hansen, to enact Ordinance 4 (2003/2004-53) Prohibiting Feeding Deer. Upon discussion and vote, the motion carried unanimously.

**ORDINANCE PROHIBITING FEEDING DEER**

1           **WHEREAS**, chronic wasting disease has appeared in Wisconsin’s deer population and threatens an  
2 important natural resource; and  
3

4           **WHEREAS**, citizens in Manitowoc County have expressed concern that the feeding of deer may  
5 contribute to the spread of chronic wasting disease and tuberculosis in the county and have asked that the  
6 county consider banning the feeding of deer in a effort to control the spread of the disease; and  
7

8           **WHEREAS**, the Natural Resources and Education Committee has conducted a hearing and  
9 recommends that the county adopt an ordinance to prohibit the feeding of deer;  
10

11           **NOW, THEREFORE**, the county board of supervisors of the county of Manitowoc does ordain as  
12 follows:  
13

14           Manitowoc County Code sec. 6.30 is hereby created to read as follows:  
15

16           **6.30 FEEDING DEER PROHIBITED. (1)** (a) No person may place or allow any device or any  
17 fruit, grain, mineral, plant, salt, vegetable, or other material to be placed outdoors on any public or private  
18 property for the purpose of attracting or feeding deer.  
19

20           (b) Each property owner shall have the duty to remove any materials placed on the owner’s property  
21 in violation of this ordinance. Failure to remove such materials within 24 hours after notice from the County  
22 shall constitute a separate violation of this ordinance.  
23

24           (c) Each property owner shall have the duty to remove any device placed on the owner’s property  
25 to which deer are attracted or from which deer actually feed. Alternatively, a property owner may modify  
26 such a device or make other changes to the property that prevent deer from having access to or feeding from  
27 the device. Failure to remove such a device or to make such modifications within 24 hours after notice from  
28 the County shall constitute a separate violation of this ordinance.  
29

30           **(2) Rebuttable Presumptions.** (a) There is a rebuttable presumption that the placement of fruit,  
31 grain, mineral, plant, salt, vegetable, or other materials in an aggregate quantity of more than two quarts at  
32 the height of less than five feet off the ground is for the purpose of feeding deer.  
33

34           (b) There is a rebuttable presumption that the placement of fruit, grain, mineral, plant, salt, vegetable,  
35 or other materials in an aggregate quantity of more than two quarts in a drop feeder, automatic feeder, or  
36 similar device regardless of the height of the fruit, grain, mineral, plant, salt, vegetable, or other material is  
37 for the purpose of feeding deer.  
38

39           **(3) Exceptions.** (a) Naturally Growing Materials. This ordinance does not apply to naturally  
40 growing materials, including, but not limited to fruit, grain, nuts, seeds, and vegetables.  
41

42           (b) Planted Materials. This ordinance does not apply to planted materials growing in gardens, as  
43 standing crops, or in a wildlife food plot.  
44

45           (c) Stored Crops. This ordinance does not apply to stored crops provided that the stored crop is not  
46 intentionally made available to deer.  
47

48           (d) Incidental Spills. This ordinance does not apply to spills of seed materials intended for  
49 planting or to crop materials that have been harvested if the spills are incidental to normal agricultural  
50 operations and such materials are not intentionally made available to deer.

51 (e) Authorized by County Board. This ordinance does not apply to feeding that is authorized  
52 by county board resolution on a temporary basis for a specific public purpose.  
53

54 (4) **PENALTY.** Any person violating any provision of this section shall forfeit not less than \$50  
55 nor more than \$500 for each offense, together with the costs of prosecution. A separate offense shall be  
56 deemed committed on each day or part of each day during which a violation occurs or continues. Any person  
57 who defaults in the payment of a forfeiture or the costs of prosecution may be imprisoned in the county jail  
58 until the forfeiture and costs are paid, but such imprisonment shall not exceed 30 days. This paragraph does  
59 not preclude the county from taking any appropriate action to abate, prevent, or remedy a violation of any  
60 provision of this section.

61 This ordinance shall be effective upon publication.  
62

Dated this 19th day of August 2003.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Nate reminded everyone there is free water testing for nitrates at the County Fair.

Personnel Committee: Supervisor Vogt reported the Health Care Center Local 1288 AFSCME AFL-CIO arbitration was awarded to the County. Arbitration is pending for the Highway, Human Services Professionals, and Supportive Services Unions.

Supervisor Dobbs left at 8:37 p.m.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to adopt Resolution 5 (2003/2004-54) Authorizing Grant Application for Cherney Maribel Caves County Park. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 54

**RESOLUTION AUTHORIZING GRANT APPLICATION  
FOR CHERNEY MARIBEL CAVES COUNTY PARK**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission has determined that a secure, concrete entrance room  
2 needs to be constructed at New Hope Cave in Cherney Maribel Caves County Park in order to protect and  
3 preserve rare cave features, to serve as an education center for students, and to provide a secure area for use  
4 by spelunkers who are authorized to use the cave; and  
5

6 WHEREAS, the State of Wisconsin provides grants for development projects in governmental park  
7 and recreation facilities that could be matched with funds presently available in the Planning and Park  
8 Commission Capital Outlay Fund Account; and  
9

10 WHEREAS, the Planning and Park Commission recommends that the County Board authorize an  
11 application for a Department of Natural Resources development grant in the amount of \$19,000 to be matched  
12 by \$20,000 in funds which have been pledged by the West Foundation, contingent upon receipt of the DNR  
13 grant, in order to construct a New Hope Cave entrance room project;  
14

15 NOW, THEREFORE BE IT RESOLVED, that the Manitowoc County Board of Supervisors  
16 authorizes the Planning and Park Department to apply for a DNR development grant in the amount of \$19,000  
17 to be matched by \$20,000 in contingent funds pledged by the West Foundation; to accept such grant funds  
18 as may be awarded; to accept matching funds from the West Foundation; and to complete a New Hope Cave  
19 entrance room project within the limits of the grant funds awarded and the local matching funds, which  
20 together shall not exceed \$39,000; and

21  
22 BE IT FURTHER RESOLVED that the Planning and Park Department staff are authorized to sign  
23 such documents and take such actions upon receipt of the grant as may be necessary to complete the New  
24 Hope Cave entrance room project; and

25  
26 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and federal rules for  
27 the program; may perform force account work; will maintain the completed project in an attractive, inviting,  
28 and safe manner; will keep the facilities open to the general public during reasonable hours consistent with  
29 the type of facility; and will obtain approval in writing from the Wisconsin Department of Resources or  
30 Wisconsin Waterways Commission before any change is made in the use of the project site; and

31  
32 BE IT FURTHER RESOLVED that the 2003 Annual Budget shall be amended by the amount of any  
33 grant funds received and the necessary local match as stated above and that the Comptroller/Auditor is hereby  
34 directed to record such information in the official books of the County for the year ending December 31,  
35 2003, as may be required.

Dated this 19th day of August 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. The estimated project cost is \$39,000. DNR Grant funds of \$19,000 would be sought and West Foundation grant funds of \$20,000 would become available to provide the local match.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Rasmussen, to enact Ordinance 6 (2003/2004-55) Amending Zoning Map for the Town of Kossuth. Upon vote, the motion carried unanimously.

No. 2003/2004-55

**ORDINANCE AMENDING ZONING MAP  
(Town of Kossuth)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Kossuth formed a zoning committee to review the town's zoning map; and

2  
3 WHEREAS, the committee prepared a proposed zoning map, conducted hearings on the proposed  
4 map, made changes to the map in response to the hearings, and submitted a final recommendation to the town  
5 board; and

6  
7 WHEREAS, the town board has petitioned the Planning and Park Commission to adopt the  
8 committee's final recommendation and to amend the official zoning map for the Town of Kossuth to  
9 incorporate the committee's final recommendation; and

10  
11 WHEREAS, a public hearing was held on the town's petition on Friday, July 25, 2003, at 10:30 a.m.  
12 at the Manitowoc County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and

13 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
14 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
15 petition be approved for the reasons stated in the report attached to this ordinance; and  
16

17 WHEREAS, the proposed zoning map is on file in the office of the Planning and Park Commission  
18 and a reduced-scale copy of the proposed zoning map is attached;  
19

20 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as  
21 follows:  
22

23 All of the property lying within the jurisdiction of the Town of Kossuth, T20N-R23-24E, is hereby  
24 zoned as shown on the zoning map on file in the office of the Planning and Park Commission.

Dated this 19th day of August 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal announced the WCA Convention's Annual Utility Tax Breakfast will be September 16th at 7:30 a.m. in LaCrosse. He attended the WCA Environment Land Use Steering Committee meeting in Portage regarding the "Smart Growth" Plan. He expressed his concerns with this plan because it will be an added cost for municipalities.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Sloan, to adopt Resolution 7 (2003/2004-56) Accepting Grant Funds for Bulletproof Vests. Upon vote, the motion carried unanimously.

No. 2003/2004 - 56

**RESOLUTION ACCEPTING GRANT FUNDS FOR BULLETPROOF VESTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Sheriff's Department officers face threats to their physical safety  
2 on a daily basis; and  
3

4 WHEREAS, protective body armor provides necessary protection against injury and death;  
5

6 WHEREAS, the Sheriff's Department has applied for and been awarded a grant under the Bureau  
7 of Justice Assistance Bulletproof Vest Partnership Grant Program in an amount not to exceed \$3,606.50 to  
8 pay up to 50% of the cost of purchasing approved bulletproof vests;  
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
11 authorizes the Sheriff's Department to accept such grant funds for the purchase of bulletproof vests as may  
12 be awarded; and  
13

14 BE IT FURTHER RESOLVED that upon receipt of those grant funds, appropriate revenue and  
15 expenditure line items in the 2003 budget shall be amended by the amount of the grant, and the  
16 Comptroller/Auditor is hereby directed to record such information in the official books of the County for the  
17 year ending December 31, 2003, as may be required.

Dated this 19th day of August 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues (21200.43215) and expenditures (21200.58100) by equal amounts not to exceed \$3606.50.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 8A (2003/2004-57) Authorizing Participation in United Way Campaign. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 57

**RESOLUTION AUTHORIZING PARTICIPATION  
IN UNITED WAY CAMPAIGN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County is committed to improving the quality of life for all of its citizens  
2 and recognizes that private, not for profit organizations make a significant contribution to the quality of life  
3 in Manitowoc County; and  
4

5 WHEREAS, United Way Manitowoc County, Inc. conducts an annual campaign that gives employees  
6 an opportunity to support charitable causes through a payroll giver's plan and to support more than two dozen  
7 different organizations in Manitowoc County that insure basic needs are met, increase self-sufficiency,  
8 nurture children and youth, promote health and healing, and strengthen families; and  
9

10 WHEREAS, Manitowoc County has determined that a single, combined campaign such as the United  
11 Way is the most efficient way and effective way to provide its employees with an opportunity to contribute  
12 to charitable organizations;  
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
15 designates United Way Manitowoc County, Inc. as the organization authorized to offer an employee payroll  
16 giver's plan to Manitowoc County employees, officers, and officials from now through December 31, 2004;  
17 and  
18

19 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors authorizes and  
20 encourages the voluntary participation of its employees, officers, and officials in the United Way campaign.

Dated this 19th day of August 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench reported they will keep everyone updated on the PSJS issue.

Announcements: Supervisor Markwardt announced the next County Board meeting will be September 9, 2003.

Supervisor Swade gave supervisors a 2003 Manitowoc County Fair schedule and invited everyone to attend.

Supervisor Barnes attended the WCA Health and Human Services Steering Committee meeting where they discussed the resolution on the Women's 14 to 44 Health Program. He stated the resolution in support of insurance payments for mental health was tabled.

Supervisor Mueller announced the organizational meeting of the Rockville Dam Association will be August 27.

Supervisor Behnke moved to adjourn. Supervisor Brey seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:45 p.m.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

September 9, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 9th day of September, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:03 P.M.

The invocation was given by Supervisor Kelly VanderBloomen and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 25 members present; Supervisors Barnes, Behnke, Brey, Bundy, Dobbs, Dufek, Geimer, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, VanderBloomen, Vogt, & Wagner.

The County Clerk announced a correction to the August 19, 2003 minutes. On page two, paragraph 4 was added to read "Supervisor Dobbs left at 8:37 p.m." On motion by Supervisor Brey, seconded by Supervisor Behnke, the August 19, 2003 meeting minutes were approved on a unanimous vote.

Chairperson Markwardt asked if there were any objections to moving Resolution 1 to follow public input. There were no objections.

The County Clerk announced revisions to the agenda. Supervisor Rasmussen moved, seconded by Supervisor Graunke, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:08 p.m. There was no one present who wished to speak and public input was closed.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 1 (2003/2004-58) Authorizing Issuance and Sale of \$4,175,000 General Obligation Refunding Bonds. Comptroller Todd Reckelberg and Keith Kolb, Managing Director of Robert W. Baird, explained the final pricing summary for the bonds. The low bid came in at \$4,140,000 with an interest rate of 3.0466%. The Moody's Report assigned a very complimentary "Aa3" rating to Manitowoc County characterized by continually sound finances and financial flexibility, prospects for long term growth in taxable valuation, and manageable debt burden. The refinance will save Manitowoc County approximately \$60,000 per year for a total present value savings of \$431,700. They answered supervisors' questions. Upon vote, the motion was adopted unanimously.

No. 2003/2004- 58

**RESOLUTION AUTHORIZING THE SALE OF \$4,140,000  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 2003A**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS Manitowoc County, Wisconsin (the "County") has duly received bids for its proposed  
2 issue of \$4,140,000 General Obligation Refunding Bonds, Series 2003A (the "Bonds"), as described on the  
3 bid tabulation attached hereto as Exhibit A and incorporated herein by this reference; and  
4

5 WHEREAS it has been determined that the best bid received was that submitted by the bidder (the  
6 “Purchaser”) whose bid is attached hereto as Exhibit B and incorporated herein by this reference (the  
7 “Proposal”);

8  
9 NOW, THEREFORE, BE IT RESOLVED that:

10  
11 Section 1. Award. The bid of the Purchaser for the purchase price set forth in the Proposal be and  
12 it hereby is accepted and the Chairperson and County Clerk are authorized and directed to execute an  
13 acceptance of the offer of said successful bidder on behalf of the County. The good faith deposit of the  
14 Purchaser shall be retained by the County Treasurer until the closing of the bond issue, and any good faith  
15 deposits submitted by unsuccessful bidders shall be promptly returned.

16  
17 Section 2. The Bonds. The Chairperson and County Clerk shall make, execute, and deliver the  
18 Bonds to the Purchaser, for and on behalf of the County. The Bonds shall be negotiable, general obligation  
19 bonds of the County, in the aggregate principal amount of \$4,140,000 registered as to both principal and  
20 interest, in the denomination of Five Thousand Dollars (\$5,000) each or whole multiples thereof, numbered  
21 from R-1 upward and dated October 1, 2003. The Bonds shall bear interest at the rates per annum set forth  
22 in the Proposal and shall mature on December 1 of each year, in the years and principal amounts set forth in  
23 the debt service schedule attached hereto as Exhibit C and incorporated herein by this reference (the  
24 “Schedule”).

25  
26 Interest on the Bonds shall be payable on June 1 and December 1 of each year, commencing June 1,  
27 2004.

28  
29 The Bonds shall not be subject to call and payment prior to maturity.

30  
31 Section 3. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit  
32 D and incorporated herein by this reference.

33  
34 Section 4. Tax Provisions.

35  
36 (A) Direct Annual Irrepealable Tax. For the purpose of paying the principal of and interest  
37 on the Bonds as the same become due, the full faith, credit, and resources of the County are hereby  
38 irrevocably pledged and there be and there hereby is levied on all the taxable property in the County a direct,  
39 annual, irrepealable tax in the years 2003 through 2010 for payment of principal of and interest on the Bonds  
40 in the years 2004 through 2011 in the amounts set forth in the Schedule.

41  
42 (B) Tax Collection. The County shall be and continue without power to repeal such levy or  
43 obstruct the collection of said tax until all such payments have been made or provided for. After the issuance  
44 of the Bonds, said tax shall be, from year to year, carried into the tax rolls of the County and collected as other  
45 taxes are collected, provided that the amount of tax carried into said tax rolls may be reduced in any year by  
46 the amount of any surplus money in the Debt Service Account created in Section 5(A) hereof.

47  
48 (C) Additional Funds. If in any year there shall be insufficient funds from the tax levy to pay  
49 the principal of or interest on the Bonds when due, the said principal or interest shall be paid from other funds  
50 of the County on hand, said amounts to be returned when said taxes have been collected.

51  
52 Section 5. Debt Service Fund and Account.

53  
54 (A) Creation and Deposits. There be and there hereby is established in the treasury of the  
55 County, if one has not already been created, a debt service fund separate and distinct from every other fund,  
56 which shall be maintained in accordance with generally accepted accounting principles. Sinking funds  
57 established for obligations previously issued by the County may be considered as separate and distinct  
58 accounts within the debt service fund.

59           Within the debt service fund, there be and there hereby is established a separate and distinct account  
60 designated as the "Debt Service Account for \$4,140,000 'General Obligation Refunding Bonds, Series  
61 2003A,' dated October 1, 2003" (the "Debt Service Account") and said Account shall be maintained until the  
62 indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall  
63 deposit in such Debt Service Account (i) all accrued interest received by the County at the time of delivery  
64 of and payment for the Bonds; (ii) the taxes herein levied for the specific purpose of meeting principal of and  
65 interest on the Bonds when due; (iii) such other sums as may be necessary at any time to pay principal of and  
66 interest on the Bonds when due; (iv) any premium which may be received by the County over and above the  
67 par value of the Bonds and accrued interest thereon; (v) surplus monies in the Borrowed Money Fund as  
68 specified in Section 6 hereof; and (vi) such further deposits as may be required by Sec. 67.11, Wis. Stats.  
69

70           (B) Use and Investment. No money shall be withdrawn from the Debt Service Account and  
71 appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such  
72 principal and interest has been paid in full and canceled; provided (i) the funds to provide for each payment  
73 of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax  
74 collection may be invested in direct obligations of the United States of America maturing in time to make  
75 such payments when they are due or in other investments permitted by law; and (ii) any funds over and above  
76 the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding  
77 tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject  
78 to Section 67.11(2)(a), Wis. Stats., in interest-bearing obligations of the United States of America, in other  
79 obligations of the County, or in other investments permitted by law, which investments shall continue to be  
80 a part of the Debt Service Account.  
81

82           (C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all  
83 permitted investments disposed of, any money remaining in the Debt Service Account shall be deposited in  
84 the general fund of the County, unless the County Board of Supervisors directs otherwise.  
85

86           Section 6. Borrowed Money Fund. All monies received by the County upon the delivery of the  
87 Bonds to the purchaser thereof except for accrued interest and premium, if any, shall be deposited by the  
88 County Treasurer into a Borrowed Money Fund and such fund shall be maintained separate and distinct from  
89 all other funds of the County and shall be used for no purpose other than the purpose for which the Bonds  
90 are issued. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the  
91 general fund of the County or any special revenue fund of the County that is supported by property taxes.  
92 Monies in the Borrowed Money Fund may be temporarily invested as provided in Section 66.0603(1m), Wis.  
93 Stats. Any monies, including any income from permitted investments, remaining in the Borrowed Money  
94 Fund after the purpose for which the Bonds have been issued has been accomplished, and, at any time, any  
95 monies as are not needed and which obviously thereafter cannot be needed for such purpose shall be  
96 deposited in the Debt Service Account.  
97

98           Section 7. No Arbitrage. All investments permitted by this resolution shall be legal investments, but  
99 no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within  
100 the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") or the  
101 Regulations of the Commissioner of Internal Revenue thereunder (the "Regulations"); and an officer of the  
102 County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates,  
103 circumstances, and reasonable expectations in existence on the date of closing which will permit the  
104 conclusion that the Bonds are not "arbitrage bonds," within the meaning of said Code or Regulations.  
105

106           Section 8. Fiscal Agent. The County will enter into a contract with Associated Trust Company,  
107 National Association, Green Bay, Wisconsin (the "Fiscal Agent") to serve as its fiscal agent with respect to  
108 the Bonds pursuant to Wis. Stats. Sec. 67.10(2), which contract shall be in substantially the form attached  
109 hereto as Exhibit E and incorporated herein by this reference. The Chairperson and County Clerk are hereby  
110 authorized to enter into such contract on the County's behalf. Such contract may provide among other things,  
111 for the performance by the Fiscal Agent of the functions listed in Wis. Stats. Sec. 67.10(2)(a) to (j), where  
112 applicable, with respect to the Bonds.

113 Section 9. Persons Treated as Owners; Transfer of Bonds. The County shall cause books for the  
114 registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any  
115 Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and  
116 payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All  
117 such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent  
118 of the sum or sums so paid.

119  
120 Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office  
121 of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the  
122 registered owner or his attorney duly authorized in writing. Upon such transfer, the Fiscal Agent shall deliver  
123 in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series,  
124 and maturity and shall record the name of each transferee in the registration book. No registration shall be  
125 made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

126  
127 The County shall cooperate in any such transfer, and the Chairperson and County Clerk are  
128 authorized to execute any new Bond or Bonds necessary to effect any such transfer.

129  
130 The fifteenth day of each calendar month next preceding each interest payment date shall be the  
131 record dates for the Bonds. Payment of interest on the Bonds on any interest payment date shall be made to  
132 the registered owners of the Bonds as they appear on the registration book of the Fiscal Agent at the close  
133 of business on the corresponding record date.

134  
135 Section 10. Compliance with Federal Tax Laws. (a) The County represents and covenants that the  
136 projects financed by the Bonds and the Refunded Obligations defined in Section 13 and their ownership,  
137 management, and use will not cause the Bonds or the Refunded Obligations to be “private activity bonds”  
138 within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the  
139 provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Bonds  
140 including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants  
141 that it will not take any action, omit to take any action, or permit the taking or omission of any action within  
142 its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if  
143 taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or  
144 a private activity bond within the meaning of the Code or would otherwise cause interest on the Bonds to be  
145 included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or  
146 other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate  
147 certificate of the County certifying that the County can and covenanting that it will comply with the  
148 provisions of the Code and Regulations.

149  
150 (b) The County also covenants to use its best efforts to meet the requirements and restrictions  
151 of any different or additional federal legislation which may be made applicable to the Bonds provided that  
152 in meeting such requirements the County will do so only to the extent consistent with the proceedings  
153 authorizing the Bonds and the laws of Wisconsin, and to the extent that there is a reasonable period of time  
154 in which to comply.

155  
156 Section 11. Designation as Qualified Tax-Exempt Obligations. The Bonds are hereby designated  
157 as “qualified tax-exempt obligations” for purposes of Section 265 of the Code relating to the ability of  
158 financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable  
159 to carrying and acquiring tax-exempt obligations.

160  
161 Section 12. Utilization of The Depository Trust Company Book-Entry-Only System. In order to  
162 make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York,  
163 the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations  
164 previously executed on behalf of the County and on file in the County Clerk’s office.

166 Section 13. Redemption of Refunded Obligations. The County has outstanding its General  
167 Obligation Refunding Bonds, Series 1993A, dated December 1, 1993 (the "1993 Bonds"). The 1993 Bonds  
168 maturing in the years 2004 through 2011 (the "Refunded Obligations") are called for prior payment on  
169 December 1, 2003 at the price of par plus accrued interest to the date of redemption.  
170

171 The County Clerk shall direct U.S. Bank National Association, St. Paul, Minnesota (successor to First  
172 Bank (N.A.), Milwaukee, Wisconsin) as fiscal agent of the County with respect to the 1993 Bonds, to cause  
173 timely notice of the call of the Refunded Obligations to be redeemed to be given by mailing a notice thereof,  
174 in substantially the form attached hereto as Exhibit F and incorporated herein by this reference, by registered  
175 or certified mail no later than October 31, 2003, to the registered owner of each Refunded Obligation to be  
176 redeemed at the address shown on the registration books. Such direction shall be given to the fiscal agent  
177 no later than October 16, 2003.  
178

179 In addition to the official notice of redemption provided for in the paragraph above, the County Clerk  
180 shall cause further notice of the redemption of the Refunded Obligations to be given on behalf of the County  
181 to Ambac Assurance Corporation, as the insurer of the 1993 Bonds, to all nationally recognized municipal  
182 securities information repositories, to all registered securities depositories in the business of holding  
183 substantial amounts of obligations of types such as the Refunded Obligations (such depositories being  
184 Depository Trust Company of New York, New York) and to one or more national information services that  
185 disseminate notices of redemption of obligations such as the Refunded Obligations. Each further notice of  
186 redemption shall be sent by registered or certified mail, overnight express delivery, facsimile transmission,  
187 or email transmission and shall contain the information set forth in the official notice of redemption provided  
188 on Exhibit F.  
189

190 Section 14. Undertaking to Provide Continuing Disclosure. The County covenants and agrees, for  
191 the benefit of the holders of the Bonds, to enter into a written undertaking (the "Undertaking") required by  
192 SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and  
193 Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and  
194 operating data and timely notices of the occurrence of certain events in accordance with the Rule. The  
195 Undertaking shall be enforceable by the holders of the Bonds or by the original purchaser(s) of the Bonds on  
196 behalf of such holders (provided that the rights of the holders and the purchaser(s) to enforce the Undertaking  
197 shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the  
198 County to comply with the provisions of the Undertaking shall not be an event of default with respect to the  
199 Bonds).  
200

201 The County Clerk, or other officer of the County charged with the responsibility for issuing the  
202 Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting  
203 forth the details and terms of the County's Undertaking.  
204

205 Section 15. Records. The County Clerk shall provide and keep a separate record book and shall  
206 record a full and correct statement of every step or proceeding had or taken in the course of authorizing and  
207 issuing these Bonds.  
208

209 Section 16. Bond Insurance. If the purchaser of the Bonds determines to obtain municipal bond  
210 insurance with respect to the Bonds, the officers of the County are authorized to take all actions necessary  
211 to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such  
212 additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson  
213 and County Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment  
214 procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default  
215 and payment of the Bonds by the bond insurer, and notices to be given to the bond insurer. In addition,  
216 appropriate reference to the municipal bond insurance policy shall be made in the form of Bond provided  
217 herein.  
218

219 Section 17. Closing. The Chairperson and County Clerk are hereby authorized and directed to  
220 execute and deliver the Bonds to the purchaser thereof upon receipt of the purchase price. The Chairperson  
221 and County Clerk may execute the Bonds by manual or facsimile signature, but at least one of said officers  
222 shall sign the Bonds manually.

223  
224 The officers of the County hereby are directed and authorized to take all necessary steps to close the  
225 bond issue as soon as practicable hereafter, in accordance with the terms of sale thereof, and said officers are  
226 hereby authorized and directed to execute and deliver such documents, certificates, and acknowledgments  
227 as may be necessary or convenient in accordance therewith.

Dated this 9th day of September 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Saves approximately \$431,700 in current dollars over 8 years, resulting in an average debt service tax levy decrease of approximately \$60,000 per year.

APPROVED: Dan Fischer, County Executive.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS.

Kevin Palmer, UW-Extension 4-H Youth Development Educator, stated 4-H is the largest youth development club in the United States. There are twenty three clubs having a total of 585 members in Manitowoc County. Members of the Schleswig Cadets 4-H Club spoke on the benefits of being involved with 4-H. Tiffany Nohl, a sophomore at Kiel High School, expressed 4-H helped her gain self-confidence. She won Senior Showmanship for hogs this year at the county fair. Michelle Schmidt, a freshman at Kiel High School, conveyed 4-H was a great way to meet new friends and develop leadership skills. She took clothing and photography to the fair this year. Seneca Stier, a nine year old home schooled student, brought her cat to the fair and won the Reserve Championship.

Bob Blashe, Information Systems Director, spoke on the software that supports the law enforcement agencies in Kiel, Manitowoc, Two Rivers and Manitowoc County. Approximately sixteen months ago, members of these agencies formed a committee to discuss the existing Tiburon software package. They concluded Tiburon had significant flaws and did not support what they wanted it to do. He explained after meeting with three new vendors, New World Systems was selected. Manitowoc County would receive a substantial discount in exchange for being a demonstration site primarily because we are the first to use this package in Wisconsin. A decision was made to share the cost among the three cities and county. The cities support the project going forward. He noted Tiburon's records management system module does not work and communication with the company has broken down. The Tiburon maintenance agreement does not allow updates without buying the product. The New World Systems maintenance agreement includes the upgrades at no additional cost. It will take approximately twelve to fourteen months to implement the New World System software and have it up and running. He answered supervisors' questions.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Nate reported beach testing stopped on Labor Day weekend. Testing is being conducted by Great Lakes Water Institute to determine the source of E-coli contamination. She stated there is one active case of tuberculosis in Manitowoc County.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Muench, to adopt Resolution 2 (2003/2004-59) Denying Claim of Myron and Tammy Pieschel. Upon vote, the motion carried unanimously.

No. 2003/2004- 59

**RESOLUTION DENYING CLAIM  
OF MYRON AND TAMMY PIESCHEL**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Myron and Tammy Pieschel have filed a Notice Of Injury And Claim For Damages  
2 (“Notice And Claim”) seeking a total of \$85,000 in damages for medical expenses, wage loss, and past and  
3 future pain and suffering for injuries allegedly sustained when Myron Pieschel was taken into custody by  
4 Manitowoc County Sheriff’s Deputies on May 12, 2003, in connection with a domestic violence complaint  
5 made by Tammy Pieschel on that same date;

6  
7 WHEREAS, Manitowoc County provided a copy of the claim to its insurance carrier and the  
8 Corporation Counsel has reviewed the claim with the insurance carrier; and

9  
10 WHEREAS, the insurance carrier has investigated the claim recommends that the claim be denied  
11 and the Corporation Counsel concurs in the recommendation of the insurance carrier; and

12  
13 WHEREAS, the Finance Committee has reviewed the matter with the Corporation Counsel and  
14 recommends that the claim be denied;

15  
16 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
17 claim is denied and that the Corporation Counsel and County Clerk are directed to provide such notice of the  
18 denial of said claim as may be required.

Dated this 9th day of September 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey reported they are looking forward to seeing the Executive’s budget. Chairperson Markwardt announced supervisors should contact him if they feel it is necessary to have a “Committee of the Whole” meeting.

Health Care Center Committee: Supervisor Behnke reported the Health Care Center is going through troubling times and they will be dealing with some very sensitive issues. The budget will be very tight.

Highway Committee: Supervisor Lambert reported they will be reviewing airport hangar leases at their meeting on September 11th and also tour road projects.

Human Services Board: Supervisor Hansen reported they will not be meeting on September 11th. They are working very hard on the department budget and it is looking good.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate thanked the Schleswig 4-H Cadets for organizing the social this evening and commended Kevin Palmer for a job well done.

Supervisor Nate moved, seconded by Supervisor Swade, to adopt Resolution 3 (2003/2004-60) Proclaiming National 4-H Week. Upon vote, the motion carried unanimously.

No. 2003/2004 - 60

**RESOLUTION PROCLAIMING NATIONAL 4-H WEEK**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the youth and volunteers of any community are its greatest natural resource; and

2  
3 WHEREAS, 4-H is one of the largest youth organizations in the United States, with nearly seven  
4 million youth involved in 4-H nationwide; and

5  
6 WHEREAS, 4-H in Wisconsin has 150,000 youth members and 15,000 adult volunteers, and  
7 Manitowoc County's 4-H program numbers 585 members and 258 volunteers; and

8  
9 WHEREAS, as part of the Manitowoc County University of Wisconsin Extension, 4-H is a program  
10 where youth learn together in all kinds of projects, events, and activities; and

11  
12 WHEREAS, 4-H has been helping youth and adults learn, grow, and work together for over one  
13 hundred years;

14  
15 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that  
16 October 5-11, 2003 is proclaimed as National 4-H Week in Manitowoc County, and the people of this  
17 community are urged to take advantage of the opportunity to become more aware of this special program that  
18 gives youth the chance to learn together and on their own as part of Manitowoc County 4-H and to join in  
19 recognizing the unique partnership between our county and our University System.

Dated this 9th day of September 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Nate moved, seconded by Supervisor Hansen, to adopt Resolution 4 (2003/2004-61) Authorizing Hispanic Financial Management Education Program Grant Funding. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 61

**RESOLUTION AUTHORIZING HISPANIC FINANCIAL  
MANAGEMENT EDUCATION PROGRAM GRANT FUNDING**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the mission of the Manitowoc County UW-Extension Office is to improve the quality of  
2 life in Manitowoc County by serving as an educational resource dedicated to assisting people in making  
3 informed decisions through the facilitation of research-based knowledge; and

4  
5 WHEREAS, an assessment done by the UW-Extension Family Living Educator with the Hispanic  
6 Financial Wellness Committee revealed a need for financial management education for Hispanics residing  
7 in Manitowoc County; and

8  
9 WHEREAS, the Manitowoc County UW-Extension Family Living Office is committed to providing  
10 education through methods that are most beneficial for its clientele; and

11

12 WHEREAS, the train-the-trainer model is a highly effective adult education strategy that makes  
13 participants a part of the learning process; and  
14

15 WHEREAS, the Manitowoc County UW-Extension Family Educator has co-authored a train-the-  
16 trainer financial management curriculum for Hispanics; and  
17

18 WHEREAS, funds are needed for financial management manuals and materials for the training of  
19 Hispanic residents; and  
20

21 WHEREAS, Grace Peppard has offered to make a financial contribution toward this educational  
22 program;  
23

24 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County UW-Extension Office may accept  
25 a \$500 donation from Grace Peppard to support the UW-Extension Hispanic financial management program;  
26 and  
27

28 BE IT FURTHER RESOLVED that the 2003 Annual Budget is hereby amended by the amounts stated  
29 above and that the Comptroller/Auditor is hereby directed to record such information in the official books  
30 of the County for the year ending December 31, 2003, as may be required.

Dated this 9th day of September 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases Revenues and Expenditures by up to \$500.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt reported there is good news on health insurance premiums for 2004. Previously reported premiums were coming in at a potential increase of 17%. Blue Cross/Blue Shield notified Manitowoc County premium increases will be no more than 9.97%. The major reason for the reduction is the Drug Card Program. He referred to a Wellness Committee handout entitled "Year in Review" that shows much has been accomplished over the past year to improve the health of employees. He noted there will be less insurance claims with healthy employees.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to enact Ordinance 5 (2003/2004-62) Amending Zoning Map for Daniel Kiel. Upon discussion and vote, the motion carried with 24 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2003/2004 - 62

**ORDINANCE AMENDING ZONING MAP  
(Daniel Kiel)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Friday, August 22, 2003, at 10:00 a.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended  
6 the petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:

10  
11 A parcel of land located in the SW1/4, NW1/4, and the SE1/4, NW1/4, Section 5, T19N-R23E,  
12 Town of Manitowoc Rapids, excepting therefrom existing Road Right of Ways and excepting Tract  
13 1 of Certified Survey Map recorded in Volume 21, Page 157, Document Number 897155, said  
14 parcel containing approximately 76.0 acres of land, shall be and is hereby rezoned from A3  
15 Agriculture to A1 Agriculture.

Dated this 9th day of September 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench reported they discussed the ordinance creating the Division of Emergency Services and the appointment of a coordinator. The Manitowoc County Fire Fighters Association and EMS Association do not oppose the restructuring. She announced the Kewaunee Plant Nuclear Exercise will be on September 23rd and 24th.

Public Works Committee: Supervisor Dufek noted Expo had a terrific fair. He reported the Ice Center had a water main break. Insurance will cover the damage but not the cost to move the water line. The pipes were originally installed beneath the building and it has been determined the water main should be relocated away from the building. He asked for supervisors' support on this resolution.

Supervisor Dufek moved, seconded by Supervisor Rasmussen, to adopt Resolution 7 (2003/2004-63) Authorizing Transfer from Contingent Fund to Public Works - Expo Activity Area. Upon vote, the motion carried unanimously.

No. 2003/2004 - 63

**RESOLUTION AUTHORIZING TRANSFER FROM CONTINGENT  
FUND TO PUBLIC WORKS-EXPO ACTIVITY AREA**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County received a \$1,300,000 gift in 1995 in the form of a completed ice rink facility  
2 on its Expo grounds from Manitowoc County Ice Center, Inc., a non-profit corporation; and  
3

4 WHEREAS, a water line running under the ice facility broke during the week of August 25, 2003, and  
5 caused damage to the facility and ground underneath it; and  
6

7 WHEREAS, investigation by the Public Works Department reveals that simply repairing the current  
8 water line is not in the best interests of the County, the Public Works Department recommends that the water  
9 line be relocated so that it does not run under the ice center complex, and this recommendation has been  
10 reviewed by the County Executive and the Comptroller; and  
11

12 WHEREAS, the estimate to relocate the water line is approximately \$25,000.  
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
15 the Public Works Director to take such action as may be necessary to relocate the water line from underneath  
16 the ice center complex; and

17 BE IT FURTHER RESOLVED that the Comptroller is directed to transfer \$25,000 from the  
18 Contingent Fund to the appropriate accounts in the Public Works - Expo Activity Area; that the 2003 budget  
19 is hereby amended by the amounts stated; and that the Comptroller/Auditor is hereby directed to record such  
20 information in the official books of the County for the year ending December 31, 2003, as may be required.

Dated this 9th day of September 2003.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No tax levy impact. Reduces the amount available in the Contingent Fund for  
2003 by \$25,000.

APPROVED: Dan Fischer, County Executive .

Miscellaneous: Personnel Committee and Public Safety Committee: Supervisor Vogt moved, seconded by  
Supervisor Muench, to enact Ordinance 8 (2003/2004-64) Amending Manitowoc County Code Chapter 2  
(Division of Emergency Services). Upon vote, the motion carried unanimously.

No. 2003/2004-64

## ORDINANCE AMENDING MANITOWOC COUNTY CODE CHAPTER 2

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has a duty to its taxpayers to adopt the best means of efficiently and  
2 effectively providing necessary services to the residents of the county and to explore ways to avoid, reduce,  
3 or eliminate any unnecessary duplication of services; and  
4

5 WHEREAS, changes in the way in which the state provides funds to the county to provide mandated  
6 services has increased the county's need to efficiently and effectively coordinate the activities of the various  
7 departments that provide such services; and  
8

9 WHEREAS, the County Executive recommends the creation of a Division of Emergency Services to  
10 coordinate the operations of the Office of Emergency Management and the Public Safety Joint Services  
11 Department; and  
12

13 WHEREAS, the Personnel and Public Safety Committees have reviewed the County Executive's  
14 proposal and recommend its adoption;  
15

16 NOW, THEREFORE, the Board of Supervisors of the County of Manitowoc, Wisconsin does ordain  
17 as follows:  
18

19 Manitowoc County Code sec. 2.015 is amended to read as follows:  
20

21 **2.015 County Divisions.** (1) There is hereby created a Division of Emergency Services which shall  
22 include the Office of Emergency Management and the Public Safety Joint Services Department.  
23

24 (2) There is hereby created a Division of Health and Family Services which shall include the Aging  
25 Resource Center, Health Care Center, Health Department, and the Human Services Department.

Dated this 9th day of September 2003.

Respectfully submitted by the Personnel Committee.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Sloan, to adopt Resolution 9 (2003/2004-65) Confirming Appointment of Coordinator of Division of Emergency Services. Upon discussion and vote, the motion carried with 24 ayes and 1 no. Supervisor Rasmussen voted no; all other supervisors vote aye.

No. 2003/2004-65

**RESOLUTION CONFIRMING APPOINTMENT OF  
COORDINATOR OF DIVISION OF EMERGENCY SERVICES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors has created a Division of Emergency  
2 Services, which requires the appointment of a Division Coordinator; and  
3

4 WHEREAS, the County Executive proposes to appoint Nancy Crowley as Coordinator of the Division  
5 of Emergency Services; and  
6

7 WHEREAS, the Personnel Committee has determined that the additional duties performed by Nancy  
8 Crowley will result in her being reclassified and moved from pay grade D to the lowest salary in pay grade  
9 B, at a total cost of approximately \$2,500; and  
10

11 WHEREAS, this appointment does not add a position to the county payroll, can be accomplished by  
12 transferring already budgeted funds between line items, and will not increase the tax levy; and  
13

14 WHEREAS, this restructuring should provide greater coordination of services between the departments  
15 involved in the newly created Division and should provide greater coordination in the provision of emergency  
16 services to county departments and to other units of government;  
17

18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors confirms  
19 the appointment of Nancy Crowley as the Coordinator for the Division of Emergency Services in addition  
20 to her appointment as Director of the Office of Emergency Management; and  
21

22 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such  
23 information in the official books of the County for the year ending December 31, 2003, as may be required.

Dated this 9th day of September 2003.

Respectfully submitted by the Personnel Committee.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increased personnel costs of approximately \$2,500 to be covered by transfer of funds from other budget line items.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee and Finance Committee: Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 10 (2003/2004-66) Authorizing New World Systems Contract. Upon vote, the motion carried unanimously.

No. 2003/2004-66

**RESOLUTION AUTHORIZING NEW WORLD SYSTEMS CONTRACT**

1           WHEREAS, Manitowoc County provides dispatch services to the Cities of Kiel, Two Rivers, and  
2 Manitowoc through its joint dispatch center; and  
3

4           WHEREAS, Manitowoc County and the Cities of Kiel, Two Rivers, and Manitowoc believe that the  
5 ability to provide effective joint dispatch services to the City will be improved if the County and City  
6 participate in a joint agency records management system; and  
7

8           WHEREAS, Manitowoc County and the Cities have had substantial discussions with New World  
9 Systems Corporation regarding a joint records management system, and the County and Cities believe that  
10 New World Systems is able to provide a joint agency records management system that will meet their needs;  
11 and  
12

13           WHEREAS, New World Systems has offered to provide the County with a joint agency records  
14 management system at a significantly reduced rate in exchange for the County allowing New World to use  
15 the County's operation as a demonstration site; and  
16

17           WHEREAS, Manitowoc County and the Cities have reached an agreement on an appropriate cost  
18 sharing arrangement that will cover the purchase and maintenance of the New World Systems joint agency  
19 records management system; and  
20

21           WHEREAS, Manitowoc County has sufficient funds to pay its share of the project cost, which will  
22 be approximately \$155,000 in 2003 and \$75,440 in 2004, by using \$80,000 from the Jail Assessment Fee  
23 Fund and transferring \$75,000 from the Contingent Fund in 2003 and by using \$75,440 from the Jail  
24 Assessment Fee Fund in 2004; and  
25

26           WHEREAS, the project is contingent upon the cities of Kiel, Two Rivers, and Manitowoc agreeing  
27 to pay \$120,727 as their share of the project cost for 2003 and \$59,723 as their share of the project cost for  
28 2004; and  
29

30           WHEREAS, the cities may need to defer their payments until 2004, in which case the County would  
31 make payments on behalf of the cities by transferring \$120,727 from the Future Capital Project Reserve  
32 Account, with all such payments being reimbursed to the County by the cities at the earliest possible date and  
33 no later than December 31, 2004;  
34

35           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
36 Manitowoc County to enter into a contract with New World Systems Corporation for a joint agency record  
37 management system and into such cooperative agreements with the Cities of Kiel, Two Rivers, and  
38 Manitowoc as may be necessary; and  
39

40           BE IT FURTHER RESOLVED that the County Executive and such other County officials as may be  
41 necessary are authorized to execute the appropriate documents; and  
42

43           BE IT FURTHER RESOLVED that \$80,000 is authorized to be paid from the Jail Assessment Fee  
44 Fund and that \$75,000 is authorized to be transferred from the Contingent Fund to the appropriate line items  
45 to pay for the County's 2003 share of the project cost; that up to \$120,727 is authorized to be transferred from

46 the Future Capital Project Reserve Account if necessary to make advance payments on behalf of the cities  
47 of Kiel, Two Rivers, and Manitowoc in 2003, contingent upon the cities agreeing to repay all such advance  
48 payments at the earliest possible date and no later than December 31, 2004; that the 2003 Annual Budget is  
49 hereby amended accordingly; and that the Comptroller/Auditor is hereby directed to record such information  
50 in the official books of the County for the year ending December 31, 2003, as may be required.

Dated this 9th day of September 2003.

Respectfully submitted by the Public Safety Committee.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. County's cost is approximately \$155,000 in 2003 and \$75,440 in 2004. 2003 costs are to be paid by using \$80,000 from the Jail Assessment Fee Fund and transferring \$75,000 from the Contingent Fund. 2004 costs are to be paid from the Jail Assessment Fee Fund. The cities of Kiel, Two Rivers, and Manitowoc will pay \$120,727, either directly or as reimbursement to the County, for 2003 and \$59,273 for 2004.

APPROVED: Dan Fischer, County Executive.

Announcements: Chairperson Markwardt announced the next County Board meeting will be October 14th for the introduction of the budget. The annual meeting and public hearing on the budget will be October 27th.

Supervisor Skubal reminded supervisors the WCA Utility Tax Breakfast will be on Tuesday, September 16th. Those who registered should please attend.

Supervisor Brey moved to adjourn. Supervisor Swade seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:19 p.m.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

October 14, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 14th day of October, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:02 P.M.

The invocation was given by Supervisor Kathie Bundy and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 23 members present; Supervisors Barnes, Behnke, Brey, Bundy, Dufek, Geimer, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vogt & Wagner. Supervisor Dobbs and Supervisor Vander Bloomen were excused.

On motion by Supervisor Brey, seconded by Supervisor Behnke, the September 9, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced revisions to the agenda. Supervisor Sloan moved, seconded by Supervisor Nate, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:05 p.m.

Chairperson Markwardt presented Keeley Crowley from the Domestic Violence Center with a proclamation for Domestic Violence Awareness Month. Keeley spoke on raising community awareness on domestic abuse and the importance of educating everyone on the services provided at the Center. She announced a 45¢ Domestic Violence Fund Raising Stamp was issued today. Eight cents from each stamp will go to Human Services for domestic abuse programs.

William Wilfert, Town of Two Rivers Chairperson, spoke on a "quick fix to wetland mitigation" in regard to the Coenen site being considered for wetland mitigation. This is 137 acres of agricultural land in the middle of other farmland. The Town of Two Rivers has a lot of wetlands. He asked, "Do we want to put another wetland amidst this agriculture land"? He stated we must plan ahead for what will be good for the Town of Two Rivers.

Frank Hlinak, Town of Gibson Clerk, spoke in opposition to the proposed changes in the recycling program. He expressed concern regarding unanswered questions and asked for more communication between the county, towns, and villages.

Cindy Satori, works at the Health Care Center in Activities, feels the proposed elimination of 12.43 FTE's in housekeeping and laundry services will cost the County additional unemployment expenses. She expressed concern that by outsourcing, the County won't be able to control the rates. The Health Care Center staff do quality work and the residents are calmed by seeing the same faces each day.

Sue Weber, employee at the Health Care Center, spoke about the residents who trust her and wait to be greeted by her each morning. She feels an outsourcing agency may not take time each day with residents.

Kay Wilhelm, employee at the Health Care Center in housekeeping, spoke on the importance of communicating on a personal level with the residents. She feels the close relationships are necessary for the residents.

Lynda Lang, employee at the Health Care Center, stated she does more than housekeeping for the residents such as offering encouragement, running errands, pushing wheelchairs and assisting with call buttons. She stated taking care of people is not easy.

Lori Mrotek, employee at the Health Care Center, expressed gratefulness for the contributions she has seen at the Health Care Center and what she has learned from the residents. She took the CNA course and also has become a guardian. She witnessed the move to the new facility and was amazed how everyone pulled together to make residents feel comfortable. She looks at the residents as part of her family. In her opinion, she cannot see how outsourcing would be good.

Nancy Hubbartt, employee at the Health Care Center, conveyed a story about a housekeeper's typical day including giving personal attention to residents and the trust that is developed. She invited everyone to visit the Health Care Center and see it is spotless.

Patricia Schettl, employee at the Health Care Center, feels outsourcing the laundry would not do the essential job. She explained, as a housekeeper, she is often pulled from one job to do another and some areas must be cleaned more than once a day. They not only clean, but they care and take pride in their work. She also is a volunteer at the Health Care Center.

Barb Hochkammer, employee at the Health Care Center, shared a letter she received from a resident's family. They expressed happiness with the care their Mother has been receiving at the facility for the past nine years. The family heard about the outsourcing issue and indicated their concern on how this may affect the residents at the facility. They urged the Board to take their time and think it over before making a final decision.

Chairperson Markwardt declared the public input closed at 7:40 p.m.

#### REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS.

Dan Fischer, County Executive, presented his "State of the County Address" and the 2004 proposed budget. He stated this has been an extremely difficult budget to put together because of a \$373,000 cut in shared revenue, \$100,000 increased costs in retirement benefits, a reduction in the W2 funding from the State, and major cuts in funding for our Health Care Center. All of these have put us in a difficult position. He is grateful sixteen departments found creative ways to make their 2004 requests less than the 2003 budgets. The Highway Department cut \$200,000 out of their tax levy by implementing a combination of temporary layoffs, less overtime for snow plowing, and fewer maintenance and construction projects. Human Services will pare down the tax levy over \$1,200,000 by changing the procedure for out of county placements. Health Insurance premiums will increase 9.77% but with the implementation of a drug card it will save an estimated \$100,000. The biggest challenge has been the Health Care Center with an increased tax levy of \$840,000. Moving into the new facility has helped reduce an additional tax levy of \$1,000,000. They still need to find a way to reduce their budget by \$274,000. Included in the Sheriff's Department budget is \$200,000 revenue to house twelve additional state inmates. In 2003 we did not get these prisoners because the State chose to incarcerate the inmates out of state. We will try to get these prisoners in 2004. The contingent fund has been replenished to \$300,000. And in 2003, \$100,000 was taken from the Information Systems Reserve Fund to reduce the tax levy. This will not happen in 2004. In closing, the state government is deep in debt and it has impacted everyone. We must work with the tools we have been given and there are some difficult decisions to be made. He answered supervisors' questions.

#### APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's appointment of Joel Aulik to the Loan Review Board to complete Brian Kraemer's term expiring September 2005. Supervisor Brey moved, seconded by Supervisor Muench, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointment of Janice Wichlacz to fill a vacancy on the Long Term Support Planning Committee for the term expiring April 30, 2005. Supervisor

Geimer moved, seconded by Supervisor Nate, to approve the appointment. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Nate reported the results of the Manitowoc County Community Assessment and Community Health Improvement Process will be reviewed on October 23 at the UW Manitowoc for anyone interested in attending. On October 18, the Manitowoc County Teen Pregnancy Awareness Task Force will be presenting an exhibit entitled “Children of Children” at the Rahr-West Museum with Lieutenant Governor Barbara Lawton as the featured speaker. She announced it is flu shot time and everyone should watch the paper for the dates and times.

Finance Committee: Supervisor Brey reported they have been looking at the departments’ budgets for the last two weeks and there have been concessions from every department. Their next meeting is October 28th and the committee would appreciate suggestions. He asked anyone to call him with ideas.

Health Care Center Committee: Supervisor Behnke thanked the Health Care Center employees for coming this evening. We were faced with a \$2.9 million deficit and Michael Thomas has done much to increase revenues. Now we must look at the expense side. Yesterday, he and Supervisor Nate attended an “ideas” meeting with union and staff employees. The committee will meet on October 20th to make a decision and supervisors are invited to the meeting. He said this is a difficult situation. This is a money issue. The care has never been a dispute; the employees are doing a great job.

Supervisor Behnke moved, seconded by Supervisor Henrickson, to adopt Resolution 1 (2003/2004-67) Increasing Health Care Center Rates. Upon discussion and vote the motion carried with 22 ayes and 1 no. Supervisor Dufek voted no; all other supervisors voted aye.

No. 2003/2004-67

**RESOLUTION INCREASING HEALTH CARE CENTER RATES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc Health Care Center is charged with the responsibility of providing a  
2 quality nursing home service to the people of Manitowoc County; and  
3

4 WHEREAS, the rates charged for the services provided by the Manitowoc Health Care Center must  
5 be reviewed and approved by the Manitowoc County Board of Supervisors, but these rates have not been  
6 reviewed or revised by the County Board since September 17, 2002; and  
7

8 WHEREAS, the Manitowoc County Health Care Center Committee has reviewed the current rate  
9 structure and has found it to be in need of modification to more accurately reflect the cost of providing these  
10 services;  
11

12 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County Board of Supervisors authorizes  
13 the following changes in the rates at the Manitowoc Health Care Center effective December 1, 2003:  
14

15 Super Skilled (ISN)	From \$165.00 per day to \$175.00 per day
16 Skilled Nursing Care	From \$155.00 per day to \$165.00 per day
17 Intermediate Care Levels 1&2	From \$138.00 per day to \$148.00 per day
18 Developmentally Disabled	From \$170.00 per day to \$180.00 per day
19 Special Care Dementia Sur Charge	\$9.00 per day

Dated this 14th Day of October 2003.

Respectfully submitted by the Manitowoc Health Care Committee.

FISCAL IMPACT: Increases revenue by an estimated \$54,750 for 2004. This amount will be incorporated into the proposed 2004 budget.

APPROVED: Dan Fischer, County Executive.

Highway Committee: Supervisor Lambert moved, seconded by Supervisor Sloan, to adopt Resolution 2 (2003/2004-68) Establishing Speed Zone on County Trunk Highway W. Upon vote, the motion carried unanimously.

No. 2003/2004 - 68

**RESOLUTION ESTABLISHING SPEED ZONE  
ON COUNTY TRUNK HIGHWAY W**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. § 349.11 authorizes Manitowoc County, on the basis of an engineering and  
2 traffic investigation, subject to certain limitations, to determine and declare a reasonable and safe speed limit  
3 on all or part of a highway that is under its jurisdiction; and  
4

5 WHEREAS, such a speed limit shall be effective when appropriate signs giving notice of such speed  
6 limit have been erected and are in place; and  
7

8 WHEREAS, Manitowoc County Code § 15.03 (1) authorizes the Highway Committee to recommend  
9 speed limits to the County Board, and Manitowoc County Code § 15.03 (2) authorizes the County Board to  
10 adopt speed limits and speed zones by resolution; and  
11

12 WHEREAS, a traffic investigation has been made by the Department of Transportation and by the  
13 County's Traffic & Safety Committee with respect to that portion of County Trunk Highway W in the Village  
14 of Reedsville and the Towns of Maple Grove and Rockland that is located from US Highway 10 south to the  
15 Reedsville village limit;  
16

17 NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Manitowoc  
18 that a speed zone with a speed limit of 45 miles per hour for all vehicles shall be created on County Trunk  
19 Highway W, beginning immediately at US Highway 10 and extending south to the Reedsville village limit;  
20 that the County Clerk shall send a copy of this resolution to the Sheriff's Department; and that the Highway  
21 Department shall erect such signs as may be required and necessary to implement this resolution.

Dated this 14th day of October 2003.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: \$300 for erecting signs.

APPROVED: Dan Fischer, County Executive.

Human Services Board: Supervisor Hansen explained how they were able to save \$1.2 million in their department budget. Dave Foster did a study at Human Services on young people who had been sent to Lincoln Hills and group homes since 1995. The money being spent on these programs has not been effective and now they are looking at creative ways to keep people within the community. He gave credit to the people at Human Services for looking at ways to change and be successful. He stated this budget is very lean and he hopes things work out at the Health Care Center because it is so important to the Community.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported there will be a public hearing on October 29 at the County Office Building for the purpose of reviewing the Section 85.21 Elderly and Disabled Transportation Application. The Aging Resource Center will be honoring volunteers on October 20 at the Holiday Inn. Over 100 youth attended the 4-H Arts and Crafts Funfest this past Saturday. UW-Extension will be hosting a 4-H Family Fun Night on October 16 and a 4-H Ambassadors Teen Dance on October 25 at Expo. The Haunted Camp will be at Camp TaPaWingo on October 31 and November 1. She reported the Land Conservation Committee approved sponsorship of the "Hunt for the Hungry Program" which allows hunters to donate their deer to food pantries. Other counties have been working on ordinances similar to Manitowoc County's deer feeding ban. Soil and Water is continuing to work with the DNR, Coastal Management, and local citizens on the algae problems along Lake Michigan shoreline. She stated there will be an informational meeting on algae problems in Lake Michigan on October 15 at LTC.

Personnel Committee: Supervisor Vogt reported all three bargaining units notified the Personnel Department on September 26 that they were dropping their certified final offers that went to arbitration earlier this year. The initial arbitration hearing with the Health Care Center, Local 1288, was awarded to the County and this caused the other unions to accept the certified final offer of the County. He noted all four arbitration hearings involved the ability of the County to subcontract work.

Supervisor Vogt moved, seconded by Supervisor Nate, to adopt Resolution 3 (2003/2004-69) Ratifying 2002-2003 Collective Bargaining Agreement with Highway Department Employees, Local 986, AFSCME, AFL-CIO. Upon vote, the motion carried unanimously.

No. 2003/2004 - 69

**RESOLUTION RATIFYING 2002-2003 COLLECTIVE BARGAINING AGREEMENT  
WITH HIGHWAY DEPARTMENT EMPLOYEES, LOCAL 986, AFSCME, AFL-CIO**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors approved implementation of all tentative  
2 agreements on January 21, 2003, for the 2002-2003 collective bargaining agreement with the Highway  
3 Department employees represented by Local 986, AFSCME, AFL-CIO; and  
4

5 WHEREAS, early implementation of the tentative agreements served to reduce future health  
6 insurance premiums by approximately 3.32%; and  
7

8 WHEREAS, Local 986 elected to proceed to interest arbitration on its proposed changes that would  
9 affect the County's ability to subcontract work, and an arbitration hearing was held on May 27, 2003, as  
10 required by Wis. Stat. § 111.70; and  
11

12 WHEREAS, following receipt of an arbitration award in the interest arbitration between the County  
13 and Local 1288, AFL-CIO, AFSCME, representing the Health Care Center Employees, that rejected proposed  
14 changes that would affect the County's ability to subcontract work, Local 986 notified the County on  
15 September 26, 2003, that the Local had voted to withdraw its certified final offer and accept the County's  
16 final offer for a 2002-2003 collective bargaining agreement;  
17

18 NOW, THEREFORE, BE IT RESOLVED that the 2002-2003 collective bargaining agreement  
19 negotiated between the Personnel Committee and the employees represented by Local 986, AFSCME, AFL-  
20 CIO, is ratified, confirmed, and approved; and  
21

22 BE IT FURTHER RESOLVED that the County Executive, Personnel Committee Chair, and  
23 Personnel Director are authorized to execute the 2002-2003 collective bargaining agreement.

Dated this 14th day of October 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None. Wages and benefit changes were approved on January 21, 2003.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Dufek, to adopt Resolution 4 (2003/2004-70) Ratifying 2002-2003 Collective Bargaining Agreement with Human Services Department Professional Employees, Local 986-A, AFSCME, AFL-CIO. Upon vote, the motion carried unanimously.

No. 2003/2004 - 70

**RESOLUTION RATIFYING 2002-2003 COLLECTIVE BARGAINING AGREEMENT WITH HUMAN SERVICES DEPARTMENT PROFESSIONAL EMPLOYEES, LOCAL 986-A, AFSCME, AFL-CIO**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Personnel Committee negotiated the terms of a 2002-2003 collective bargaining  
2 agreement with Human Services Department professional employees represented by Local 986-A,  
3 AFSCME, AFL-CIO, until impasse was reached; and  
4

5 WHEREAS, Local 986-A refused the County's offer for early implementation of tentative  
6 agreements that would have reduced the County's health insurance premiums by approximately 3.32%; and  
7

8 WHEREAS, Local 986-A elected to proceed to interest arbitration on its proposed changes affecting  
9 the County's ability to subcontract work, and an arbitration hearing was held on April 24, 2003, as required  
10 by Wis. Stat. § 111.70; and  
11

12 WHEREAS, following receipt of an arbitration award in the interest arbitration between the County  
13 and Local 1288, AFL-CIO, AFSCME, representing the Health Care Center Employees, that rejected proposed  
14 changes that would affect the County's ability to subcontract work, Local 986-A notified the County on  
15 September 26, 2003, that the Local had voted to withdraw its certified final offer and accept the County's  
16 final offer for a 2002-2003 collective bargaining agreement; and  
17

18 WHEREAS, a summary of the changes in hours, wages, and working conditions for the Human  
19 Services Department Professional employees represented by Local 986-A is attached to this resolution;  
20

21 NOW, THEREFORE, BE IT RESOLVED that the 2002-2003 collective bargaining agreement  
22 negotiated between the Personnel Committee and the Human Services Department professional employees  
23 represented by Local 986-A, AFSCME, AFL-CIO, is ratified, confirmed, and approved with the pay  
24 schedules, benefits, and terms set forth; and  
25

26 BE IT FURTHER RESOLVED that the County Executive, Personnel Committee Chair, and  
27 Personnel Director are authorized to execute the 2002-2003 collective bargaining agreement.

Dated this 14th day of October 2003.

Respectfully submitted by the Personnel Committee..

FISCAL IMPACT:		<b>2002</b>	<b>2003</b>
	Wages	\$69,634.38	\$71,723.42
	FICA	\$ 5,327.03	\$ 5,486.84
	WRS	\$ 7,172.34	\$ 6,742.00
	Health Insurance Changes		(\$ 3,115.74)
	<u>Longevity Increase</u>		<u>\$ 2,085.50</u>
		\$82,133.75	\$82,922.02

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Swade, to adopt Resolution 5 (2003/2004-71) Ratifying 2002-2003 Collective Bargaining Agreement with Supportive Services Employees, Local 986-A, AFSCME, AFL-CIO. Upon vote, the motion carried unanimously.

No. 2003/2004 - 71

**RESOLUTION RATIFYING 2002-2003 COLLECTIVE BARGAINING AGREEMENT WITH SUPPORTIVE SERVICES EMPLOYEES, LOCAL 986-A, AFSCME, AFL-CIO**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Personnel Committee negotiated the terms of a 2002-2003 collective bargaining  
2 agreement with supportive services employees represented by Local 986-A, AFSCME, AFL-CIO, until  
3 impasse was reached; and  
4

5 WHEREAS, Local 986-A refused the County's offer for early implementation of tentative agreements  
6 that would have reduced the County's health insurance premiums by approximately 3.32%; and  
7

8 WHEREAS, Local 986-A elected to proceed to interest arbitration on its proposed changes affecting  
9 the County's ability to subcontract work and on the position title and effective date of a wage rate change for  
10 one employee; and  
11

12 WHEREAS, an arbitration hearing was held on June 26, 2003, as required by Wis. Stat. § 111.70; and  
13

14 WHEREAS, following receipt of an arbitration award in the interest arbitration between the County  
15 and Local 1288, AFL-CIO, AFSCME, representing the Health Care Center Employees, that rejected proposed  
16 changes that would affect the County's ability to subcontract work, Local 986-A notified the County on  
17 September 26, 2003, that the Local had voted to withdraw its certified final offer and accept the County's  
18 final offer for a 2002-2003 collective bargaining agreement; and  
19

20 WHEREAS, a summary of the changes in hours, wages, and working conditions for the supportive  
21 services employees represented by Local 986-A is attached to this resolution;  
22

23 NOW, THEREFORE, BE IT RESOLVED that the 2002-2003 collective bargaining agreement  
24 negotiated between the Personnel Committee and the supportive services employees represented by Local  
25 986-A, AFSCME, AFL-CIO, is ratified, confirmed, and approved with the pay schedules, benefits, and terms  
26 set forth; and  
27

28 BE IT FURTHER RESOLVED that the County Executive, Personnel Committee Chair, and Personnel  
29 Director are authorized to execute the 2002-2003 collective bargaining agreement.

Dated this 14th day of October 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:	2002	2003
Wages	\$95,279.61	\$98,138.01
FICA	\$ 7,288.89	\$ 7,507.56
WRS	\$ 9,813.80	\$ 9,224.97
Health Insurance Changes		(\$ 6,564.48)
<u>Longevity Increase</u>		<u>\$ 4,928.00</u>
	\$112,382.30	\$113,234.06

APPROVED: Dan Fischer, County Executive.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Geimer, to adopt Resolution 6 (2003/2004-72) Concurring in 2003 Bay-Lake Regional Planning Commission Annual Report. Upon vote, the motion carried unanimously.

No. 2003/2004 - 72

**RESOLUTION CONCURRING IN 2003  
BAY-LAKE REGIONAL PLANNING COMMISSION ANNUAL REPORT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County participates in the Bay-Lake Regional Planning Commission's Overall  
2 Economic Development Program for the district serving Brown, Door, Florence, Kewaunee, Manitowoc,  
3 Marinette, Oconto, and Sheboygan Counties; and  
4

5 WHEREAS, the Bay-Lake Regional Planning Commission prepares an annual report in order to  
6 maintain a current perspective of the economic development issues facing the district and the counties and  
7 to emphasize the importance of local issues to federal and state agencies; and  
8

9 WHEREAS, an annual report is necessary to maintain eligibility for district funding from the Economic  
10 Development Administration; and  
11

12 WHEREAS, Bay-Lake Regional Planning Commission and Manitowoc County personnel have  
13 prepared an annual report; and  
14

15 WHEREAS, the Planning and Park Commission recommends that the Manitowoc County Board of  
16 Supervisors concur with the Comprehensive Economic Development Strategy Annual Report for 2003 which  
17 has been prepared by the Bay-Lake Regional Planning Commission and Manitowoc County personnel;  
18

19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors concurs  
20 with the Bay-Lake Regional Planning Commission Comprehensive Economic Development Strategy Annual  
21 Report for 2003, actively supports and participates in the Commission's economic development activities,  
22 and supports the Commission's application to the Economic Development Administration for planning funds;  
23 and  
24

25 BE IT FURTHER RESOLVED that two signed originals of this resolution be forwarded to the Bay-  
26 Lake Regional Planning Commission; and  
27

28 BE IT FURTHER RESOLVED that copies of this resolution be transmitted to the Comprehensive  
29 Economic Development Strategy Executive Committee and to the County Clerks of Brown, Door, Florence,  
30 Kewaunee, Marinette, Oconto, and Sheboygan Counties as an expression of Manitowoc County's desire to  
31 cooperate with them in the Bay-Lake Regional Planning Commission's Economic Development District.

Dated this 14th day of October 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Rasmussen, to enact Ordinance 7 (2003/2004-73) Amending Zoning Map for Fred Bonde Jr., Ordinance 8 (2003/2004-74) Amending Zoning Map for Robert Cherney, Ordinance 9 (2003/2004-75) Amending Zoning Map for Kelly Johnson, and Ordinance 10 (2003/2004-76) Amending Zoning Map for Edmund Welch. Upon discussion and vote, the motion carried with 20 ayes and 3 noes. Supervisors Henrickson, Rappe, and Dufek voted no; all other supervisors voted aye.

No. 2003/2004 - 73

**ORDINANCE AMENDING ZONING MAP  
(Fred Bonde Jr.)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, September 22, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the SW1/4, SE1/4, Section 33, T18N-R22E, Town of Liberty,  
12 commencing at the S1/4, Corner of said Section 33; thence northerly along the centerline of  
13 Pigeon Lake Road approximately 500 feet; thence easterly approximately 33 feet to the east r/w  
14 of Pigeon Lake Road, which is the point of real beginning; thence continue easterly  
15 approximately 209 feet; thence southerly approximately 209 feet; thence westerly approximately  
16 209 feet; thence northerly along the east r/w of Pigeon Lake Road approximately 209 feet, said  
17 parcel containing approximately 1.00 acres of land, shall be and is hereby rezoned from A3  
18 Agriculture to A1 Agriculture.

Dated this 14th day of October 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 74

**ORDINANCE AMENDING ZONING MAP  
(Robert Cherney)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, September 22, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the NE1/4, NE1/4, Section 25, T21N-R23E, Town of Gibson,  
12 commencing at the NE1/4, Corner of said Section 25; thence southerly approximately 33 feet;  
13 thence westerly approximately 33 feet which is the point of real beginning; thence continue  
14 westerly along the south side of Princ Road approximately 1050 feet; thence southwesterly  
15 along the east r/w of Princ Road approximately 275 feet; thence easterly approximately 1200  
16 feet; thence northerly approximately 300 feet to the point of real beginning, said parcel  
17 containing approximately 9.80 acres of land, shall be and is hereby rezoned from A3 Agriculture  
18 to A2 Agriculture.

Dated this 14th day of October 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 75

**ORDINANCE AMENDING ZONING MAP  
(Kelly Johnson)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, September 22, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the SW1/4, SE1/4, Section 32, T17N-R22E, Town of Meeme,  
12 commencing at the S1/4, Corner of said Section 32; thence easterly along the centerline of  
13 County Line Road approximately 900 feet; thence northerly approximately 33 feet to the north  
14 r/w of County Line Road which is the point of real beginning; thence continue northerly  
15 approximately 900 feet; thence easterly approximately 400 feet; thence southerly approximately  
16 900 feet; thence westerly along the north r/w of County Line Road approximately 400 feet, said  
17 parcel containing approximately 8.26 acres of land, shall be and is hereby rezoned from C1  
18 Conservancy to A2 Agriculture.

Dated this 14th day of October 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 76

**ORDINANCE AMENDING ZONING MAP  
(Edmund Welch)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, September 22, 2003, at 7:00 p.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the NE1/4, NW1/4, Section 7, T19N-R22E, Town of Cato,  
12 commencing at the N1/4, Corner of said Section 7; thence westerly along the centerline of  
13 Goodwin Road approximately 1050 feet; thence southerly approximately 33 feet to the south  
14 r/w of Goodwin Road which is the point of real beginning; thence continue southerly  
15 approximately 400 feet; thence westerly approximately 200 feet; thence northerly approximately  
16 400 feet; thence easterly along the south r/w of Goodwin Road approximately 200 feet to the  
17 point of real beginning, said parcel containing approximately 1.91 acres of land, shall be and  
18 is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 14th day of October 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt  
Resolution 11 (2003/2004-77) Accepting Scholarship Funds for Police Staff and Command School. Upon  
vote, the motion carried unanimously.

No. 2003/2004 - 77

**RESOLUTION ACCEPTING SCHOLARSHIP FUNDS  
(POLICE STAFF AND COMMAND SCHOOL)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff's Department strives to develop leadership and  
2 management skills for its supervisory personnel through continuing training and education; and  
3

4 WHEREAS, the Northwestern University Police Staff and Command Training Course will be held in  
5 Sun Prairie, Wisconsin, in two five-week sessions between January and March 2004, and this intensive  
6 management training course will cover topics pertaining to personnel management, budgeting, incident  
7 command, and the maximization of resources; and  
8

9 WHEREAS, Wisconsin Department of Justice Training and Standards Bureau is offering scholarship  
10 support in the amount of \$2,000;  
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
13 the Manitowoc County Sheriff's Department to accept \$2,000 in scholarship funds for the Police Staff and  
14 Command Training Course; and  
15

16 BE IT FURTHER RESOLVED that the 2003 Annual Budget is amended by the amount of such funds  
17 as are received and that the Comptroller/Auditor is directed to record such information in the official books  
18 of the County for the year ending December 31, 2003, as may be required.

Dated this 14th day of October 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues in item 211000.43520.01 and expenditures  
in item 21100.53033 by \$2,000.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Sloan, to adopt Resolution 12 (2003/2004-78) Approving  
Cleveland Antenna Site Agreement. Upon vote, the motion carried unanimously.

No. 2003/2004- 78

**RESOLUTION APPROVING CLEVELAND ANTENNA SITE AGREEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County operates a joint dispatch center within Manitowoc County that is  
2 known as Public Safety Joint Services ("PSJS"); and  
3

4 WHEREAS, the Village of Cleveland is the owner of certain property including a water tower located  
5 in Cleveland; and  
6

7 WHEREAS, Cleveland and PSJS desire to extend the range of PSJS service within Manitowoc County  
8 by establishing and continuing a radio facility in Cleveland, including erecting a radio antenna and installing  
9 radio and other related equipment on property owned by Cleveland; and  
10

11 WHEREAS, Corporation Counsel has drafted a 25-year Antenna Site Agreement and the Public Safety  
12 Committee recommends that the County enter into this Agreement;  
13

14 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it  
15 approves the Antenna Site Agreement with the Village of Cleveland and authorizes the PSJS Administrator  
16 to execute the Antenna Site Agreement on behalf of the County.

Dated this 14th day of October 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. County will pay \$1 per year rent to the Village and may prepay the entire \$25 for purposes of administrative efficiency. Funds have already been appropriated.

APPROVED: Dan Fischer, County Executive.

Public Works Committee: Supervisor Dufek moved, seconded by Supervisor Muench, to adopt Resolution 13 (2003/2004-79) Authorizing cooperative Processing Agreement. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 79

**RESOLUTION AUTHORIZING COOPERATIVE PROCESSING AGREEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, 1989 Wisconsin Act 335, effective May 11, 1990, establishes the goal of reducing the  
2 amount of solid waste being sent to landfills through the development of programs that reduce, reuse, and  
3 recycle waste; and  
4

5 WHEREAS, Wis. Stat. § 66.0301 authorizes governmental bodies to enter into mutual agreements; and  
6

7 WHEREAS, 1989 Wisconsin Act 335 requires that each municipality operate under an effective  
8 recycling program as outlined by the Act; and  
9

10 WHEREAS, Manitowoc County and municipalities with Manitowoc County, acting for their  
11 commercial benefit and for the health, safety, and welfare of their citizens, deem that it is in their mutual  
12 interest to enter into a cooperative agreement for the processing of recyclable materials at a single, central  
13 facility; and  
14

15 WHEREAS, the Public Works Committee has reviewed and recommends that the County Board enter  
16 into a Cooperative Processing Agreement for the processing of recyclable materials;  
17

18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
19 the Public Works Director to enter into the Cooperative Processing Agreement with interested municipalities.

Dated this 14th day of October 2003.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No tax levy impact.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Sloan, to adopt Resolution 14 (2003/2004-80) Authorizing Development of Wetland Mitigation Bank. Upon discussion and vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING DEVELOPMENT  
OF WETLAND MITIGATION BANK**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, Manitowoc County Board has advised the Wisconsin legislature of its support for an  
2 expansion of the types of property that can be included in the wetland bank program; and  
3

4           WHEREAS, creation of a wetland mitigation bank would allow Manitowoc County to use or sell  
5 wetland bank credits to foster economic development in Manitowoc County; and  
6

7           WHEREAS, land owned by Manitowoc County known as the Coenen Site appears to be an excellent  
8 location for a wetland mitigation bank according to a Wetland Mitigation Bank Feasibility Study that was  
9 issued by NES Ecological Services on August 19, 2000, and a report on the economies for developing a  
10 wetland mitigation bank produced by Foth & Van Dyke in August 2002; and  
11

12           WHEREAS, the Public Works Committee has considered the NES and Foth & Van Dyke reports, has  
13 investigated the feasibility of developing a wetland mitigation bank, and recommends the phased  
14 development of the Coenen site as a wetland mitigation bank; and  
15

16           WHEREAS, the development of sufficient land in a wetland mitigation bank to create approximately  
17 12 credits would cost an estimated \$267,000; and  
18

19           WHEREAS, the Public Works Department is presently examining and will continue to examine other  
20 compatible uses for the wetland mitigation area; and  
21

22           WHEREAS, the Public Works Committee has reviewed this project extensively, recommends that the  
23 County Board authorize this project, and that \$225,000 be transferred from the Capital Projects Reserve and  
24 \$42,000 from the Solid Waste Reserve, to be reimbursed when deemed appropriate;  
25

26           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
27 the Public Works Department to proceed with the phased development of the Coenen Site as a wetland  
28 mitigation bank; and  
29

30           BE IT FURTHER RESOLVED that \$225,000 shall be transferred from the Capital Project Reserve  
31 and \$42,000 shall be transferred from the Solid Waste Reserve to an appropriate account for this project; and  
32

33           BE IT FURTHER RESOLVED by the Manitowoc County Board of Supervisors that the 2003 Annual  
34 Budget is hereby amended by the amounts shown above and that the Comptroller/Auditor is hereby directed  
35 to record such information in the official books of the County for the year ending December 31, 2003, as may  
36 be required.

Dated this 14th day of October 2003.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT:           No tax levy impact. Transfers from and reduces General Fund Designated For  
Future Capital Projects by \$225,000 and transfers from and reduces Waste  
Disposal Special Revenue Fund Balance Account by \$42,000. Project is estimated  
to generate revenues that will fully offset development costs and that will allow  
the contributing accounts to be fully repaid.

APPROVED: Dan Fischer, County Executive.

Announcements: Chairperson Markwardt announced the next meeting will be Monday, October 27th.

Supervisor Behnke moved to adjourn. Supervisor Graunke seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:50 p.m.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

October 27, 2003

Monday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 27th day of October, 2003, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:03 P.M.

The invocation was given by Supervisor Jim Brey and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 23 members present; Barnes, Behnke, Brey, Bundy, Dufek, Geimer, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vander Bloomen, Vogt and Wagner. Supervisor Dobbs and Supervisor Graunke were excused.

On motion by Supervisor Brey, seconded by Supervisor Barnes, the October 14, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Muench moved, seconded by Supervisor Rasmussen, to adopt the agenda, as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt presented Sue Fink from Holy Family Memorial Hospice with a proclamation for National Hospice Month. Sue noted President Bush declares National Hospice Month each year and she is thankful the Community recognizes the importance of hospice care.

Dennis Ladwig, co-chair of government relations for the 2004 PGA Tournament at Whistling Straits, introduced co-chair Jerald Holub, and Director of the 2004 PGA Barry Deach. Barry spoke on the impact 300,000 visitors and media exposure reaching 160 countries will have on the communities. He stated 27 hours of TV broadcasting will be a great opportunity to tell people about us. He noted Manitowoc County should be proud of the fact over 8000 people have volunteered to assist with the tournament and congratulated the County for its leadership. He will be meeting with the State Commissioner of Commerce. He feels it will be exciting to show the world our beautiful shoreline along Lake Michigan.

Chairperson Markwardt declared public input on the proposed 2004 budget open at 7:25 p.m.

Kay Wallander, Whitelaw, stated she was wearing black to mourn the death of a co-worker and the loss of jobs of co-workers. She spoke on the suggestions made at last Thursday's meeting to help keep the Health Care Center laundry and housekeeping positions in the budget. She asked supervisors to look at non-represented staff positions salary and benefit packages, noting a 3% increase has been budgeted for 2004. She urged supervisors to consider these recommendations as a cost saving factor so there is some fairness regarding elimination of jobs and noted it is unjust to give wage increases when cutting union positions.

Cindy Satori, employed at the Health Care Center, spoke on the Health Care Center Committee vote to outsource union positions while citizens are being asked to shop locally. She stated union employees voted down a pay cut and wage freeze after hearing management will get a 3% increase. She asked whether outsourcing is in the best interest of present and future residents of the Health Care Center.

Don Goeke, Manitowoc, stated the 2004 PGA coming to Wisconsin is the most impressive thing that has happened in his lifetime. He stated we need to do everything possible to make it successful. Also, he feels there is still time to make some changes in the budget to reduce wages and not lay off employees.

Russ Steeber, Kellnersville, spoke on the impact to the Sheriff's Department if the concealed weapon law is passed. This creates another state mandate. He stated the Sheriff would have 30 days to process applications and may not have the staff to do the background checks. The license fee may bring in \$75.00 but he is concerned this will not cover the cost.

Neil Rainford, Staff Representative for AFSCME Council 40, spoke on the budgetary problems including the \$274,000 shortfall at the Health Care Center and \$100,000 short in maintaining the current workforce in the entire County. He talked about Highway employees taking voluntary layoffs and the Health Care Center proposal to outsource services while there is enough money in the budget to cover 3% wage increases. He spoke on other counties settling for two and three year contracts foregoing wage increases until the back end of the contract. In exchange, the county will not implement layoffs. He feels there is opportunity for these kinds of arrangements with Manitowoc County.

Bonnie Perry spoke in opposition to the County outsourcing jobs. She does not understand how this can help. She noted over 800 jobs have already been lost with the Mirro closing and urged supervisors to keep the jobs at the Health Care Center.

Chairperson Markwardt declared the public input on the proposed 2004 budget closed at 7:41 p.m.

Chairperson Markwardt declared the public input open on non-budget issues at 7:41 p.m.

Don Goeke, Manitowoc, spoke on storm water runoff problems. He stated there are a lot of rules in place to contain storm water runoff. Storm water runoff cannot go directly into creeks and by 2010 leaves will not be put through to creeks. He is also concerned about salt on highways and feels we should make every effort to stop contamination.

No one else present wished to speak and public input was closed at 7:43 p.m.

#### COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported the Teen Pregnancy Awareness Task Force presented an art exhibit at the Rahr West Museum where Lt. Governor Barbara Lawton spoke on the importance of sex education for children. She also reported a meeting was held on October 23rd to review the Manitowoc County Community Assessment and begin planning for a healthier "Manitowoc County." She reminded everyone to watch the paper for times and places to get their flu shots.

Executive Committee: Chairperson Markwardt reported the Committee will meet on October 29 at 3:15 p.m. in the Administration Building.

Finance Committee: Supervisor Brey reported they will meet on October 28th to review the rest of the departments' budgets and look at salaries. He invited everyone to the meeting.

Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2003/2004-81) Canceling County Checks Not Presented Within Two Years of Issuance. Upon vote, the motion carried unanimously.

No. 2003/2004 - 81

### **RESOLUTION CANCELING COUNTY CHECKS NOT PRESENTED WITHIN TWO YEARS OF ISSUANCE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a few of the many thousand payroll and general checks issued by Manitowoc County  
2 are not presented for payment within two years of their date of issuance and the County Treasurer is required  
3 to account for these uncashed checks in the reserve to the County's checking account; and

4 WHEREAS, Wis. Stat. § 59.64(4e) provides that the County Board may, at its annual meeting, cancel  
5 checks which have not been presented for payment within two years of their issuance;

6  
7 NOW, THEREFORE, BE IT RESOLVED that those checks shown on the attached lists, which were  
8 issued by Manitowoc County prior to October 31, 2001, and not presented for payment within two years of  
9 their issuance, are hereby canceled and without value; and

10  
11 BE IT FURTHER RESOLVED that the payee of each such cancelled check may, within 6 years from  
12 the date of the original check, make application to the County Board Chair and County Clerk to have a new  
13 check issued for the amount of the original check, without interest, and the Treasurer shall issue a new check  
14 within sixty days of written notice of approval of such application by the County Board Chair and County  
15 Clerk.

Dated this 27th day of October 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT:	Increases available cash balance in Acct.#100-001 by:	\$3,263.04
	Increases available cash balance in Acct.#160-485 by:	118.21
	<u>Increases available cash balance in Acct.#126-770 by:</u>	<u>269.57</u>
		\$3,650.82

APPROVED: Dan Fischer, County Executive.

Health Care Center Committee: Supervisor Behnke reported they met with Local 1288 Union members regarding the outsourcing of laundry and housekeeping jobs. The Committee granted a three day extension for the Union to come up with ways to save money. At the next meeting, some of the proposals presented were beyond their decision making ability. He stated they must be accountable to all taxpayers in the County and felt the Committee made the right decision to outsource the services. He also reported absenteeism was the highest it has ever been last month with 403 shifts that had to be replaced. They will be addressing the high number of absences. Discussion followed.

Human Services Board: Supervisor Hansen invited everyone to their meeting on October 30th at 5:00.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported she and Supervisor Rasmussen attended a meeting in Green Bay for planning the Wisconsin Associated County Extension Committees (WACEC) convention. She also reported the Aging Resource Department honored volunteers at the Holiday Inn on October 20.

Supervisor Nate moved, seconded by Supervisor Vander Bloomen, to adopt Resolution 2 (2003/2004-82) Authorizing Rural Housing Repairs Program. Upon vote, the motion carried unanimously.

No. 2003/2004 - 82

### RESOLUTION AUTHORIZING RURAL HOUSING REPAIRS PROGRAM

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Foundation for Rural Housing, Inc. has obtained funding from the Retirement  
2 Research Foundation of Chicago that Rural Housing will allocate to Wisconsin counties to be used to pay for  
3 small home repairs and modifications to assist persons who are 62 years of age and older to safely remain in  
4 their homes; and

5  
6 WHEREAS, the Manitowoc Public School District is willing to enter into an agreement with  
7 Manitowoc County under which the County's Aging Resource Center would administer funds received from

8 Rural Housing and work with the School District to provide small home repair and modification services to  
9 persons who are 62 years of age and older;

10  
11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
12 the Aging Resource Center Director to notify Rural Housing of Manitowoc County's intent to participate in  
13 and administer the Rural Housing small home repair and modification program and authorizes the Aging  
14 Resource Center Director to apply for and accept such funding as may be made available by Rural Housing  
15 in an amount not to exceed \$10,000; and

16  
17 BE IT FURTHER RESOLVED that the Aging Resource Center Director is authorized to enter into a  
18 contract with the Manitowoc Public School District under which the County would administer funds received  
19 from Rural Housing and work with the School District to provide small home repair and modification services  
20 to persons who are 62 years of age and older; and

21  
22 BE IT FURTHER RESOLVED that the 2003 Annual Budget is hereby amended by the amounts of  
23 such funds as are received and that the Comptroller/Auditor is hereby directed to record such information in  
24 the official books of the County for the year ending December 31, 2003, as may be required.

Dated this 27th day of October 2003

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increase revenues and expenditures by an equal amount  
not to exceed \$10,000.

APPROVED: Dan Fischer, County Executive.

Planning & Park Commission: Supervisor Skubal reported he has been reappointed to the WCA Land Use  
and Environment Committee and he will be attending a meeting in Stevens Point. On December 5, he will  
attend the Utility Tax Association meeting in Madison where they will be discussing the de-commissioning  
resolution. He stated the county could face a \$200,000 deficit if it is not passed and the Two Creeks Nuclear  
Plant shuts down.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Henrickson to adopt  
Resolution 3 (2003/2004-83) Accepting Domestic Preparedness Equipment Grant. Upon vote, the motion  
carried unanimously.

No. 2003/2004 - 83

**RESOLUTION ACCEPTING  
DOMESTIC PREPAREDNESS EQUIPMENT GRANT**

TO THE CHAIRPERSON AND BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Emergency Management has awarded a supplemental planning grant of \$8,104  
2 to Manitowoc County for the accomplishment of various Emergency Operations Plan updates and other  
3 terrorism related activities; and

4  
5 WHEREAS, this grant will enhance the county's capability to be prepared for potential acts of  
6 terrorism involving weapons of mass destruction;

7  
8 NOW, THEREFORE, BE IT RESOLVED the Manitowoc County Board of Supervisors authorizes  
9 the Manitowoc County Emergency Management Department to accept the supplemental planning grant; and

10 BE IT FURTHER RESOLVED that the 2003 Annual Budget is hereby amended by the amount of the  
11 supplemental planning grant that is received and that the Comptroller/Auditor is hereby directed to record  
12 such information in the official books of the County for the year ending December 31, 2003, as may be  
13 required.

Dated this 27th day of October 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by up to \$8,014  
in the 2003 Manitowoc County Emergency Management budget.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench announced their next meeting will be November 4 at 6:00 p.m.

Public Works Committee: Supervisor Dufek reported the uneven terrain in the “Courthouse Square” located  
in Manitowoc Rapids is being leveled by the Highway Department.

Announcements: Chairperson Markwardt announced the next meeting will be Tuesday, November 11th.

Supervisor Brey moved to adjourn. Supervisor Swade seconded, and the motion was adopted by acclamation.  
The meeting was adjourned at 8:07 p.m.

Respectfully submitted,

Char Peterson  
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

November 11, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 11th day of November, 2003, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:02 P.M.

The invocation was given by Supervisor Kevin Behnke and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present; Barnes, Behnke, Brey, Bundy, Dobbs, Geimer, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vander Bloomen, Vogt and Wagner. Supervisor Dufek was excused.

On motion by Supervisor Swade, seconded by Supervisor Nate, the October 27, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Brey moved, seconded by Supervisor Muench, to adopt the agenda, as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared public input open at 7:06 p.m.

Don Goeke, Manitowoc, spoke on the 2004 proposed budget stating it should have been closer to a zero increase. He felt no one should be entitled to a raise unless they earn it. He also spoke on the outsourcing of jobs at the Health Care Center and was concerned that a major departmental change was made by the Administrator without the approval of the County Board.

Supervisor Behnke clarified that the Health Care Center Committee made the decision to outsource the housekeeping and laundry positions.

Cindy Satori, Manitowoc, spoke on the 2004 proposed budget. She was concerned laundry and housekeeping positions will be gone from the Health Care Center if the budget is passed in its present form. She stated anyone visiting the Health Care Center would see hard working, caring people who are putting their best foot forward for the residents. But employees are becoming stressed because they know this is not the end of outsourcing. She asked supervisors to please think about whether this is going to be cost effective.

Patricia Schettl, employed at the Health Care Center, spoke on the loss of jobs at the Health Care Center. She stated two years ago the employees were told their jobs would be secure when a new facility was built. She asked what happened to that promise? She stated administration is discussing privatizing dietary in the spring. There was a time when the Health Care Center made a profit that was put into the General Fund to help other departments and maybe it is time for others to help the Center.

Chairperson Markwardt declared the public input closed at 7:18 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS.

Dave Pozorski, President of the Manitowoc County Lakes Association and Chairman of the Silver Lake Park Restoration Committee, gave a presentation on the Silver Lake Park Restoration Plan. He provided a brief history of the park dating back to 1935 noting it has been a site for Mirro Aluminum parades and picnics, wedding dances, and family fishing. In April 2002, the Silver Lake park Restoration Committee was organized to develop a plan to restore the park and shoreline. Their mission was to provide passive recreation

and relaxation for the community. Goals were developed to include an outdoor classroom and handicap accessibility. He discussed the plan to build two piers, a gazebo with water gardens, picnic area, a bridge, and trails with trees for a total cost of \$138,000. The money is expected to be raised through the sale of commemorative bricks, trees, benches, and corporate sponsors. Volunteers have contributed 1100 hours to the project. He asked the County Board to consider creating a citizens' committee to monitor and ensure the implementation of the park restoration plan.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's appointment of Dave DeRosier to the Ethics Board for a three year term expiring December 2006. Supervisor Swade moved, seconded by Supervisor Vogt, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointment of Frank Hlinak and Tom Davis to the Human Services Board for three year terms expiring December 31, 2006. Supervisor Nate moved, seconded by Supervisor Hansen, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointment of Jim Blaha and alternate Amy Wergin, Nancy Crowley, Chris Meyer and alternate Carl Stueck, Randy Neils, and Gerald Wiesner to the Local Emergency Planning Committee for two year terms expiring December 2005. Supervisor Muench moved, seconded by Supervisor Barnes, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointment of Wilfred Gries to the Board of Directors of the Bay Area Agency on Aging for a two year term expiring December 2005. Supervisor Geimer moved, seconded by Supervisor Henrickson, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointment of David Ferry to the Veterans' Service Commission for a three year term expiring December 2006. Supervisor Henrickson moved, seconded by Supervisor Rasmussen, to approve the appointment. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported they are continuing to work on problems identified through the Manitowoc County Community Health Survey. She announced the Health Department Director and Nurse Manager will be attending the Wisconsin Association of Local Health Departments and Boards meeting. She also reported approximately 1200 flu shots have been given to county residents.

Executive Committee: Chairperson Markwardt spoke on the proposed County Board rule change addressing the problem of absenteeism at committee meetings. He stated this change is a step forward in trying to alleviate this problem.

Supervisor Markwardt moved, seconded by Supervisor Brey, to adopt Resolution 1 (2003/2004-84) Amending County Board Rule 14(b). Upon discussion and vote, the motion carried with 22 ayes and 2 noes. Supervisors Graunke and Swade voted no; all others voted aye.

No. 2003/2004-84

**RESOLUTION AMENDING COUNTY BOARD RULE 14(b)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, some committees have recently been unable to conduct business because a quorum was  
2 not present because of confusion in the reporting of anticipated absences; and  
3

4 WHEREAS, the Executive Committee has reviewed the problem and recommends that County Board  
5 Rule 14(b) be revised to provide a clearer and more effective method for reporting anticipated absences;

6  
7 NOW, THEREFORE, BE IT RESOLVED that County Board Rule 14(b) is hereby amended to read  
8 as follows:  
9

10 A member shall notify the County Clerk of an expected absence from any meeting at least two  
11 hours prior to the start of the meeting. If the meeting is held outside normal business hours, the  
12 member shall notify the County Clerk prior to the close of business on the day of the meeting.  
13 The County Clerk shall report the expected absence to the person presiding at the meeting, and  
14 that person shall determine whether to excuse the absence.

Dated this 11th day of November 2003.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Muench, to adopt Resolution 2 (2003/2004-85) Adopting 2004 Budget and Property Tax Levy and Ordinance Amending Certain Fee Schedules. Discussion followed.

Supervisor Brey reported on two changes to the County Executive's proposed 2004 budget. The first adjustment was increasing the non-represented employees health insurance premium contribution from 5% to 10% for the 250/500 Plan for an estimated expense savings of \$52,965 in the proposed budget. The second recommendation was to reduce the County Board Department "Meals and Lodging" line item 11000.53035 by \$500 and "Mileage Reimbursement" line item 11000.53038 by \$250.

Motion by Supervisor Vogt, seconded by Supervisor Brey, to divide the question so that the Human Services portion of the budget is considered separately. Motion carried unanimously.

Motion by Supervisor Graunke, seconded by Supervisor Brey, to divide the question so that the Health Department fee schedule portion of the budget is considered separately. Motion carried unanimously. Discussion followed.

Amendment 1: Motion by Supervisor Sloan, seconded by Supervisor Barnes, to restore the County Board Department "Meals and Lodging" line item 11000.53035 by \$500 and "Mileage Reimbursement" line item 11000.53038 by \$250. Upon discussion and vote, the motion carried with 18 ayes and 6 noes. Supervisors Muench, Kocourek, Graunke, Brey, Swade, and Dobbs voted no; all others voted aye.

The supervisors voted on the Health Department fee schedule portion of the budget. Upon vote, the motion carried with 21 ayes, 2 noes, and 1 abstention. Supervisors Dobbs and Geimer voted no; Supervisor Graunke abstained; all others voted aye.

The supervisors voted on the Human Services portion of the budget. Upon vote, the motion carried 22 ayes, 1 no, and 1 abstention. Supervisor Dobbs voted no; Supervisor Vogt abstained; all others voted aye.

The supervisors voted on the proposed 2004 budget as amended. Upon discussion and vote, the motion carried with 21 ayes and 3 noes. Supervisors Wagner, Swade, and Dobbs voted no; all others voted aye.

**RESOLUTION ADOPTING 2004 BUDGET AND PROPERTY TAX LEVY  
AND ORDINANCE AMENDING CERTAIN FEE SCHEDULES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:      **“ENGROSSED COPY”**

1           WHEREAS, a detailed copy of the County Executive’s Proposed 2004 Annual Budget, including  
2 proposed Health Department and Planning and Park Department fee changes, has been made available to each  
3 county supervisor and to the general public; and  
4

5           WHEREAS, the Proposed 2004 Annual Budget was presented and explained to the County Board  
6 at its meeting on October 14, 2003; and  
7

8           WHEREAS, formal publication of a budget summary and announcement of a public hearing was made  
9 on October 12, 2003, in the Manitowoc Herald Times Reporter, in accordance with Wis. Stat. § 65.90 and  
10 Wis. Stat. Ch. 985; and  
11

12           WHEREAS, a public hearing on the Proposed 2004 Annual Budget was held beginning at 7:05 p.m.  
13 on October 27, 2003, for purposes of public input, and the Proposed 2004 Annual Budget was reviewed at  
14 the County Board’s Annual Meeting on October 27, 2003;  
15

16           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
17 adopts a Governmental Funds Budget and a service delivery Proprietary Fund Budget for the calendar year  
18 beginning January 1, 2004, as indicated in the attached 2004 Annual Budget for Manitowoc County and any  
19 attachments or addenda thereto; and  
20

21           BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby authorizes  
22 that the following sums of money be raised for the ensuing year:  
23

24           State Special Charges – Charitable & Penal	\$1,744.95
25           County Aid Bridges (Wis. Stat. § 81.38)	\$103,051.02
26 <u>All Other County Taxes</u>	<u>\$24,907,119.05</u>
27           Gross County Tax Levy	\$25,011,915.02;

28  
29 and  
30

31           BE IT FURTHER RESOLVED that the County shall apportion the tax for Bridges under Wis. Stat.  
32 § 81.38 on the taxable property of the participating districts; and  
33

34           BE IT FURTHER RESOLVED that the County shall enter in the Tax Apportionment, State Special  
35 Charges for Forestry Mill Tax, Wis. Stat. § 70.58, the amount of \$864,376.04; and  
36

37           BE IT FURTHER RESOLVED that the County shall enter in the Tax Apportionment, State Special  
38 Charges, the word “none”; and  
39

40           BE IT FURTHER RESOLVED the County Officials are hereby directed to reapportion the illegal real  
41 estate taxes charged back in the amount of \$2,943.59; and  
42

43           BE IT FURTHER RESOLVED that the budget in detail hereto attached shall be made a part of the Tax  
44 Levy; and  
45

46           BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make such technical  
47 corrections to the budget as may be necessary; and

48 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors approves the  
49 proposed Manitowoc County 2004-05 Health Department Fee Schedule, a copy of which is attached hereto,  
50 marked as Exhibit A, and incorporated herein by reference; and  
51

52 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as  
53 follows:  
54

55 Manitowoc County Code sec. 4.13(2)(b) is hereby amended to increase the fee for filing a request for  
56 a conditional use permit from \$250 to \$300 effective January 1, 2004; and.  
57

58 Manitowoc County Code sec. 4.13(2)(h) is hereby amended to increase the fee for filing a zoning  
59 permit for any structure other than a single family home, mobile home, cottage, or addition, from \$50 to \$75  
60 effective January 1, 2004; and  
61

62 Manitowoc County Code sec. 4.13(2)(j) is hereby amended to increase the fee for a culvert permit from  
63 \$75 to \$100 effective January 1, 2004.

Dated this 11th day of November 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Based on the budget book as printed and as adjusted by the Finance Committee,  
requires a composite tax rate of \$5.988336 per \$1,000 of equalized value and a  
composite tax levy of \$25,011,915.02.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Sloan, to adopt Resolution 2a (2003/2004-86) Authorizing  
Out of State Travel for Bob Blashe. Upon vote, the motion carried unanimously.

No. 2002/2003- 86

**RESOLUTION AUTHORIZING OUT OF STATE TRAVEL  
(Bob Blashe)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, law enforcement agencies in Manitowoc County have agreed to implement the Aegis  
2 Integrated Public Safety Software System package from New World Systems Corporation of Detroit,  
3 Michigan; and  
4

5 WHEREAS, the Manitowoc County Information Systems Department is charged with responsibility  
6 for project planning, management, implementation, and support of the Aegis system for these law  
7 enforcement agencies; and  
8

9 WHEREAS, successful execution of these responsibilities requires that the Information Systems  
10 Department attain certain specialized knowledge and skills, which is only available from New World Systems  
11 product specialists and executive management staff who are based at the New World Systems headquarters  
12 in Detroit, Michigan; and  
13

14 WHEREAS, the software and hardware systems necessary to provide the appropriate training are  
15 available at New World Systems headquarters and not available in Manitowoc County; and  
16

17 WHEREAS, it is economically advantageous for the County to have a representative from its  
18 Information Systems Department travel to the headquarters of New World Systems, rather than having to pay  
19 for several representatives from New World Systems to travel to Manitowoc;

20  
21 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County Information Systems Director Bob  
22 Blashe is authorized to travel to the New World Systems headquarters in Detroit, Michigan, from November  
23 23-26, 2003, for the purpose of obtaining the information and skills necessary to successfully implement the  
24 Aegis project.

Dated this 11th day of November 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Travel expenses of \$525 are available in the Information Systems budget.

APPROVED: Dan Fischer, County Executive.

Health Care Center Committee: Supervisor Behnke reported they discussed the budget and absentee policy. He reported absenteeism for October was the largest ever at 426. Administration had a productive meeting with Local 1288 and they are moving forward in developing an absenteeism policy. He discussed the issue of not being able to admit any more patients to the developmentally disabled unit beginning in 2005. We need to prepare for this change and look at alternative ways to make this a productive area.

Highway Committee: Supervisor Lambert reported Senator Leibham attended their meeting and it was very informational. They discussed possible funding for road improvement projects in the county.

Human Services Board: Supervisor Hansen invited everyone to their meeting on November 12th. He reported people are hurting with the cuts in the W-2 Program and we must try to turn this around by getting people back to work.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate moved, seconded by Supervisor Hansen, to adopt Resolution 3 (2003/2004-87) Authorizing Specialized Transportation Assistance Program Grant Application. Upon vote, the motion carried unanimously.

No. 2003/2004-87

**RESOLUTION AUTHORIZING SPECIALIZED  
TRANSPORTATION ASSISTANCE PROGRAM GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. § 85.21 authorizes the Wisconsin Department of Transportation to grant  
2 financial aid to counties for the purpose of providing specialized transportation services to persons who are  
3 elderly or disabled; and  
4

5 WHEREAS, each such grant must be matched with a local share equal to at least 20% of the amount  
6 of state aid for which the county applies and the Natural Resource and Education Committee recommends  
7 that Manitowoc County apply for grant funding which will require a local share of \$27,789; and  
8

9 WHEREAS, the Manitowoc County Board of Supervisors finds that provision of specialized  
10 transportation services would improve and promote the maintenance of human dignity and self-sufficiency  
11 of elderly and disabled persons;  
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
14 the Aging Resource Center Director to prepare and submit an application for financial assistance under Wis.  
15 Stat. § 85.21 to the Wisconsin Department of Transportation for 2004 provided that the local share required  
16 for such assistance does not exceed \$27,789; and

17  
18 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors authorizes the Aging  
19 Resource Center Director to execute a Wisconsin Department of Transportation state aid contract under Wis.  
20 Stat § 85.21 on behalf of Manitowoc County provided that the local share required by said contract does not  
21 exceed \$27,789.

Dated this 11th day of November 2003.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: Requires a tax levy of \$27,789 to be incorporated into the 2004 budget.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt reported final figures on health insurance costs for 2004 will be increasing by 9.5%. Effective January 1, 2004, all retirees will be included in the Prescription Drug Card Program. On November 4th, the union representative was given a number of dates to meet for exchanging contract proposals. There has been no response from him.

Planning & Park Commission: Supervisor Skubal spoke on the Farm Preservation law that was passed in 1977. At that time, the towns were asked by the state to put as much land as possible in A-3. Land is being rezoned out of A-3 now because it should never have been changed. He explained the process to request a zone change noting that good farmland is still being preserved.

Public Safety Committee: Supervisor Muench reported rezoning requests are examined twice; first by the Township Land Use Planning Committee and then the Planning and Park Commission before a decision is made. The procedure is very thorough.

Transportation Coordinating Committee: Supervisor Rappe asked Corporation Counsel to define the relationship between this committee and the entire Board. He reported they will be replacing two vehicles and stated they are requesting special dispensation from the State to modify the chassis in the vehicles so they will last longer.

Announcements: Chairperson Markwardt announced area legislators will be invited to the December meeting.

Supervisor Brey moved to adjourn. Supervisor Nate seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:22 p.m.

Respectfully submitted,

Char Peterson  
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

December 16, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 16th day of December, 2003, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:04 P.M.

The invocation was given by Supervisor Bob Dobbs and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 21 members present; Barnes, Behnke, Brey, Bundy, Dobbs, Geimer, Graunke, Hansen, Henrickson, Lambert, Markwardt, Muench, Nate, Rasmussen, Schenian, Skubal, Sloan, Swade, Vander Bloomen, Vogt and Wagner. Supervisors Dufek, Kocourek, Mueller, and Rappe were excused.

On motion by Supervisor Brey, seconded by Supervisor Nate, the November 11, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Chairperson Markwardt announced Representative Frank Lasee was not able to attend tonight's meeting. Supervisor Rasmussen moved, seconded by Supervisor Lambert, to adopt the agenda, as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt presented Certificates of Appreciation for retiring Manitowoc County Employees Mary Levene, Phil Kinzel, and George Senn.

Chairperson Markwardt declared public input open at 7:10 p.m. There was no one present who wished to speak and public input was closed.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS.

Director of Human Services Tom Stanton spoke on the cost savings in the 2004 Human Services budget. After determining methods that allowed greater control over their budget, there was a 2003 surplus of approximately \$600,000. He announced the 2004 budget was being reduced by \$1.2 million. This was accomplished by coming up with community based programs as an alternative to institutional and high level care plans. An Alternative Care Work Group was formed to find solutions on improving services and reduce costs. They also implemented the Coordinated Services Team who came up with ways to reduce costs in the Birth to Three Program, the Foster Care Program, the number of juveniles in Group Homes, and placements in expensive child care institutions. He presented a study that showed the high percentage of adult men with criminal records who were placed in Lincoln Hills, Residential Care Centers, or Group Homes as juveniles. This study confirmed court work, money spent, and effort made is not paying off. Their goal is to provide more community based services.

County Executive Dan Fischer, spoke on the Public Safety Joint Services contract that will expire on May 4, 2004. He explained the deadline to withdraw from this contract is February 3, 2004. Under the present contract the County raised the money for Joint Dispatch and the present Director reports to the Joint Services Board. By state law, a department director should answer to the County Executive. The County will continue to have a Joint Dispatch Advisory Board. In January there will be a resolution to discontinue the current contract. The County will continue to negotiate on a new one. He answered supervisors' questions.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer’s appointments of Louis Hovda and Supervisor Norb Vogt to the Ethics Board for three year terms expiring December 2006. Supervisor Hansen moved, seconded by Supervisor Behnke, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer’s appointments of Jacqueline Ungrodt, John Thompson, Robert Vollendorf, and Mary Tooley to the Manitowoc-Calumet Library System Board of Trustees for three year terms expiring January 2007. Supervisor Sloan moved, seconded by Supervisor Graunke, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer’s appointment of Jamie Lee to the Transportation Coordinating Committee to complete Anthony Scherer’s term expiring April 2004 and Roger Strzyzewski to complete Timothy Veith’s term expiring April 2005. Supervisor Muench moved, seconded by Supervisor Henrickson, to approve the appointments. Upon discussion and vote, the motion carried unanimously.

Representative Bob Ziegelbauer and Senator Joe Leibham provided an update on legislative issues at the state level. Senator Leibham discussed continued efforts to focus on the economy in Wisconsin and opportunities to improve the climate for job creation and job retention. Key issues he has been working on include a bill that would draw additional money from the federal government for nursing homes, re-prioritizing money within the Department of Transportation for snow plowing and highway maintenance, ways to strengthen the W-2 Program, and a new formula for shared revenue.

Representative Ziegelbauer explained the focus now in the legislature is on making the economy stronger. He feels we are in a culture of innovation with our approach to problems. He congratulated the Human Services Board for supporting changes presented by Tom Stanton. He talked about the Manitowoc County Health Insurance Family Plan with an annual cost approaching \$15,000. He encouraged the Board to take a look at issues that affect our local community including the concealed weapon carry, primary enforcement of seat belts, and the death penalty. The legislators answered supervisors’ questions.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported 1,414 flu shots and 35 pneumonia shots were given. The Health Department is out of the Flu vaccine. The preliminary e-coli tests results from Lake Michigan beaches have shown e-coli bacteria came from cattle.

Supervisor Nate moved, seconded by Supervisor Rasmussen, to adopt Resolution 1 (2003/2004-88) Amending 2003 Health Department Budget. Upon vote, the motion carried unanimously.

No. 2003/2004 - 88

**RESOLUTION AMENDING 2003 HEALTH DEPARTMENT BUDGET**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Manitowoc County Health Department provides numerous public health services  
2 to the residents of Manitowoc County that are funded by the return of our federal and state tax dollars through  
3 grants, and  
4

5           WHEREAS, when preparing its annual budget, the Health Department can only include grant funds  
6 that it has been scheduled or contracted to receive during the calendar year covered by the budget; and  
7

8 WHEREAS, the Health Department learns of changes in grant funding after the budget has been  
9 approved because various federal and state grants are administered on a fiscal, rather than calendar, year  
10 basis; and

11  
12 WHEREAS, the following changes in grant funding have taken place since the 2003 Annual Budget  
13 was approved:

15	Wisconsin Well Women Program	\$ 4,299
16	Wisconsin WINS	\$29,526
17	Tobacco Control Board	\$ 564
18	Safety Coalition	\$16,000
19	MCH	\$ 963
20	Immunization Program	\$17,228
21	Bounty Bucks	\$ 900
22	WIC	\$10,704
23	KIDS Can	\$ 1,559
24	Radon Mini Grant	\$ 3,000

25  
26 WHEREAS, the Board of Health recommends that the Manitowoc County Board of Supervisors amend  
27 the 2003 Annual Budget to incorporate these changes;

28  
29 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
30 appropriate revenue and expense line items in the 2003 Annual Budget are hereby amended to incorporate  
31 the changes shown above and that the Comptroller/Auditor is hereby directed to record such information in  
32 the official books of the County for the year ended December 31, 2003, as may be required.

Dated this 16th day of December 2003.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No tax levy impact. Amends program revenue and expense line items by the amounts shown.

APPROVED: Dan Fischer, County Executive.

Executive Committee: Chairperson Markwardt reported he met with the WCA Board to discuss the steering committee's recommendations on proposed livestock siting and expansion, country-of-origin labeling to support agriculture, and supplemental investment and retirement programs for county employees.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hansen, to enact Ordinance 3 (2003/2004-89) Amending Manitowoc County Code § 7.13(3) relating to kennel licenses. Corporation Counsel explained this change is being made to conform to the language that is now in the statutes. Upon vote, the motion carried with 20 ayes and 1 abstention. Supervisor Graunke abstained; all others voted aye.

No. 2003/2004-89

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 7.13(3)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Statutes have been amended to provide for a multiple dog license option  
2 in place of a kennel license for dogs; and

3

4 WHEREAS, it is necessary to revise the Manitowoc County Code to conform to the language that is  
5 now used in the Wisconsin Statutes;

6  
7 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as  
8 follows:

9  
10 Manitowoc County Code sec. 7.13(3) is hereby by revised to read as follows:

11  
12 (3) ~~Kenmel license: \$35.00~~ Multiple dog license option: \$35 for 12 or fewer dogs and an additional  
13 \$3 for each dog in excess of 12. An owner or keeper may transfer a multiple dog license tag from a dog that  
14 the owner or keeper no longer owns or keeps to another dog if the other dog is currently immunized against  
15 rabies.

Dated this 16th day of December 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable, but no tax levy impact.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey reported the committee met with individuals who presented information on the potential development of an Economic Development Corporation. Also, the resolution that was pulled from the agenda relates to the Burger Boat Project and will be presented in January.

Health Care Center Committee: Supervisor Behnke reported the Angels Association Tree Lighting Ceremony was well attended. They met with Local 1288 union officials to develop an attendance policy that would work for employees at the Health Care Center.

Highway Committee: Supervisor Lambert reported they have formulized a long term Airport Hangar Agreement at the airport. A survey sent to hangar owners determined they were satisfied with the current operations at the airport. The next step will be reviewing the FBO Lease renewal.

Supervisor Lambert moved, seconded by Supervisor Geimer, to adopt Resolution 4 (2003/2004-90) Petitioning for Airport Improvement Aid. Upon vote, the motion carried unanimously.

No. 2003/2004-90

**RESOLUTION PETITIONING  
FOR AIRPORT IMPROVEMENT AID**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County, Wisconsin is authorized by Wis. Stat. § 114.11 to acquire, establish,  
2 construct, own, control, lease, equip, improve, maintain, and operate an airport, and

3  
4 WHEREAS, Manitowoc County desires to develop or improve the Manitowoc County Airport, located  
5 in Manitowoc County, Wisconsin and desires to make a PETITION FOR AIRPORT PROJECT to the  
6 Secretary of the Wisconsin Department of Transportation stating that:

7  
8 The airport should generally conform to the requirements for a General Aviation type airport  
9 as defined by the Federal Aviation Administration;

11 The character, extent, and kind of improvements desired under the project are to reconstruct the  
12 automobile parking lot, install security enhancements, construct an access road for navigational  
13 aids and equipment, snow removal equipment, and any necessary related work;

14  
15 The airport project is necessary to meet the existing and future needs of the airport;

16  
17 and

18  
19 WHEREAS, airport users have been consulted in formulating the proposed improvements; and

20  
21 WHEREAS, a public hearing was held prior to the filing of this petition in accordance with Wis. Stat.  
22 § 114.33(2), as amended, and a transcript of the hearing is transmitted with the petition; and

23  
24 WHEREAS, Manitowoc County is required by Wis. Stat. § 114.32(5) to designate the Secretary of the  
25 Wisconsin Department of Transportation as its agent to accept, receive, receipt for, and disburse any funds  
26 granted by the United States under the federal Airport and Airway Improvement Act and is authorized by law  
27 to designate the Secretary as its agent for other purposes;

28  
29 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that a  
30 petition for Federal or State aid, or both, in the following form is hereby approved:

31  
32 The petitioner, desiring to sponsor an airport development project with Federal and State Aid  
33 or State Aid only, in accordance with the applicable State and Federal laws, respectfully  
34 represents and states:

35  
36 1. That the airport, which it is desired to develop, should generally conform to the  
37 requirements for a General Aviation type airport as defined by the Federal Aviation  
38 Administration.

39  
40 2. That the character, extent, and kind of improvements desired under the project are  
41 as follows:

42  
43 reconstruct the automobile parking lot,  
44 install security enhancements,  
45 construct an access road for navigational aids and equipment,  
46 snow removal equipment, and  
47 any necessary related work;

48  
49 3. That the airport project, which your petitioner desires to sponsor, is necessary for  
50 the following reasons: to meet the existing and future needs of the airport;

51  
52 and

53  
54 BE IT FURTHER RESOLVED that it is recognized that the improvements petitioned for as listed will  
55 be funded individually or collectively as funds are available, with specific project costs to be approved as  
56 work is authorized, the proportionate cost of the airport development projects described above which are to  
57 be paid by Manitowoc County to the Secretary of the Wisconsin Department of Transportation (hereinafter  
58 referred to as the Secretary) to be held in trust for the purposes of the project; any unneeded and unspent  
59 balance after the project is completed is to be returned to Manitowoc County by the Secretary; Manitowoc  
60 County will, subject to available appropriations, make available any additional monies that may be found  
61 necessary, upon request of the Secretary, to complete the project as described above; the Secretary shall have  
62 the right to suspend or discontinue the project at any time additional monies are found to be necessary by the  
63 Secretary and Manitowoc County does not provide the same; and

65 BE IT FURTHER RESOLVED that the Secretary is hereby designated as Manitowoc County's agent  
66 and is requested to agree to act as such in matters relating to the airport development project described above;  
67 is hereby authorized as Manitowoc County's agent to make all arrangements for the development and final  
68 acceptance of the completed project whether by contract, agreement, force account, or otherwise and  
69 particularly to accept, receive, receipt for, and disburse federal monies or other monies, either public or  
70 private, for the acquisition, construction, improvement, maintenance and operation of the airport; to acquire  
71 property or interests in property by purchase, gift, lease, or eminent domain under Wis. Stats. Ch. 32; to  
72 supervise the work of any engineer, appraiser, negotiator, contractor, or other person employed by the  
73 Secretary; to execute any assurances or other documents required or requested by any agency of the federal  
74 government; and to comply with all federal and state laws, rules, and regulations relating to airport  
75 development projects; and

76  
77 BE IT FURTHER RESOLVED that Manitowoc County requests that the Secretary provide, pursuant  
78 to Wis. Stat. § 114.33(8)(a), that Manitowoc County may acquire certain parts of the required land or interests  
79 in land that the Secretary shall find necessary to complete the aforesaid project; and

80  
81 BE IT FURTHER RESOLVED that Manitowoc County agrees to maintain and operate the airport in  
82 accordance with the conditions established in Wis. Admin. Code Ch. Trans 55 or in accordance with any  
83 Airport Owner Assurances enumerated in any Federal Block Grant Agreement necessary to fund the proposed  
84 improvements; and

85  
86 BE IT FURTHER RESOLVED that the County Executive and the County Clerk are authorized to sign  
87 and execute any Agreement and Federal Block Grant Owner Assurances authorized by this Resolution and  
88 necessary to fund the proposed improvements.

Dated this 16th day of December 2003.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: No tax levy impact and, based on the funding mechanism, no budget modifications are required at this time. If the petition is successful, the county will be eligible for up to \$150,000 for equipment, materials, supplies, and reimbursements relating to the proposed improvements.

APPROVED: Dan Fischer, County Executive.

Human Services Board: Supervisor Hansen reported a need for overtime at the Job Center due to current unemployment needs in Manitowoc County. They will be meeting this week to discuss the Oaks placement with the possibility of not having to build a new facility.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported Family Living Educator Faye Malek held a workshop on obesity with an emphasis on nutritional diets and exercise. She reported 37 youth participated in a 4-H Forensics event that was a great success. Aging Resource Director Judy Rank and Health Care Center Administrator Michael Thomas met with Reedsville Manor residents to explain the Frozen Meal Program.

Supervisor Nate moved, seconded by Supervisor VanderBloomen, to adopt Resolution 5 (2003/2004-91) Amending 2003 Budget for Aging Resource Center. Upon vote, the motion carried unanimously.

No. 2003/2004-91

**RESOLUTION AMENDING 2003 BUDGET  
(AGING RESOURCE CENTER)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Bay Area Agency on Aging has changed the formula allocating USDA funds between  
2 the Agency and the Manitowoc County Aging Resource Center; and  
3

4 WHEREAS, the Natural Resources and Education Committee recommends that the County Board  
5 approve the following modifications to the 2003 Budget:  
6

7	Revenue or	Account		
8	Expense	Number		Amount
9				
10	Revenue	46475.43566.05	-	433
11	Expense	46475.52100	-	433
12				
13	Revenue	46100.43566.01	-	338
14	Expense	46100.52100	-	338
15				
16	Revenue	46250.43566.03	+	1,159
17	Expenses	46250.52505	+	1,159
18				
19	Revenue	46325.43566.12	+	307
20	Expenses	46325.52108	+	307
21				
22	Revenue	46430.43566.14	+	6,023
23	Expenses	46430.52999	+	6,023
24				

25 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
26 2003 Annual Budget is hereby amended by the amounts shown above and that the Comptroller/Auditor is  
27 hereby directed to record such information in the official books of the County for the year ending December  
28 31, 2003, as may be required.

Dated this 16th day of December 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenue and expenses by \$6,718.

APPROVED: Dan Fischer, County Executive.

Legislative Review Committee: Supervisor Dobbs reported they will be meeting in January.

Personnel Committee: Supervisor Vogt reported the Program Assistant position in the Emergency Management Department will become a non-union position. It will remain part time with no change in compensation. The Committee approved not filling a paver position in the Highway Department until 2005.

Supervisor Vogt moved, seconded by Supervisor Nate, to adopt Resolution 6 Increasing Regular Non-Represented Employee Compensation. Discussion followed.

Supervisor Brey moved, seconded by Supervisor Behnke, to table the Resolution until the Board can schedule a closed session to discuss personnel strategy, preferably next month. Upon vote, the motion carried with 17 ayes and 4 noes. Supervisors Barnes, VanderBloomen, Vogt, and Swade vote no; all others voted aye.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 7 (2003/2004-92) Amending Zoning Map for Mark Berge. Upon vote, the motion carried unanimously.

No. 2003/2004 - 92

**ORDINANCE AMENDING ZONING MAP  
(Mark Berge)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Friday, November 7, 2003, at 10:00 a.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of  
5 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the NW ¼, NW ¼, Section 31, T19N-R22E, Town of Cato, commencing  
12 at the Center of said Section 31; thence northerly approximately 1200 feet to the north r/w of CTH JJ;  
13 thence southwesterly along the north r/w of CTH JJ approximately 1400 feet which is the point of real  
14 beginning; thence northerly approximately 210 feet; thence westerly approximately 210 feet; thence  
15 southerly approximately 210 feet; thence easterly along the north r/w of CTH JJ approximately 210  
16 feet to the point of beginning, said parcel containing approximately 1.0 acres of land, shall be and is  
17 hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 16th day of December 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench reported Nancy Crowley updated the Committee on the PSJS operation. She reported squad car bids were opened with Ewald being the lowest bidder at \$125,727 for seven cars. They also approved the change in the part time Program Assistant position within the office of Emergency Management from union to non-union.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 8 (2003/2004-93) Authorizing Out-Of-State Travel for Richard Sieracki. Upon vote, the motion carried with 20 ayes and 1 no. Supervisor Graunke voted no; all others voted aye.

No. 2003/2004 - 93

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Richard Sieracki)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, school safety has become a primary concern and law enforcement officers have been  
2 placed in schools to promote safety and safe school environments; and  
3

4 WHEREAS, the National Center for Missing and Exploited Children offers a School Resource Officer  
5 Leadership Program to provide the skills necessary to develop and implement safe school plans and critical  
6 incident planning and to address school security and legal issues; and  
7

8 WHEREAS, this operational level course is designed to provide advanced training with a focus on  
9 working with the schools in the community to develop the best practices and to enhance the role of the school  
10 liaison officer within the schools; and  
11

12 WHEREAS, this training program is sponsored by the National Center for Missing and Exploited  
13 Children, in cooperation with Fox Valley Technical College, and 100% of the cost of tuition, student  
14 materials, instructional costs, transportation, and lodging is provided;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
17 Deputy Richard Sieracki to attend the School Resource Officer Leadership Program from February 23-27,  
18 2004, in Knoxville, Tennessee.

Dated this 16th day of December 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Total cost for training, transportation, and lodging is estimated at \$1,100 and will be paid by The National Center for Missing and Exploited Children.

APPROVED: Dan Fischer, County Executive.

Public Works Committee: Supervisor Sloan reported they will be meeting in January.

Miscellaneous: Supervisor Behnke moved, seconded by Supervisor Hansen, to adopt Resolution 9 (2003/2004-94) Approving Town of Newton Zoning Ordinance for Sylvester Barbeau, Jr. Upon vote, the motion carried unanimously.

No. 2003/2004 - 94

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE  
(Sylvester Barbeau, Jr.)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Newton has adopted a new zoning ordinance in accordance with Wis. Stat.  
2 § 60.62; and  
3

4 WHEREAS, the Town of Newton has submitted the new zoning ordinance to the Manitowoc County  
5 Board of Supervisors for approval; and  
6

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances in counties which have  
8 adopted a zoning ordinance under Wis. Stat. § 59.69 shall be subject to the approval of the County  
9 Board;  
10

11 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that  
12 it approves the Town of Newton zoning ordinance which was adopted by the Town Board of the  
13 Town of Newton on November 19, 2003, for Sylvester Barbeau, Jr.

Dated this 16th day of December 2003.

Respectfully submitted by Supervisor Kevin Behnke.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Markwardt moved, seconded by Supervisor Brey, to adopt Resolution 10 (2003/2004-95) On the Passing of Joseph P. Gagnon. Upon vote, the motion carried unanimously.

No. 2003/2004 - 95

**RESOLUTION ON THE PASSING OF JOSEPH P. GAGNON**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Joseph P. Gagnon passed away on Monday, December 8, 2003, at the age of 85; and  
2

3 WHEREAS, Joseph P. Gagnon was born in Two Rivers on April 16, 1918, and graduated from  
4 Washington High School; served in the U.S. Army Ordinance Division from 1942 to 1945; was employed  
5 at Kelvinator Commercial Products for 33 years and retired in 1982; was a member of Two Rivers American  
6 Legion Post #164, International Association of Machinists #2064, Catholic Knights Branch #15, and Two  
7 Rivers Senior Citizens; and  
8

9 WHEREAS, Joseph P. Gagnon was very active in local and county government; served on the Two  
10 Rivers City Council from 1967 to 1978; served on the Manitowoc County Board of Supervisors from 1978  
11 to 1992 and served on the Chairperson's Advisory Committee, Emergency Government Committee,  
12 Legislation Study Committee, Manitowoc County Community Board, Manitowoc County Unified Health  
13 Board, Personnel Committee, Public Property Committee, and Social Services, Veterans Service, and Health  
14 Committee; and  
15

16 WHEREAS, Joseph P. Gagnon was a strong leader who contributed many hours to improving the  
17 quality of life within the area, provided citizens with leadership, and his door was always open to those who  
18 needed guidance; and  
19

20 WHEREAS, the Manitowoc County Board of Supervisors shares in the loss with Joseph P. Gagnon's  
21 family and friends;  
22

23           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
24 commemorates the life of Joseph P. Gagnon and expresses its condolences to his wife and family. A copy  
25 of this resolution shall be provided to Joseph P. Gagnon's wife.

Dated this 16th day of December 2003.

Respectfully submitted by the Manitowoc County Board of Supervisors.

APPROVED:           Dan Fischer, County Executive.

Supervisor Behnke moved to adjourn. Supervisor Graunke seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:52 p.m.

Respectfully submitted,

Char Peterson  
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

January 20, 2004

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 20th day of January, 2004, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:06 P.M.

The invocation was given by Supervisor Paul Hansen and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present; Barnes, Behnke, Brey, Bundy, Dobbs, Geimer, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vander Bloomen, Vogt and Wagner. Supervisor Dufek was excused.

On motion by Supervisor Behnke, seconded by Supervisor Rasmussen, the December 16, 2003 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Brey moved, seconded by Supervisor Vogt, to adopt the agenda, as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt presented a Certificate of Appreciation to retiring Manitowoc County Employee James Olm for thirty-one years of devoted service in the Sheriff's Department. James Olm thanked supervisors for the recognition.

Chairperson Markwardt declared public input open at 7:10 p.m.

Bob Varley, Director of State and Local Affairs, for Dominion Resources, Inc., gave an overview of the pending purchase of the Kewaunee Nuclear Power Plant. He discussed the employment side, the rate pay that locks in a fixed price for Alliant Energy and WPS until 2013, and the benefit to the community. He answered supervisors' questions.

Chairperson Markwardt declared public input closed at 7:22 p.m.

UNFINISHED BUSINESS, INCLUDING ANY MOTIONS TO RECONSIDER ACTIONS TAKEN AT THE LAST MEETING.

Supervisor Swade moved, seconded by Supervisor Hansen, to take the Resolution Increasing Regular Non-Represented Employee Compensation from the table. Upon vote, the motion carried unanimously.

Supervisor Vogt moved, seconded by Supervisor Swade, to adopt Resolution (2003/2004-96) Increasing Regular Non-Represented Employee Compensation. Upon vote, the motion carried unanimously.

No. 2003/2004 - 96

**RESOLUTION INCREASING REGULAR  
NON-REPRESENTED EMPLOYEE COMPENSATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors has adopted a compensation plan for non-  
2 represented employees in order to compensate these employees in a fair and equitable manner; and

3 WHEREAS, all non-represented employees receive annual performance evaluations to ensure that  
4 they are fulfilling the essential functions of the positions they hold; and

5  
6 WHEREAS, the cost of providing health insurance to the county's employees will increase by 9.5%  
7 effective January 1, 2004; and

8  
9 WHEREAS, non-represented employee contributions toward health insurance have been increased  
10 from 5% to 10% effective January 1, 2004; and

11  
12 WHEREAS, the changes in non-represented employee health insurance contributions will double the  
13 amount of a non-represented employee's 2004 contribution for a family plan from \$755.28 to \$1,510.56,  
14 and will more than double the amount of a non-represented employee's 2004 contribution for a  
15 single plan from \$301.68 to \$603.60; and

16  
17 WHEREAS, the combined effect of increased health insurance costs and increased employee  
18 contributions means that the amount of a non-represented employee's contribution for a family plan will  
19 go from \$690 in 2003 to \$1,510.56 in 2004, for a total increase of \$820.56; and

20  
21 WHEREAS, the combined effect of increased health insurance costs and increased employee  
22 contributions means that the amount of a non-represented employee's contribution for a single plan will  
23 go from \$276 in 2003 to \$603.60 in 2004, for a total increase of \$327.60; and

24  
25 WHEREAS, based on the average cost of health insurance plans, current enrollment, plan selection,  
26 and increased non-represented employee health insurance contributions; the county's health insurance  
27 expenses will be reduced by approximately \$57,310 in 2004; and

28  
29 WHEREAS, a wage increase of 3.0%, associated FICA and WRS costs, and changes in non-  
30 represented employee health insurance contributions have been incorporated into the 2004 budget;

31  
32 NOW, THEREFORE, BE IT RESOLVED that the non-represented wage schedule is increased  
33 across-the-board by 3.0% effective January 1, 2004; and

34  
35 BE IT FURTHER RESOLVED that non-represented positions listed on the attached sheets shall  
36 receive the 3.0% across-the-board wage increase effective January 1, 2004; and

37  
38 BE IT FURTHER RESOLVED that those employees still serving their probationary period on  
39 January 1, 2004, shall be receive the 3.0% across-the-board increase effective upon the successful completion  
40 of their probationary period.

Dated this 20th day of January 2004.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:	Wages	\$180,997.50
	FICA	\$ 13,846.25
	WRS	\$ 19,545.17
	<u>Health Insurance</u>	<u>(\$ 57,310.00)</u>
	Total	\$157,078.92

APPROVED: Dan Fischer, County Executive.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS.

Coordinator of the Division of Emergency Services Nancy Crowley presented a report regarding the effectiveness of the Public Safety Joint Services (PSJS) Center operations. During the last four months, she collected information in an attempt to assess where we want to be with PSJS. She defined issues that need to be addressed with recommended actions to correct the problems regarding staffing, training, and the organizational structure. She discussed the proposed 2004 Joint Dispatch Agreement and stated there are no concerns that cannot be resolved. She answered supervisors' questions.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Supervisor Ricky Sloan and alternate Supervisor Ed Rappe to the Local Emergency Planning Committee for two year terms expiring December 2005. Supervisor Rasmussen moved, seconded by Supervisor Henrickson, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointment of Paul Herrmann to the Solid Waste Management System Advisory Committee to complete Paul Ertel's term expiring July 2004. Supervisor Mueller moved, seconded by Supervisor Skubal, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Michelle Bowman, Susan Hart, Connie Hendries, and Kathy Zucchi to the Wisconsin Works Steering Committee for three year terms expiring December 31, 2006. Supervisor Lambert moved, seconded by Supervisor Henrickson, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Patricia Kolstad, Sister Sean Marie Tobin, Carol Mertens, and Supervisor Robert Rasmussen to the Commission on Aging for three year terms expiring February 2007. Supervisor Nate moved, seconded by Supervisor Geimer, to approve the appointments. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported it is a full time job to try keeping everyone healthy in Manitowoc County.

Executive Committee: Chairperson Markwardt reported he and Supervisor Vogt attended a WCA Steering Committee meeting where they discussed several pieces of legislation that will be forwarded to the Legislative Review Committee.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2003/2004-97) Approving Participation in Wisconsin Community Development Block Grant Program for Economic Development. Supervisor Brey explained the county's portion of the grant award would establish a loan loss reserve for the Burger Boat Company's project. Manitowoc County will receive any portion of the loan loss reserve account remaining after five years to capitalize its Revolving Loan Fund Program. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-97

**RESOLUTION APPROVING PARTICIPATION IN WISCONSIN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR ECONOMIC DEVELOPMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS.

1 WHEREAS, Federal monies are available under the Wisconsin Community Development Block Grant  
2 program for economic development which is administered by the State of Wisconsin, Department of  
3 Commerce; and

4  
5 WHEREAS, the Department of Commerce is prepared to invest \$2,100,000 in the expansion of the  
6 Burger Boat Company in the City of Manitowoc, County of Manitowoc, Wisconsin; and

7  
8 WHEREAS, the Department of Commerce is prepared to award the City of Manitowoc a \$1,100,00  
9 grant for a loan to the Burger Boat Company and to support a \$5,700,000 investment in the expansion of the  
10 Burger Boat Company's facilities in the City of Manitowoc; and

11  
12 WHEREAS, the Department of Commerce is prepared to award the County of Manitowoc a  
13 \$1,000,000 grant for a loan to the Burger Boat Company and to support a \$5,700,000 investment in the  
14 expansion of the Burger Boat Company's facilities in the City of Manitowoc; and

15  
16 WHEREAS, the City's portion of the grant award would be provided as a loan to the company for the  
17 purchase of machinery and equipment; and

18  
19 WHEREAS, the County's portion of the grant award would be provided to establish a loan loss reserve  
20 account for the Burger Boat Company's project; and

21  
22 WHEREAS, any portion of the loan loss reserve account remaining after a five-year term shall be paid  
23 to the County of Manitowoc to capitalize its revolving loan fund program; and

24  
25 WHEREAS, the City of Manitowoc will file applications on behalf of the City and County of  
26 Manitowoc for \$2,100,000, representing both the City and County portions of the project financing, to  
27 simplify the administration of the grant in its entirety; and

28  
29 WHEREAS, it is necessary that the County Board approve the preparation and filing of an application  
30 by the City of Manitowoc on behalf of the County of Manitowoc to receive funds from this program; and

31  
32 WHEREAS, the County Board has reviewed the need for the proposed project and the benefits to be  
33 gained;

34  
35 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
36 grants authority to the County Comptroller and the City Planner to take the necessary steps to prepare and  
37 file the appropriate applications for funds under the Wisconsin Community Development Block Grant  
38 program for economic development in accordance with this resolution; and

39  
40 BE IT FURTHER RESOLVED that the County Board authorizes the County Comptroller and the City  
41 Planner to serve as the agents for the County responsible to implement any and all facets of the grants, to  
42 negotiate the terms and conditions of a grant contract with the State and City, negotiate and finalize the terms  
43 and conditions of loan and collateral documents related to the grant with the company and all other relevant  
44 parties, to enter into agreements for the delivery of services related to the grant, and to disburse monies  
45 necessary to implement the grant; and

46  
47 BE IT FURTHER RESOLVED that the County Board authorizes the County Executive and other  
48 County Officials as may be necessary to act on behalf of the County of Manitowoc to submit an application  
49 to the State of Wisconsin, Department of Commerce for such financial aid as may be available; to sign all  
50 application, contract, and loan documents; and to take any and all steps necessary to undertake, direct, and  
51 complete the approved project.

Dated this 20th day of January 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 2 (2003/2004-98) Authorizing Budget Transfer (Viebahn Tower). Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 98

**RESOLUTION AUTHORIZING BUDGET TRANSFER**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, it has been determined that responsibility for the Viebahn Tower should be transferred  
2 from the Emergency Management Department to the Sheriff's Department; and  
3

4 WHEREAS, in order to carry out this change in responsibility, it is necessary that the funds allocated  
5 to the Emergency Management Department for the Viebahn Tower be transferred to the Sheriff's Department;  
6

7 NOW, THEREFORE, BE IT RESOLVED that \$2,500 is transferred from the Emergency  
8 Management budget, account 25000.52417, to the Sheriff's Department budget, account 21200.52415, to  
9 cover costs associated with the Viebahn Tower and that the Comptroller/Auditor is hereby directed to record  
10 such information in the official books of the County for the year ending December 31, 2004, as may be  
11 required.

Dated this 20th day of January 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. Emergency Management budget is reduced by \$2,500 and Sheriff's Department budget is increased by \$2,500.

APPROVED: Dan Fischer, County Executive.

Health Care Center Committee: Supervisor Behnke reported they have been working with Local 1288 union officials to develop an attendance policy at the Health Care Center and hope to soon resolve the attendance problems. He gave a handout to supervisors illustrating the absences and overtime over a three year period along with the December 2003 census at nursing homes in Manitowoc County. He reported the water problem is being rectified and they are working on an emergency evacuation plan for residents. He reported they have a \$500,000 surplus carryover from last year which is important for the many challenges facing them in 2004.

Highway Committee: Supervisor Lambert reported there are 46 pieces of equipment the Highway Department uses on the roads to cover major storms.

Human Services Board: Supervisor Hansen reported their meeting is on Thursday, January 22 and their 2003 budget looks good.

Supervisor Hansen moved, seconded by Supervisor Vogt, to enact Ordinance 3 (2003/2004-99) Amending Manitowoc County Code § 2.04(g) (Long Term Support Planning Committee). Upon discussion and vote, the motion carried unanimously.

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 2.04(g)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Long Term Support Planning Committee recommends that the number of members  
2 on the committee be reduced from 19 to 15; and  
3

4 WHEREAS, the Long Term Support Planning Committee recommends that the 15 members of the  
5 committee consist of the 11 members required by state law, plus four members who are interested in long  
6 term support issues;  
7

8 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as  
9 follows:  
10

11 Manitowoc County Code sec. 2.04(g) is hereby amended to read as follows:  
12

13 (g) Long-Term Support Planning Committee. Pursuant to Wis. Stat. § 46.27(4), there is hereby  
14 created a Long-Term Support Planning Committee. The Committee shall be comprised of ~~nineteen (19)~~  
15 appointed persons, 15 members who shall be appointed by the county executive and who shall include in their  
16 number the following representatives:  
17

18 1. ~~At least six (6)~~ Five persons receiving long-term support services, each of whom represents one  
19 of the following ~~disability~~ groups:  
20

- 21 a. Elderly persons;
- 22 b. Physically disabled persons;
- 23 c. Developmentally disabled persons;
- 24 d. Chronically mentally ill persons; and
- 25 e. Chemically dependent persons; ~~and~~
- 26 f. ~~Alzheimer's disease or other irreversible dementia.~~

27 2. ~~At least two (2) County elected officials.~~ Two elected county officials.  
28

29 3. One ~~(1)~~ representative from the County Health Department.  
30

31 4. Two ~~(2)~~ representatives from the Manitowoc County Human Services Department, one familiar  
32 with services to the mentally ill, developmentally disabled, or chemically dependent and the other familiar  
33 with income maintenance and social services to people in need of long-term support.  
34

35 5. One ~~(1)~~ representative of the Commission on Aging.  
36

37 6. ~~The Director of the Aging Resource Center.~~  
38

39 7. ~~The Administrator of the Manitowoc County Health Care Center.~~  
40

41 8. ~~The Discharge Planner of one (1) of Manitowoc County's hospitals.~~  
42  
43  
44  
45  
46  
47  
48

49 ~~9. Other public members~~ Four persons who have a demonstrated interest in long-term support issues;  
50 including a physician licensed to practice medicine in Wisconsin.

51  
52 ~~10. County Board members of the Long-Term Support Planning Committee shall be paid per diems~~  
53 ~~and mileage.~~

Dated this 20th day of January 2004.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported on January 1, Laurie Gehrke was named Department Director and will serve as the official spokesperson for the UWEX. Faye Malek is the UW-Extension Office Chair as of January 1, 2004, and will be the representative at WACEC meetings.

Supervisor Nate moved, seconded by Supervisor Rasmussen, to adopt Resolution 4 (2003/2004-100) Amending Specialized Transportation Assistance Program. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-100

**RESOLUTION AMENDING  
SPECIALIZED TRANSPORTATION ASSISTANCE PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Natural Resource & Education Committee recommends that Manitowoc County  
2 purchase two conventional buses for use in the Elderly and Disabled Transportation Program; and

3  
4 WHEREAS, the Wisconsin Department of Transportation (WISDOT) has advised the Aging  
5 Resource Center that two new conventional buses are now available as part of Section 5310 grant program  
6 cycle 27 and has offered these vehicles to Manitowoc County at a cost of \$12,462.40 each; and

7  
8 NOW, THEREFORE, BE IT RESOLVED that the Aging Resource Center Director is authorized to  
9 purchase two buses from WISDOT at a total cost not to exceed \$24,925 and to complete such paperwork as  
10 may be necessary; and

11  
12 BE IT FURTHER RESOLVED that the 2004 budget is amended by transferring \$4,850 from the  
13 Aging Resource Center Fund Balance to an appropriate expense item and that the Comptroller/Auditor is  
14 directed to record such information in the official books of the County for the year ending December 31,  
15 2004, as may be required.

Dated this 20th day of January 2004.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increase expenditures by \$4,850. Funds to be transferred from existing Fund Balance.

APPROVED: Dan Fischer, County Executive.

Supervisor Nate explained the concept of establishing a Discovery Farm in Manitowoc County. It will promote the economic viability of farms and one of the primary objectives will be to determine environmental impacts associated with farm management practices. Also, Supervisor Hansen reported a preliminary report on the e-coli beach testing will be announced on Monday.

Legislative Review Committee: Supervisor Dobbs reported they will be scheduling a meeting shortly to review items being forward to them. He noted we must be aggressive in creating an Economic Plan to return growth to our community.

Personnel Committee: Supervisor Vogt reported their next meeting will be February 10.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 5 (2003/2004-101) Amending Zoning Map for Susan Dirkman and Judy Novitski, Ordinance 6 (2003/2004-102) Amending Zoning Map for Doug Frisch, and Ordinance 7 (2003/2004-103) Amending zoning Map for Karl Pagels. Upon vote, the motion carried unanimously.

No. 2003/2004 - 101

**ORDINANCE AMENDING ZONING MAP  
(Susan Dirkman and Judy Novitski)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Friday, December 5, 2003, at 10:00 a.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the NW1/4, SE1/4, Section 25, T21N-R23E, Town of Gibson,  
12 commencing at the center of said Section 25; thence easterly approximately 950 feet to the east r/w  
13 of Princel Road which is the point of real beginning; thence continue easterly approximately 323 feet;  
14 thence southerly approximately 475 feet; thence westerly approximately 425 feet; thence  
15 northeasterly approximately 475 feet along the east r/w of Princel Road to the point of real beginning,  
16 said parcel containing approximately 4.11 acres of land, shall be and is hereby rezoned from A3  
17 Agriculture to A1 Agriculture.

Dated this January 20th day of January 2004.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 102

**ORDINANCE AMENDING ZONING MAP  
(Doug Frisch)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Friday, December 5, 2003, at 10:00 a.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the NW1/4, NW1/4, Section 1, T19N-R22E, Town of Cato, commencing  
12 at the NW Corner of said Section 1; thence southerly approximately 275 feet; thence easterly  
13 approximately 33 feet to the east r/w of Madson Road which is the point of real beginning; thence  
14 continue easterly approximately 550 feet; thence southerly approximately 750 feet; thence westerly  
15 approximately 550 feet; thence northerly approximately 750 feet along the east r/w of Madson Road  
16 to the point of real beginning, said parcel containing approximately 9.50 acres of land, shall be and  
17 is hereby rezoned from A3 Agriculture to A2 Agriculture.

Dated this 20th day of January 2004.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 103

**ORDINANCE AMENDING ZONING MAP  
(Karl Pagels)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Friday, December 5, 2003, at 10:00 a.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the SE1/4, NW1/4, Section 4, T19N-R24E, Town of Manitowoc,  
12 commencing at the center of Section 4; thence northerly approximately 555 feet; thence westerly  
13 approximately 375 feet which is the point of real beginning; thence continue westerly approximately  
14 350 feet; thence northerly approximately 350 feet; thence easterly approximately 350 feet; thence  
15 southerly approximately 350 feet to the point of real beginning, said parcel containing approximately  
16 2.80 acres of land, shall be and is hereby rezoned from A2 Agriculture to A1 Agriculture.

Dated this 20th day of January 2004.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 8 (2003/2004-104) Authorizing Out-Of-State Travel for Nancy H. Crowley. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Graunke voted no; all others voted aye.

No. 2003/2004-104

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(NANCY H. CROWLEY)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Nancy H. Crowley, Manitowoc County Emergency Management Director, has been  
2 invited to attend the 14th Annual National Radiological Emergency Preparedness Conference; and  
3

4 WHEREAS, this conference provides a forum for dialogue among individuals who are professionally  
5 involved in off-site radiological emergency preparedness programs; and  
6

7 WHEREAS, the Emergency Management Director acts as the county's primary emergency  
8 preparedness specialist and will benefit from a conference with programs that focus on important and timely  
9 issues of concern, such as the media, radiological health, radioactive waste, and current federal issues; and  
10

11 WHEREAS, all expenses (airfare, hotel, meals, and surface transportation) will be borne by the  
12 Nuclear Management Company;  
13

14 NOW, THEREFORE, BE IT RESOLVED that Nancy H. Crowley is hereby authorized to travel out-  
15 of-state to attend the National Radiological Emergency Preparedness Conference in Phoenix, Arizona, on  
16 May 3-6, 2004.

Dated this 20th day of January 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: None. Conference expenses will be fully reimbursed by the Nuclear Management Company.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 9 (2003/2004-105) Regarding Notice of Intent to Withdraw from Existing Public Safety Joint Services Agreement but Continue Providing Joint Dispatch Services. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-105

**RESOLUTION REGARDING NOTICE OF INTENT TO WITHDRAW  
FROM EXISTING PUBLIC SAFETY JOINT SERVICES AGREEMENT  
BUT CONTINUE PROVIDING  
JOINT DISPATCH SERVICES**

1 WHEREAS, Manitowoc County and the Cities of Kiel, Manitowoc, and Two Rivers entered into a  
2 Public Safety Joint Services Agreement in May 1994 in order to consolidate their emergency communications  
3 centers and to avoid the duplication of services, personnel, facilities, and equipment; and  
4

5 WHEREAS, the Agreement had an initial term of 10 years and provides for an automatic 5-year  
6 renewal unless a party gives written notice of its intention to withdraw from the Agreement prior to February  
7 3, 2004; and  
8

9 WHEREAS, Manitowoc County believes that joint dispatch is a vital public service and intends to  
10 continue operating a joint dispatch center, but has concluded that the existing Agreement needs to be revised  
11 to address funding, governance, operational, legal, policy, and structural issues that have been identified  
12 during the decade that PSJS has been in existence; and  
13

14 WHEREAS, Manitowoc County advised the PSJS Board in April 2002 that establishment of the  
15 office of county executive meant that the existing Agreement could not be renewed, that the role of the PSJS  
16 Board would change, and that the parties should work together to draft a new agreement in order to continue  
17 providing joint dispatch services; and  
18

19 WHEREAS, the county provided the PSJS Board with a draft agreement in November 2003; the  
20 County Executive, Coordinator of the Division of Emergency Services, Corporation Counsel, and other  
21 county officials met with the PSJS Board and representatives from the various public safety services to  
22 discuss the draft agreement; and the draft agreement has been revised to incorporate many of the suggestions  
23 that were made; and  
24

25 WHEREAS, a draft agreement has not been finalized because the PSJS Board has recently expressed  
26 a desire to retain a consultant to study staffing and organizational issues, technological needs, and the  
27 equitable allocation of the costs of providing joint dispatch services; and  
28

29 WHEREAS, the county cannot continue to provide joint dispatch services under the terms of the  
30 existing agreement, but is willing to provide services under a new agreement while the PSJS Board concludes  
31 its study;  
32

33 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors has  
34 determined that it intends to withdraw from the current Public Safety Joint Services Agreement when it  
35 expires, but intends to continue providing joint dispatch services under a new agreement; and  
36

37 BE IT FURTHER RESOLVED that the County Clerk shall provide a copy of this resolution to the  
38 PSJS Administrator and to each party to the existing Agreement.

Dated this 20th day of January 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Public Works Committee: Supervisor Sloan reported they are reviewing contracts the county has with vendors. He announced a Solid Waste Program will be implemented in February to accept electronic equipment.

Transportation Coordinating Committee: Supervisor Rappe reported they have fulfilled their obligation under Section 53.10 to purchase two busses. They are doing research on vehicle maintenance costs and also on the viability of transporting citizens in the rural areas to medically related appointments.

Miscellaneous: Supervisor Rappe announced the taping of a Manitowoc County Aging Resource Caregiver Class and interview with Aging Resource Director Judy Rank, which will be aired Wednesday on Public Television. He reported the Wisconsin Counties Magazine has an informative feature on super farms and land zoning that creates the awareness of the big work we have ahead of us.

Chairperson Markwardt recognized Burger Boat Vice President Jim Ruffolo. Mr. Ruffolo stated he appreciates the support of supervisors for their expansion project.

Chairperson Markwardt announced the next County Board meeting will be on Tuesday, February 24th due to the Presidential Preference Primary Election on February 17th.

Supervisor Brey moved to adjourn. Supervisor Rasmussen seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:29 p.m.

Respectfully submitted,

Char Peterson  
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

February 24, 2004

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 24th day of February, 2004, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:06 P.M.

The invocation was given by Supervisor Paul Hansen and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Chairperson Markwardt welcomed Supervisor Dufek back after a lengthy recuperation.

Roll call: 22 members present; Barnes, Behnke, Brey, Bundy, Dobbs, Dufek, Geimer, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Skubal, Swade, Vander Bloomen, and Vogt. Supervisors Schenian and Sloan were excused. Supervisor Wagner was absent.

On motion by Supervisor Brey, seconded by Supervisor Henrickson, the January 20, 2004 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Graunke moved, seconded by Supervisor Behnke, to adopt the agenda, as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared public input open at 7:10 p.m.

Lester Cherney, Town of Franklin, spoke in opposition to AB 868 creating a Siting Board to determine approval for large dairy farms in Wisconsin. He is disappointed the Towns Association and Wisconsin Counties Association are supporting it. Also, he is concerned local control would be lost with the present Bill and stated they need to establish the criteria and state standards first before moving ahead.

Ross Johnson, Town of Cooperstown Chair, spoke on the County Trunk "R" Road Rebuilding Project. He is working with the Highway Department to resolve an issue with the road being too narrow. The Town of Cooperstown wants to be involved in the plan to rebuild the rest of County Trunk "R" to County Trunk "Z". He spoke in support of the Bay-Lake Regional Planning Commission noting the Town has worked with them with positive results.

Frank Hlinak, Town of Gibson, attended the Senate Hearing on AB 868 and was surprised the Towns Association was supporting the bill. He is concerned about what will happen when you lose "home rule."

Ann Zelinski, Town of Gibson, attended the Senate Hearing on AB 868 and noted the bill says one thing and as one reads on, that is not the case. In her opinion, it is the County and Towns stay at home bill. She indicated the setting of standards should be a floor, not a ceiling. The appeal process is only for residents within a limit of two miles from the dairy farm. These are some of the issues she feels need to be addressed and amended.

Chairperson Markwardt declared public input closed at 7:24 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS.

Dan Fischer, County Executive, spoke on the "Taxpayer Bill of Rights" (TABOR) issue. This is a proposed constitutional amendment, based on a similar Colorado law, that would limit government spending and services at all levels of government within the State. This is a contentious issue since the law passed in

Colorado and will not be settled by the time the Legislature's session ends on March 11<sup>th</sup>. He assumes there will be a special session to take this up.

He also reported on AB 868 that creates a Livestock Facility Siting Review Board stating this bill sets the same standards for everyone across the state. There are many questions relating to this issue that need to be worked out.

Scott Gunderson, Dairy Agent, clarified that the Livestock Facility Siting Review Board will only come into play if someone appeals a decision. If someone is denied and they feel their rights have been infringed upon, they would appeal to this Board. Discussion followed.

County Executive Dan Fischer spoke on the benefits of the Bay Lakes Regional Planning Commission. Manitowoc County currently is not a member. Current membership includes all the county cities, villages, and one town. The majority of dues have been paid by these members for 2003. The annual dues for the entire county is \$22,598 with \$14,237 having been paid by the present membership. If Manitowoc County would like to join for the remainder of the year, it would cost \$8,361. Bay Lakes provides assistance with grants for planning, coastal management and water quality, economic development, public improvements, and transportation. If the County decides to continue membership next year, he would work on a shared, equitable dues arrangement with all of the municipalities. If the County decided not to be a member in 2005, we would need to notify Bay Lakes by June 30<sup>th</sup>.

Mike Demske, Planning and Park Director, stated Bay Lakes was formed 30 years ago. It is strictly advisory and a strong ally of the county. The Highway Department and Planning & Park Department requested Bay Lakes assistance with the Bike and Recreation Trail they are working on but the request was denied because the county is not a member. Bay Lakes is exceptional in writing grants. They assist with updating Farmland Preservation Plans and Smart Growth Plans. Their expertise would be advantageous to the County as we expand into the future.

#### COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported the Teen Pregnancy Group met yesterday and is making progress.

Finance Committee: Supervisor Brey reported he and Supervisor Behnke attended a WCA Annual Legislative Conference in Madison where they discussed the Taxpayer Bill of Rights (TABOR). A representative from Colorado spoke on how negative this has been for them. Supervisor Behnke stated it is a constitutional issue involving major changes for all units of governments. Supervisor Brey reported Representative Frank Lasee will speak on TABOR at the Finance Committee meeting on March 8 at the Office Complex. He invited all supervisors to attend.

Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2003/2004-106) Amending Sheriff's Department Budget. Upon vote, the motion carried unanimously.

No. 2003/2004 - 106

#### **RESOLUTION AMENDING SHERIFF'S DEPARTMENT BUDGET**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the State of Wisconsin has awarded a supplemental grant to the Sheriff's Department  
2 under the Federal Cops Methamphetamine/Ecstasy Initiative Grant in an amount not to exceed \$1,473; and  
3

4           WHEREAS, the Finance Committee recommends that the County Board amend the 2004 budget to  
5 allow for the increased revenue resulting from the supplemental grant and to authorize a corresponding  
6 increase in expenditures to purchase equipment under the grant;  
7

8 NOW, THEREFORE, BE IT RESOLVED that the 2004 Sheriff's Department budget is amended  
9 to increase revenues and expenditures by the amount of the grant received, not to exceed \$1,473, and that the  
10 Comptroller/Auditor is directed to record such information in the official books of the County for the year  
11 ending December 31, 2004, as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by equal amounts not to exceed \$1,473.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 2 (2003/2004-107) Amending 2004 Budget to Join Bay-Lake Regional Planning Commission. Martin Holden, Executive Director of Bay Lakes Regional Planning Commission, responded to supervisors questions explaining there is a charge for grant writing. The exception is the up front work they do on screening and writing the preauthorization grant at no charge. They do not apply for grants unless a request has been made to do so. They are advisory in nature and are there to work for the members. Upon discussion and vote, the motion carried with 21 ayes and 1 no. Supervisor Dufek voted no; all others voted aye.

No. 2003/2004-107

**RESOLUTION AMENDING 2004 BUDGET TO  
JOIN BAY-LAKE REGIONAL PLANNING COMMISSION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Bay-Lake Regional Planning Commission is the official area-wide planning agency for  
2 northeast Wisconsin and serves 185 units of government, including 8 counties, 17 cities, 39 villages, 120  
3 towns, and the Oneida Nation; and

4  
5 WHEREAS, Bay-Lake addresses area-wide concerns and has conducted regional studies focusing  
6 on the region's transportation network, population, economic structure, housing characteristics, natural  
7 resources, and land and water issues; and

8  
9 WHEREAS, Bay-Lake also addresses local issues and provides assistance, information, and technical  
10 services to local units of governments on a variety of matters, including comprehensive plans, economic  
11 development, grant writing, geographical information systems, land use, public improvements, and zoning  
12 ordinances; and

13  
14 WHEREAS, Manitowoc County has been the beneficiary of services provided by Bay-Lake, even  
15 though the county has not contributed to funding Bay-Lake; and

16  
17 WHEREAS, basic financial support for Bay-Lake is derived from a levy apportioned to member units  
18 based on their equalized valuation; and

19  
20 WHEREAS, all three cities, all nine villages, and the Town of Cooperstown are members of the Bay-  
21 Lake Regional Planning Commission and have paid their respective 2004 levies in an amount totaling  
22 \$14,237; and

23  
24 WHEREAS, the cost for Manitowoc County to become a member of Bay-Lake Regional Planning  
25 Commission for 2004 would be \$8,361 for the remainder of 2004; and

26 WHEREAS, the County Executive strongly recommends that the County join Bay-Lake and the  
27 Finance Committee believes that it is in the best interests of Manitowoc County to become a participating  
28 member, but also believes that the decision to do and to incur the costs of membership should be made by  
29 the County Board;

30  
31 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
32 authorizes the transfer of \$8,361 from the Contingent Fund to the appropriate account in order to allow  
33 Manitowoc County to become a member of Bay-Lake Regional Planning Commission for 2004; that the 2004  
34 Annual Budget is hereby amended by the amounts stated; and the Comptroller/Auditor is hereby directed to  
35 record such information in the official books of the County for the year ending December 31, 2004, as may  
36 be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Transfers \$8,361 from the Contingent Fund to an appropriate expense line.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 3 (2003/2004-108) Denying Claim of American Family Insurance (Breivogel). Upon vote, the motion carried unanimously.

No. 2003/2004-108

**RESOLUTION DENYING CLAIM  
OF AMERICAN FAMILY INSURANCE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, American Family Insurance filed a Claim dated December 23, 2003, on behalf of Peter  
2 Breivogel as the result of a boating accident on October 16, 2003; and

3  
4 WHEREAS, Manitowoc County provided a copy of the claim to its insurance carrier and the  
5 Corporation Counsel has reviewed the claim with the insurance carrier; and

6  
7 WHEREAS, the insurance carrier has investigated the claim and recommends that it be denied, and  
8 the Corporation Counsel concurs in the insurance carrier's recommendation; and

9  
10 WHEREAS, the Finance Committee has reviewed the matter with the Corporation Counsel and  
11 recommends that the claim be denied;

12  
13 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
14 claim is denied and that the Corporation Counsel and County Clerk are directed to provide such notice of the  
15 denial of the claim as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Nate, to adopt Resolution 4 (2003/2004-109) Denying Claim of American Family Insurance (LeClair). Upon vote, the motion carried unanimously.

No. 2003/2004-109

**RESOLUTION DENYING CLAIM  
OF AMERICAN FAMILY INSURANCE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, American Family Insurance filed a Claim dated December 8, 2003, on behalf of Allen  
2 and Lori LeClair as the result of an automobile accident on August 19, 2003, which involved Matthew  
3 LeClair, Erin Dembski, and Juan Rodriguez; and  
4

5 WHEREAS, Manitowoc County provided a copy of the claim to its insurance carrier and the  
6 Corporation Counsel has reviewed the claim with the insurance carrier; and  
7

8 WHEREAS, the insurance carrier has investigated the claim and recommends that it be denied, and  
9 the Corporation Counsel concurs in the insurance carrier's recommendation; and  
10

11 WHEREAS, the Finance Committee has reviewed the matter with the Corporation Counsel and  
12 recommends that the claim be denied;  
13

14 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
15 claim is denied and that the Corporation Counsel and County Clerk are directed to provide such notice of the  
16 denial of the claim as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Muench, to adopt Resolution 5 (2003/2004-110) Cancelling Certain Property Taxes (Grove Storage, LLC). Upon vote, the motion carried unanimously.

No. 2003/2004-110

**RESOLUTION CANCELLING CERTAIN PROPERTY TAXES  
(Grove Storage, LLC)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors previously authorized the cancellation of  
2 all but \$9,000 of the unpaid real estate property taxes and all of the interest and penalties on the outstanding  
3 unpaid real estate property taxes on the property formerly owned by Kasson Cheese Inc. USA ("Property"),  
4 subject to the performance of certain conditions by the owner of the Property, which included the  
5 environmental remediation of the Property; and  
6

7 WHEREAS, Grove Storage, LLC subsequently purchase the Property and has satisfied the Board's  
8 conditions by conducting an environmental remediation of the property; and  
9

10 WHEREAS, the Wisconsin Department of Natural Resources has issued a Final Case Closure notice  
11 stating that the site will be listed on the DNR Remediation and Redevelopment GIS Registry of Closed  
12 Remediation Sites;

13  
14 NOW THEREFORE BE IT RESOLVED that the Board of Supervisors does hereby cancel all but  
15 \$9,000 of the original unpaid real estate property taxes, plus all interest and penalties, on the Property; and  
16

17 BE IT FURTHER RESOLVED that the Treasurer and Comptroller/Auditor are hereby directed to  
18 record such information in the official books of the County as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Amends Treasurer's Budget by adding an expense write-off of \$61,817.65.

APPROVED: Dan Fischer, County Executive.

Health Care Center Committee: Supervisor Behnke reported the attendance policy they had been working on with the union has come to a halt. They received notification from the Union Representative that finalization of a policy will not happen. There financial situation this year is going to reflect this problem of absenteeism. He stated the Legislative Fiscal Bureau projects a medicaid deficit of \$400 million due to the average cost projected was higher than budgeted.

Highway Committee: Supervisor Lambert reported on the extensive snowfall this year. He reported the department is doing an excellent job closely monitoring overtime. They do the snow removal budget using an average of the past five years and will have to play it out as the weather dictates.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported the local PGA planning effort continues to move forward with committees developing strategies that will benefit Manitowoc County. She invited supervisors to contact Laurie Gehrke if they are interested in participating on a committee.

Supervisor Nate moved, seconded by Supervisor Skubal, to adopt Resolution 6 (2003/2004-111) Amending 2003 Budget (Aging Resource Center). Upon discussion and vote, the motion carried unanimously

No. 2003/2004 - 111

**RESOLUTION AMENDING 2003 BUDGET  
(AGING RESOURCE CENTER)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Bay Area Agency on Aging has changed the formula allocating Federal and State  
2 funds between the Agency and the Manitowoc County Aging Resource Center; and  
3

4 WHEREAS, the Natural Resources and Education Committee recommends that the County Board  
5 approve the following modifications to the 2003 Budget:  
6

7	Revenue or	Account		
8	Expense	Number	Description	Amount
9				
10	Revenue	46300.43566.11	Elder Abuse Grant	469
11	Expense	46300.52999	Contracted Services	469

12	Revenue	46425.43566.08	Alzheimer Care Giver Program	5,500
13	Expense	46425.51200	Wages-Represented	3,642
14		46425.58100	Equipment	1,858
15				
16	Revenue	46430.43566.14	Family Care Giver Program	8,500
17	Expense	46430.52999	Contracted Services	2,181
18		46430.53005	Operating Supplies	1,250
19		46430.53055	Educational Supplies	1,250
20		46430.58100	Equipment	3,819
21				
22	Revenue	46450.43566.06	Specialized Transportation Grant	2,262
23	Expenses	46450.52505	Contracted Service-Transport	2,262
24				

25 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
 26 2003 Annual Budget is hereby amended by the amounts shown above and that the Comptroller/Auditor is  
 27 hereby directed to record such information in the official books of the County for the year ending December  
 28 31, 2003, as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenue and expenses by \$16,731.

APPROVED: Dan Fischer, County Executive..

Legislative Review Committee: Supervisor Dobbs stated the Committee will be bringing forth a resolution in March recommending the State Legislature include language in AJR 55 that would put an end to unfunded mandates. They also discussed ideas for a proposed referendum in Fall 2004 on the concealed carry law.

Personnel Committee: Supervisor Vogt moved, seconded by Supervisor Barnes, to adopt Resolution 7 (2003/2004-112) Recommending Passage of Assembly Bill 598/Senate Bill 286. Corporation Counsel Steve Rollins explained that the language in this bill would allow the municipal employer to subcontract services and it would be a permissive subject of bargaining and not subject to interest arbitration. This would help the County control the labor costs and budgets. Personnel Director Sharon Cornils stated that it is difficult to compare the private sector to public sector bargaining. Interest arbitration took away local control from the County Board. If you go to arbitration, it is the whole package and you risk losing. Upon discussion and vote, the motion carried with 19 ayes and 3 noes. Supervisors Hansen, Rappe, and Swade voted no; all others vote aye.

No. 2003/2004 - 112

**RESOLUTION RECOMMENDING PASSAGE  
 OF ASSEMBLY BILL 598/SENATE BILL 286**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors is responsible for seeing that services are  
 2 provided to the citizens of Manitowoc County in the most cost effective manner; and  
 3

4 WHEREAS, the ability to subcontract for services in appropriate circumstances is critical to the  
 5 County's ability to meet this responsibility; and  
 6

7 WHEREAS, Manitowoc County incurred significant legal fees during interest arbitration to  
8 successfully defend its subcontracting rights in the 2002-2003 AFSCME labor agreements, only to have  
9 AFSCME propose striking the language that gives Manitowoc County the right to subcontract from the 2004  
10 labor agreements; and

11  
12 WHEREAS, the effect of AFSCME's proposed change would be to limit the County's ability to  
13 subcontract in appropriate circumstances, to create impediments to the implementation of cost-saving actions,  
14 to divert personnel resources, and to increase legal costs; and

15  
16 WHEREAS, Assembly Bill 598/Senate Bill 286 would make subcontracting a permissive, rather than  
17 a mandatory, subject of bargaining and would relieve Manitowoc County of the burden having to repeatedly  
18 defend its right to subcontract;

19  
20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors expresses  
21 its support for the timely passage of Assembly Bill 598/Senate Bill 286; and

22  
23 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this  
24 resolution to the Governor of the State of Wisconsin, the President of the Wisconsin Senate, the Speaker of  
25 the Wisconsin Assembly, and each legislator in the Wisconsin Senate and Assembly who represents  
26 constituents from Manitowoc County.

Dated this 24th day of February 2004.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Adoption of this resolution does not, by itself, have a fiscal impact. Passage of AB  
598/SB 286 will preserve the county's ability to subcontract, creates the potential  
of significantly reducing costs, and will reduce legal fees paid to outside counsel.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Swade, to adopt Resolution 8 (2003/2004-113) Ratifying  
2004-2005 Collective Bargaining Agreement with Health Department Employees Represented by Local 5068.  
Upon vote, the motion carried unanimously.

No. 2003/2004-113

**RESOLUTION RATIFYING 2004-2005 COLLECTIVE BARGAINING AGREEMENT  
WITH HEALTH DEPARTMENT EMPLOYEES REPRESENTED BY LOCAL 5068**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Personnel Committee has negotiated a 2004-2005 collective bargaining agreement  
2 with the Health Department employees represented by Local 5068; and

3  
4 WHEREAS, a summary of the changes in hours, wages, and working conditions for the Health  
5 Department employees represented by Local 5068 is attached to this resolution;

6  
7 NOW, THEREFORE, BE IT RESOLVED that the collective bargaining agreement negotiated between  
8 the Personnel Committee and the Health Department employees represented by Local 5068 is ratified,  
9 confirmed, and approved with the pay schedules, benefits, and terms set forth; and

10  
11 BE IT FURTHER RESOLVED that if Manitowoc County voluntarily enters into a 2004-2005  
12 collective bargaining agreement with any other Local that does not require at least a 7% employee

13 contribution to health insurance in 2004 and at least a 10% employee contribution to health insurance in 2005  
14 that the collective bargaining agreement with Local 5068 will be amended to reflect the employee required  
15 contribution to health insurance required of that Local;

16  
17 BE IT FURTHER RESOLVED that the County Executive, Personnel Committee Chair, and Personnel  
18 Director are authorized to execute this agreement.

Dated this 24th day of February 2004.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:		<b>2004</b>	<b>2005</b>
	Wages	\$19,716	\$20,307
	FICA	\$ 1,508	\$ 1,553
	WRS	\$ 1,932	\$ 1,990
	<u>Health Insurance</u>	<u>(\$1,722)</u>	<u>(\$ 4,736)</u>
		\$21,434	\$19,114

APPROVED: Dan Fischer, County Executive.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to enact Ordinance 9 (2003/2004-114) Amending Zoning Map for David Hartwig. Upon vote, the motion carried unanimously.

No. 2003/2004 - 114

**ORDINANCE AMENDING ZONING MAP  
(David Hartwig)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Friday, January 23, 2004, at 10:00 a.m. at the Manitowoc  
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and  
3

4 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration  
5 of testimony at the hearing and an examination of the facts attendant with the petition, has recommended the  
6 petition be approved for the reasons stated in the report attached to this ordinance;  
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does ordain as  
9 follows:  
10

11 A parcel of land located in the SW1/4, SW1/4, Section 26, T21N-R23E, Town of Gibson,  
12 commencing at the SW Corner of said Section 26; thence northerly approximately 1000 feet which  
13 is the point of real beginning; thence continue northerly approximately 260 feet; thence easterly  
14 approximately 225 feet; thence southerly approximately 260 feet; thence westerly approximately 225  
15 feet to the point of real beginning, said parcel containing approximately 1.34 acres of land, shall be  
16 and is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 24th day of February 2004.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal reported the Utility Tax Association meeting was cancelled due to bad weather and has been rescheduled for May. He stated any utility that shuts down will receive a utility aid payment the first year and then every five years thereafter. AB 774 would change the formula again which would reduce the amount received.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 10 (2003/2004-115) Authorizing Weapons of Mass Destruction Exercise Grant Application. Discussion followed. Supervisor Dobbs requested Resolutions 10 through 15 be taken together and all supervisors were in agreement and included Resolution 11 (2003/2004-116) Authorizing State Homeland Security Grant Application, Resolution 12 (2003/2004-117) Accepting Grant Funds and Amending Budget (Emergency Management), Resolution 13 (2003/2004-118) Amending 2004 Budget (Emergency Management), Resolution 14 (2003/2004-119) Authorizing Grant Application and Amending 2004 Budget (Incident-Based Reporting System), and Resolution 15 (2003/2004-120) Authorizing Grant Application and Amending Budget (Fast ID Program). Upon vote, the motion carried unanimously.

No. 2003/2004-115

**RESOLUTION AUTHORIZING WEAPONS OF MASS  
DESTRUCTION EXERCISE GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Emergency Management is making a \$34,998 FY 2004-05 grant available  
2 to Manitowoc County for training to deal with biological, chemical, explosive, nuclear, and radiological  
3 events; and  
4

5 WHEREAS, this and any future grants will enhance the County’s capability to be prepared for  
6 potential acts of terrorism involving weapons of mass destruction;  
7

8 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
9 authorizes the Manitowoc County Emergency Management Department to apply for and accept such available  
10 funds as may be awarded; and  
11

12 BE IT FURTHER RESOLVED that the 2004 budget is hereby amended by the amounts of any grant  
13 funds awarded and that the Comptroller/Auditor is directed to record such information in the official books  
14 of the County for the year ending December 31, 2004, as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by up to \$34,998 in the 2004 Emergency Management budget. Unexpended funds will automatically be carried forward to the 2005 budget.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 116

**RESOLUTION AUTHORIZING STATE  
HOMELAND SECURITY GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Emergency Management and the Office of Justice Assistance are making  
2 a \$216,407 FY 2004 grant available to Manitowoc County for local jurisdiction equipment requests; and  
3

4 WHEREAS, this and any future grants will enhance the County's capability to be prepared for  
5 potential acts of terrorism involving weapons of mass destruction;  
6

7 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
8 authorizes the Manitowoc County Emergency Management Department to apply for and accept such available  
9 funds as may be awarded; and  
10

11 BE IT FURTHER RESOLVED that the 2004 budget is hereby amended by the amounts of any grant  
12 funds awarded and that the Comptroller/Auditor is directed to record such information in the official books  
13 of the County for the year ending December 31, 2004, as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by up to  
\$216,407 in the 2004 Emergency Management budget. Unexpended funds will  
automatically be carried forward to the 2005 budget.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 117

**RESOLUTION ACCEPTING GRANT FUNDS AND AMENDING BUDGET  
(Emergency Management)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the U.S. Department of Homeland Security and Wisconsin Emergency Management  
2 have awarded an additional \$3,670 to Manitowoc County under the FY 2004 Emergency Management  
3 Performance Grant; and  
4

5 WHEREAS, this grant provides reimbursement for salary, fringe benefits, and supplies for the county  
6 emergency management director and personnel directly supporting Plan of Work activities, and the additional  
7 revenue will decrease the tax levy dollars required to support Emergency Management;  
8

9 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
10 authorizes the Manitowoc County Emergency Management Department to accept the additional funds  
11 awarded; and  
12

13 BE IT FURTHER RESOLVED that the 2004 budget is hereby amended by the amount of the grant  
14 award and that the Comptroller/Auditor is directed to record such information in the official books of the  
15 County for the year ending December 31, 2004, as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases Emergency Management revenues by \$3,670 and increases Contingent Fund by an equal amount.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004 - 118

**RESOLUTION AMENDING 2004 BUDGET  
(Emergency Management)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, events occur after the adoption of the Annual Budget that affect various program  
2 activities and their appropriations for a given budget year; and

3  
4 WHEREAS, the 2004 budget authorized revenues and expenditures of \$73,424 for Emergency  
5 Management Nuclear Preparedness; and

6  
7 WHEREAS, an additional \$14,576 in non-tax levy funds have become available for the 2004  
8 Emergency Management Nuclear Preparedness program;

9  
10 BE IT FURTHER RESOLVED that the Emergency Management 2004 budget for Nuclear  
11 Preparedness Activities is hereby amended to include an additional \$14,576 in revenues and expenditures and  
12 that the Comptroller/Auditor is directed to record such information in the official books of the County for the  
13 year ending December 31, 2004, as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses in the 2004  
Emergency Management budget by \$14,576.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004-119

**RESOLUTION AUTHORIZING GRANT APPLICATION  
AND AMENDING 2004 BUDGET**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County is participating in the creation of a joint law enforcement automated  
2 Records Management System (RMS) using a Uniform Crime Reporting (UCR) protocol that will be shared  
3 by the Manitowoc County Sheriff's Department, Manitowoc Police Department, Two Rivers Police  
4 Department, and Kiel Police Department; and

5  
6 WHEREAS, the State of Wisconsin recently announced that all crime reports will be required to be  
7 filed using an Incident-Based Reporting (IBR) System within the next two years and has announced that grant  
8 funds are available for pilot projects to implement IBR systems; and

9  
10 WHEREAS, the Manitowoc joint RMS project qualifies for grants and sub-grants totaling up to  
11 \$75,000 under the Edward Byrne Law Enforcement Memorial Program to fund software, equipment,

12 consultant, contractual, and personnel costs necessary to implement the Incident-Based Reporting System;  
13 and  
14

15 WHEREAS, it is more efficient to bring the Manitowoc joint RMS project on-line under the IBR  
16 System, rather than to implement the UCR protocol and then convert to the IBR System; and  
17

18 WHEREAS, the pilot program would require a 10% local match that could be satisfied using funds  
19 already budgeted for the joint RMS project, while the cost of conversion would require 100% local funding;  
20

21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
22 authorizes the County Executive and such other county officials as the County Executive may deem necessary  
23 to apply for and accept up to \$75,000 in grant funding to implement the Incident-Based Reporting System;  
24 and  
25

26 BE IT FURTHER RESOLVED that upon receipt of grant funds, the appropriate revenue and  
27 expenditure line items shall be amended by the amount of the funds received and the Comptroller/Auditor  
28 is directed to record such information in the official books of the County for the year ending December 31,  
29 2004, as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by equal amounts not to exceed \$75,000.

APPROVED: Dan Fischer, County Executive.

No. 2003/2004-120

**RESOLUTION AUTHORIZING GRANT APPLICATION  
AND AMENDING BUDGET (FAST ID PROGRAM)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Office of Justice Assistance recently notified the Sheriff's Department  
2 that 90% federal grant funds are available from the National Criminal History Record Improvement Program  
3 to purchase Fast ID fingerprint identification equipment that will provide for real-time identification of  
4 suspects, arrested persons, and prisoners; and  
5

6 WHEREAS, the grant will provide \$1,5883 in federal funds that must be matched by \$210 in local  
7 funds, and sufficient funds to provide the local match and cover any operating and maintenance costs for the  
8 Fast ID equipment are already in the budget;  
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
11 authorizes and ratifies an application by the County Executive, the Sheriff, and such other county officials  
12 as may be necessary for a Fast ID Grant in the amount of \$1,883, to be matched by \$210 from the existing  
13 Sheriff's Department budget; and  
14

15 BE IT FURTHER RESOLVED that upon receipt of grant funds, the appropriate revenue and  
16 expenditure line items shall be amended by the amount of the funds received and the Comptroller/Auditor  
17 is directed to record such information in the official books of the County for the year ending December 31,  
18 2004, as may be required.

Dated this 24th day of February 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increase revenues and expenditures by \$1883.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 16 (2003/2004-121) Authorizing Out-Of-State Travel for Joseph Keil. Upon vote, the motion carried with 21 ayes and 1 no. Supervisor Graunke voted no; all others voted aye.

No. 2003/2004 - 121

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(JOSEPH KEIL)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Institute of Police Technology and Management and the University of North Florida  
2 are sponsoring a training conference on drugs, alcohol, and impaired driving in Clearwater, Florida on July 13-15,  
3 2004; and  
4

5 WHEREAS, the Drug Recognition Expert (DRE) Program has been successful in training officers to  
6 detect and remove impaired drivers from our roadways, and DRE testimony has often proven effective when  
7 prosecuting the impaired driver; and  
8

9 WHEREAS, Deputy Joseph Keil has been trained and certified as a National Instructor Drug Recognition  
10 Expert and the Wisconsin Department of Transportation, Bureau of Transportation Safety will fund 100% of the  
11 cost of the training, transportation, lodging, and meals; and  
12

13 WHEREAS, the Drug Recognition Expert status held by Deputy Keil allows him to successfully train  
14 Sheriff's Department officers to detect and remove impaired drivers from our roadways;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
17 Deputy Joseph Keil to attend the 16th Annual Symposium on Alcohol and Drug Impaired Driving Enforcement  
18 in Clearwater, Florida on July 13-15, 2004.

Dated this 24th day of February 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Total estimated cost for registration, transportation, meals and lodging is \$1500 which will be paid by Wisconsin Department of Transportation.

APPROVED: Dan Fischer, County Executive.

Public Works Committee: Supervisor Dufek reported they will meet next Wednesday, March 3.

Miscellaneous: Supervisor Hansen moved, seconded by Supervisor Brey, to adopt Resolution 17 (2003/2004-122) Adding One Economic Support Worker Position and Amending Budget. Upon vote, the motion carried unanimously.

Supervisor Hansen reported the money received from the State for this position must be used for a County employee. It cannot be contracted and when the money is gone, the position is gone.

No. 2003/2004-122

**RESOLUTION ADDING ONE ECONOMIC SUPPORT WORKER  
POSITION AND AMENDING BUDGET**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, plant closures have resulted in the loss of hundreds of jobs in Manitowoc County that  
2 provided economic support to families; and  
3

4 WHEREAS, the steadily growing number of applications for Food Stamps, Medical Assistance, and W-2  
5 benefits has resulted in the Human Services Department's Economic Support Unit having one of the highest per  
6 worker caseloads in Wisconsin; and  
7

8 WHEREAS, caseloads are expected to increase further because the local economy has not improved and  
9 Unemployment Compensation for many laid off workers will soon expire; and  
10

11 WHEREAS, the increasing workload has resulted in reduced service to residents in need, has placed  
12 enormous stress on our Economic Support Workers, and could adversely affect our ability to meet stringent case  
13 accuracy standards set by the State; and  
14

15 WHEREAS, the Department of Health and Family Services has added \$47,568 to the 2004 Base  
16 Allocation for Income Maintenance Administration received by the Human Service Department; and  
17

18 WHEREAS, this additional funding cannot be claimed unless it is used for Economic Support purposes  
19 and is sufficient to add one Economic Support Worker;  
20

21 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the 2004  
22 budget for the Human Services Department is amended by increasing state Income Maintenance Administration  
23 revenue by \$47,568 and by increasing expenditures by an equal amount for the purpose of adding one Economic  
24 Support Worker; and  
25

26 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such  
27 information in the official books of the County for the year ending December 31, 2004, as may be required.

Dated this 24th day of February, 2004.

Respectfully submitted by the Human Services Board.

Respectfully submitted by the Finance Committee.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by \$47,568.

APPROVED: Dan Fischer, County Executive.

Other Business: Supervisor Rappe expressed the need for the Board to consider Communication #2 relating to a Resolution Supporting Federal Legislation to Strengthen the Buy American Act. He asked this be sent to the Legislative Review Committee.

Supervisor Dobbs requested the Union Representative be invited to speak at a future meeting. The request was sent to the Personnel Committee.

Supervisor Behnke moved to adjourn. Supervisor Rasmussen seconded, and the motion was adopted by acclamation. The meeting was adjourned at 9:06 p.m.

Respectfully submitted,

Char Peterson  
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

March 16, 2004

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 16th day of March, 2004, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:01 P.M.

The invocation was given by Supervisor Rick Henrickson and this was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 23 members present; Barnes, Behnke, Brey, Bundy, Dobbs, Dufek, Geimer, Graunke, Hansen, Henrickson, Kocourek, Lambert, Markwardt, Mueller, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vogt, & Wagner. Supervisor Muench was excused. Supervisor Vander Bloomen was absent.

On motion by Supervisor Barnes, seconded by Supervisor Henrickson, the February 24, 2004 meeting minutes were approved on a unanimous vote.

Chairperson Markwardt requested Resolution 14 be moved on the agenda to be the first item under XIV. Committee Reports. There was unanimous consent.

The County Clerk announced changes to the agenda. Supervisor Brey moved, seconded by Supervisor Behnke, to adopt the agenda, as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared public input open at 7:06 p.m.

Chairperson Markwardt read a Certificate of Appreciation that will be sent to JoAnn Herman who is retiring from the Manitowoc Health Care Center after nearly nineteen years of service.

Al Howarth, President of the Manitowoc Remote Control Club, gave a brief history of their group which fly model airplanes. They started on smaller sites and with increased membership have outgrown the present area. They are requesting to lease a site on Hillcrest Road from Manitowoc County. Their activities include Airport Days, sponsoring a Flight Education Day, and many fund raisers. This is one of the fastest growing hobbies in the United States. He answered supervisors' questions.

Robert Argall, secretary of the Valders Improvement Association, stated the association has been in place since the 1960's. They encouraged fourteen new businesses and factories in Valders. It has sixty-two stockholders and functions with volunteers. They are currently working on one expansion and in the process of completing another..

Kay Wallander, an employee at the Manitowoc Health Care Center, spoke in opposition to the possibility of outsourcing the Dietary Department at the Health Care Center. She is concerned the department may become a victim of the absenteeism problem and requested that there be no more outsourcing.

Don Goeke, Manitowoc, spoke on the proposed Economic Development Corporation. He feels the concept is long in coming, but is opposed to taxpayers being assessed through both city and county tax. The money should be raised by the county.

Barb McCredie, employee at the Manitowoc Health Care Center and President of Local 1288, spoke on the absenteeism problem and the possible outsourcing of the Dietary Department. She is concerned about the low moral and the discontent between management and employees. She requested there be no more outsourcing and indicated the union and management must work together.

Joseph Dvorak, Town of Kossuth, spoke on the proposed Denrock Trail. He owns a game farm and is concerned about safety with hunters shooting toward the trail. He noted this is a wildlife area that would be disturbed or eliminated with the proposed trail. If the trail would be used for snowmobiling, it would have to be guarded because of the twelve foot angled drop and it is difficult to walk the trail due to the large rock. He is concerned about the liability involved because fences have been eliminated in many areas and farmers with land on both sides of the track need to cross it. He also wished to thank outgoing supervisors for their years of service.

Michael Morgan, Nuclear Regulatory Commission Project Manager, invited everyone to a Public Meeting on March 31st at the Two Creeks Town Hall to discuss Point Beach Nuclear Plant's license renewal application. This will be one of three public meetings. The application requests a 20 year extension of the current 40 year license. He explained the current license expires in October, 2010 and the detailed review is a twenty-two month process. He answered supervisors' questions.

Bill Dam, Nuclear Regulatory Commission Environmental Project Manager, invited everyone to an environmental meeting being held the second week of June at the Two Creeks Town Hall with Dr. Paul Schuman of West Allis. The meeting will focus on the environmental aspects with input from citizens. They will notify supervisors with the definitive date for this meeting. Also, Jim Knorr, representing NMC and WE Energies, stated they are the joint operators of Point Beach and they generate approximately 23% of the power in the State.

Michael Morgan announced that anyone interested in following the progress of the license review can visit their web site at [www.nrc.gov](http://www.nrc.gov), and it is also available at the Two Rivers Library.

Chairperson Markwardt declared public input closed at 7:41 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Bernice Barta, Tricia Zimmerman, and Caroline King to the Long Term Support Planning Committee for three year terms expiring April 30, 2007. Supervisor Behnke moved, seconded by Supervisor Rappe, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Curtis W. Green, Shirley Fessler, Jamie Lee, and Donald Karman to the Transportation Coordinating Committee for three year terms expiring April, 2007. Supervisor Geimer moved, seconded by Supervisor Vogt, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's appointments of Brigid Bailly to complete Tom Wurm's term expiring December 31, 2006, and Eugenia Peterson to complete Yan Chertoua's term expiring December 31, 2004 on the Wisconsin Works Steering Committee. Supervisor Henrickson moved, seconded by Supervisor Graunke, to approve the appointments. Upon vote, the motion carried unanimously.

#### COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Public Works: Supervisor Dufek moved, seconded by Supervisor Sloan, to adopt Resolution 14 (2003/2004-123) Authorizing Lease with Manitwo Flyers Ltd. Public Works Director Jeff Beyer explained the payment in lieu of taxes is because the Coenen property was purchased as a prospective landfill site and as part of the agreement of siting the landfill site, they are to make payments to the Town of Two Rivers. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-123

#### **RESOLUTION AUTHORIZING LEASE WITH MANITWO FLYERS LTD.**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, Manitwo Flyers, Ltd. (Manitwo Flyers) is a Wisconsin nonstock, nonprofit corporation  
2 established to promote model building and flying in the Manitowoc County area, to aid national Academy of

3 Model Aeronautics activities, and to support the advancement of model aviation in all its phases; and  
4

5 WHEREAS, Manitwo Flyers is interested in developing, promoting, and operating a safe, easily  
6 accessible area for remote control models that could also be used for conventions, expositions, and other activities  
7 that would be consistent with its purpose and beneficial to the citizens of Manitowoc County and the public; and  
8

9 WHEREAS, Manitowoc County owns land that is suitable for a remote control recreational area and  
10 believes that the development of such an area would be of benefit to the citizens of Manitowoc County and the  
11 public; and  
12

13 WHEREAS, the Manitowoc County Public Works Committee has reviewed a proposed lease with  
14 Manitwo Flyers and recommends that the County Board approve the proposed lease;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
17 the County Executive and the County Clerk to sign the lease with Manitwo Flyers; and  
18

19 BE IT FURTHER RESOLVED that the Public Works Committee is authorized to negotiate and agree  
20 to such changes to the lease as may become necessary during the term of the lease to protect the interests of  
21 Manitowoc County.

Dated this 16th day of March 2004.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Board of Health: Supervisor Nate reported they are working on possible slogans for billboards and flyers for the  
“Teen Pregnancy Prevention Program.” She reported a survey indicated there were more deaths due to obesity  
than tobacco.

Executive Committee: Chairperson Markwardt reported he and Supervisor Sloan attended a Wisconsin Energies  
Hearing in Elkart Lake regarding future planning and interconnection of transmission lines.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 1  
(2003/2004-124) Authorizing, Designation, Carry-Over, and Reappropriation of Specified Funds 2003 to 2004.  
Upon vote, the motion carried unanimously.

No. 2003/2004-124

**RESOLUTION AUTHORIZING DESIGNATION, CARRY-OVER,  
AND REAPPROPRIATION OF SPECIFIED FUNDS FROM 2003 TO 2004**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, events occur after the adoption of the Annual Budget that affect various program activities  
2 and their appropriations for a given budget year; and  
3

4 WHEREAS, some of the programs, projects, and activities that were planned for the 2003 budget year  
5 did not take place, were not completed, or are on-going and must be carried-over into the next budget year; and  
6

7 WHEREAS, the Comptroller/Auditor has compiled a pre-audit list designating those programs, projects,  
8 activities, and funds that should be carried forward and reappropriated in the 2004 budget; and  
9

10 WHEREAS, the appropriate oversight committees and the Finance Committee have reviewed the  
11 requests and recommend that the designation, carry-over, and reappropriation requests be approved; and

12  
13 WHEREAS, Wisconsin statutes and county board rules require that the county board take official action  
14 to authorize the designation, carry-over, and reappropriation of funds, and sound financial practice requires that  
15 such carry-over designations be recorded in the official books of the County; and

16  
17 WHEREAS, any additional items or adjustments that may be required at the completion of the County's  
18 external audit will be brought to the County Board in a separate resolution at the conclusion of the field work of  
19 the external audit;

20  
21 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
22 following unreserved, designated funds are authorized to be carried over from the official books of the County  
23 for the year ended December 31, 2003, to the official books of the County for the year ending December 31, 2004;  
24 that the funds are reappropriated and may be expended as required; and that the 2004 Annual Budget shall be  
25 amended accordingly:

26	27	28	29	30
	Department	Activity	Account	Amount
28	U.W. Extension	Hispanic Financial Mgmt. Grant	100.34284	500.00
29	Planning and Parks	Conservation	100.34230	1,591.00
30	Veterans Service	Office Veterans Relief	100.34245	3,285.81
31	Public Works	Current Capital Projects	100.34248	23,000.00
32	Public Works	Motor Pool	100.34277	17,000.00
33	Public Works	Wetlands Mitigation Project	100.34291	259,793.22
34	Emergency Management	Hazmat Program	100.34280	134,867.69
35	Register of Deeds	Land Records Modernization	100.34270	203,636.81
36	Public Health	Public Health Services	100.34240	40,786.98
37	Airport	Airport	100.34222	21,518.81
38	Planning and Park	Mapping	100.34232	25,000.00
39	Planning and Park	Area Planning	100.34233	28,572.91
40	Information Systems	Systems Updates	100.34287	28,500.00
41	PSJS	New World System Project	100.34297	133,982.87
42	Health Care Center	Subsequent Years Budget	100.34210	1,876,816.00
43	Public Works	Subsequent Years Budget Special Assess.	100.34210	125,000.00

44  
45 and

46  
47 BE IT FURTHER RESOLVED that the following unreserved, designated funds are authorized to be  
48 carried over from the official books of the County for the year ended December 31, 2003, to the official books  
49 of the County for the year ending December 31, 2004; but that the funds may not be reappropriated or expended  
50 without further action by the County Board:

51	52	53	54	55
	Department	Activity	Account	Amount
53	Public Works	Future Capital Projects	100.34295	474,017.58

54  
55 and

56  
57 BE IT FURTHER RESOLVED that the the following grant and project funds are authorized to be carried  
58 over from the official books of the County for the year ended December 31, 2003, to the official books of the  
59 County for the year ending December 31, 2004; may be expended; and that the 2004 Annual Budget is amended  
60 as shown:

61	62	Department	Activity	Account	Category	Change	Amount
63	Emergency Mngmnt.	Homeland Security 1 - Equipment	25450.43520.17	Revenue	+	87,598.35	
64	Emergency Mngmnt.	Homeland Security 1 - Outlay	25450.58114	Expense	+	87,598.35	
65	Emergency Mngmnt.	Homeland Security 2 - Equipment	25450.43520.18	Revenue	+	169,345.77	
66	Emergency Mngmnt.	Homeland Security 2 - Outlay	25450.58115	Expense	+	169,345.77	
67	Planning and Park	Conservation Project State Aid	62000.43580.01	Revenue	+	1,591.00	
68	Planning and Park	Conservation Project Supplies	62000.53005	Expense	+	1,591.00	
69	Planning and Park	Land Purchase Grant - Outlay	52000.58250	Expense	+	37,549.00	
70	Planning and Park	Land Purchase Grant - State	52000.43582	Revenue	+	33,326.00	
71	Planning and Park	Land Purchase Grant - Donations	52000.48500	Revenue	+	4,223.00	
72	Planning and Park	Maribel Caves Project - State	52000.43570.08	Revenue	+	19,000.00	
73	Planning and Park	Maribel Caves Project - Donations	52000.48500	Revenue	+	20,000.00	
74	Planning and Park	Maribel Caves Project - Outlay	52000.58300	Expense	+	39,000.00	
75	Register of Deeds	Land Information Grant	17150.43510.04	Revenue	+	45,877.60	
76	Register of Deeds	Land Modernization	17150.52507	Expense	+	45,877.60	

77  
78 and  
79

80 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such  
81 information in the official books of the County for the year ended December 31, 2003, and for the year ending  
82 December 31, 2004, as may be required.

Dated this 16th day of March 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Carries over the amounts specified from the 2003 budget to the 2004 budget and amends the 2004 Annual Budget as stated.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 2 (2003/2004-125) Authorizing the Restatement of Various Activity, Revenue, and Expense Appropriations. Upon vote, the motion carried unanimously.

No. 2003/2004-125

**RESOLUTION AUTHORIZING THE RESTATEMENT OF  
VARIOUS ACTIVITY, REVENUE, AND EXPENSE APPROPRIATIONS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, events occur after the adoption of the Annual Budget that affect the various program  
2 activities and their appropriation for a given budget year; and  
3

4 WHEREAS, the Comptroller/Auditor has produced a pre-audit report showing the effect of those events  
5 on the various activities and their appropriations for 2003 and has identified certain adjustments that should be  
6 made to reconcile the Annual Budget; and  
7

8 WHEREAS, sound financial practice requires that such adjustments be recorded in the official books of  
9 the County; and

10 WHEREAS, the Finance Committee has reviewed the pre-audit adjustments shown below and  
 11 recommends that such adjustments be made to the County's official books; and  
 12

13 WHEREAS, Wisconsin statutes and County Board rules require that the County Board take official  
 14 action to authorize such adjustments; and  
 15

16 WHEREAS, any additional adjustments that may be needed at the completion of the County's external  
 17 audit will be brought to the County Board in a separate resolution;  
 18

19 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the  
 20 following changes to the activity, revenue, and expense appropriations and funds described are hereby approved:  
 21

22	Department	Activity	Account	Category	Change	Amount
23	Airport	Equipment Sale	35100.48300	Revenue	+	7,400
24	Airport	Maintenance/Repair	35100.53048	Expense	+	7,400
25	Clerk - Insurance	Building Insurance	19300.54128	Expense	+	4,280
26	Clerk - Insurance	Employee Bond Insurance	19300.54145	Expense	+	2,508
27	Clerk - Mail	Postage/Mailing	14210.53007	Expense	+	1,320
28	Clerk of Courts	Co. Ordinance Fines	12100.45203	Revenue	+	13,880
29	Clerk of Courts	Co. Share State Fines	12100.45205	Revenue	+	13,689
30	Clerk of Courts	GAL Reimbursement	12100.43510.02	Revenue	+	14,890
31	Clerk of Courts	Support Revenue	12100.43510.01	Revenue	+	5,400
32	Clerk of Courts	Wages	12100.51200	Expense	+	29,600
33	Contingent Fund	Contingent Fund	1.59990	Expense	-	24,500
34	District Attorney	Accrued Vacation	13100.51490	Expense	+	2,900
35	District Attorney	Office Supplies	13100.53001	Expense	+	2,000
36	District Attorney	Overtime	13100.51250	Expense	+	1,100
37	District Attorney	Process Fees	13100.52109	Expense	+	3,000
38	District Attorney	Wages	13100.51200	Expense	+	1,060
39	Public Health	Older Adult Dept. Charges	41100.47477	Revenue	+	1,463
40	Public Health	Cancer Control Accrued Vacation	41100.51490	Expense	+	1,463
41	Public Health	GPR Lead Grant	41130.43550.04	Revenue	+	1,800
42	Public Health	GPR Lead Wages	41130.51200	Expense	+	1,800
43	Public Health	Healthy Start Grant	41140.43550.05	Revenue	+	4,250
44	Public Health	Healthy Start Operating Supplies	41140.53005	Expense	+	4,250
45	Public Health	Jail Nursing Accrued Vacation	41180.51490	Expense	+	1,573
46	Public Health	Jail Nursing Dept. Charges	41180.47450	Revenue	+	1,573
47	Public Health	Older Adult Grant Revenue	41110.43550.95	Revenue	+	3,908
48	Public Health	Older Adult Wages	41110.51100	Expense	+	3,908
49	Public Health	Prenatal Care MA Revenue	41760.46521.20	Revenue	+	12,116
50	Public Health	Prenatal Care MA Wages	41760.51200	Expense	+	12,116
51	Public Health	Project Asst. Grant	41770.43550.35	Revenue	+	2,827
52	Public Health	Project Asst. Other Prof. Svcs.	41770.52309	Expense	+	2,827
53	Public Health	Safety Coalition Grant	41120.43550.02	Revenue	+	2,242
54	Public Health	Safety Coalition Operating Supplies	41120.53005	Expense	+	2,242
55	Public Health	Wis. Wins Advertising	41112.53619	Expense	+	560
56	Public Health	Wis. Wins Grant Revenue	41112.43550.26	Revenue	+	560
57	Public Property	Admin Accrued Vacation	16000.51490	Expense	+	150
58	Public Property	Jail Equip. Maintenance	16300.52405	Expense	-	14,000
59	Public Property	Jail Janitorial Supplies	16300.53045	Expense	-	5,286

	Department	Activity	Account	Category	Change	Amount
60	Public Property	Office Complex Gas	16200.52223	Expense	+	3,850
61	Public Property	Other Bldg. Contracted Svcs.	16800.52999	Expense	+	3,350
62	Public Property	PHS Building Contracted Svcs.	16700.52999	Expense	+	5,716
63	Public Property	University Center Elevator	16400.58225	Expense	+	6,220
64	Sheriff	Admin Commercial Travel	21000.53040	Expense	+	4,000
65	Sheriff	Admin Extra Hire Wages	21000.51450	Expense	+	60,000
66	Sheriff	Admin Health Insurance	21000.51554	Expense	+	10,000
67	Sheriff	Admin Office Supplies	21000.53001	Expense	+	6,000
68	Sheriff	Admin Operating Supplies	21000.53005	Expense	+	20,000
69	Sheriff	Admin Telephone	21000.52225	Expense	+	4,500
70	Sheriff	Conf/Training/Registration	21100.53033	Expense	+	1,800
71	Sheriff	Jail Wages	27000.51200	Expense	+	10,500
72	Sheriff	Patrol Overtime	21200.51250	Expense	-	62,000
73	Sheriff	Patrol WI Retirement	21200.51552	Expense	-	14,000
74	Sheriff	Retiree Sick Buyback	27700.51800	Expense	-	14,500
75	Sheriff	Training Grant	21100.43520.01	Revenue	+	10,000
76	Veterans Service	Health Insurance	47000.51554	Expense	+	8,291

77  
78 and  
79

80 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such information in  
81 the official books of the County for the year ended December 31, 2003, as may be required.

Dated this 16th day of March 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. Increase net appropriated 2003 revenues and expenses by \$95,998.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 3 (2003/2004-126) Supporting Manitowoc County Economic Development Corporation. Tim Schneider, Andy Steimle, and Steve Shellman answered supervisors' questions. They reported the EDC will report annually to the County Board on its progress. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-126

**RESOLUTION SUPPORTING MANITOWOC COUNTY  
ECONOMIC DEVELOPMENT CORPORATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, national economic conditions and the loss of American manufacturing jobs to foreign  
2 countries have severely impacted the economies of Wisconsin and Manitowoc County; and  
3

4 WHEREAS, the Manitowoc-Two Rivers Area Chamber of Commerce, business leaders, and community  
5 representatives have responded to this economic challenge by creating the Vision 2011 Program, and area  
6 businesses and professionals have formed a Business Roundtable Group to address economic issues that are of  
7 mutual concern; and  
8

9 WHEREAS, the Business Roundtable Group and Vision 2011 have researched business retention and  
10 development programs in other communities in Wisconsin and other Midwestern states; and  
11

12 WHEREAS, the Business Roundtable Group and Vision 2011 have concluded that formation of an  
13 Economic Development Corporation dedicated to improving the local economy is a key component in the overall  
14 economic development strategy for Manitowoc County; and  
15

16 WHEREAS, the mission of the Economic Development Corporation would be to lead diversified  
17 economic and community development efforts in order to improve the long term prosperity of the business  
18 community and residents of Manitowoc County; and  
19

20 WHEREAS, the Economic Development Corporation's goals are to be a driving force behind the  
21 development and implementation of a county-wide strategic business plan; to assist in the diversification of the  
22 regional economic climate by helping expand and retain existing business and by attracting new businesses; and  
23 to play a key role in the formation of various financing mechanisms (e.g., loan pools and angel networks); and  
24

25 WHEREAS, most successful Economic Development Corporations are public-private partnerships that  
26 are governed by a board that represents both taxpayers and business owners and that are funded through both  
27 government and business contributions; and  
28

29 WHEREAS, a three-year plan has been developed for a Manitowoc County Economic Development  
30 Corporation that anticipates an annual budget of \$400,000 per year for professional staff, office expenses,  
31 promotional activities, and operating expenses; and  
32

33 WHEREAS, the Business Roundtable Group has proposed that the public and private sectors share  
34 equally in funding the Manitowoc County Economic Development Corporation; and  
35

36 WHEREAS, the annual cost to Manitowoc County and the Cities of Manitowoc and Two Rivers to fund  
37 50 percent of the Economic Development Corporation's operating budget for the first three years is \$2.41 per  
38 capita, for an annual total of \$87,300 from Manitowoc County, \$82,200 from the City of Manitowoc, and \$30,500  
39 from the City of Two Rivers;  
40

41 WHEREAS, the Finance Committee has carefully considered the proposed Economic Development  
42 Corporation, recognizes that economic development anywhere in Manitowoc County benefits all residents of the  
43 county, and strongly recommends that Manitowoc County actively participate in the proposed Economic  
44 Development Corporation;  
45

46 NOW, THEREFORE BE IT RESOLVED, that Manitowoc County hereby pledges its support for a  
47 Manitowoc County Economic Development Corporation by agreeing to provide \$87,300 in funding for each of  
48 the years 2004, 2005, and 2006, contingent upon similar three-year pledges from the Cities of Manitowoc and  
49 Two Rivers in the amounts stated above; each local unit of government having a voting member on the Economic  
50 Development Corporation's Board of Directors, with the county's representative being an elected member of the  
51 County Board appointed by the County Executive, confirmed by the County Board, and serving concurrent with  
52 his or her elective term; and the Economic Development Corporation securing commitments for the balance of  
53 its revenue needs for its first three years of operation from other sources, including private donations, grants, and  
54 program income; and  
55

56 BE IT FURTHER RESOLVED that the 2004 Annual Budget is amended by the amounts stated above  
57 and that the Comptroller/Auditor is hereby directed to record such information in the official books of the County  
58 for the year ending December 31, 2004, as may be required.

Dated this 16th day of March 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Funds totaling \$261,900 to be taken from Fund 405, Activity 77300 (Economic Development Capital Project Fund) and transferred to the appropriate line item. Funds remaining when the 2003 books are closed may be transferred to reimburse Fund 405 provided that the General Fund Undesignated reserve does not fall below 10%.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 4 (2003/2004-127) Authorizing Business Incubator Grant Application. County Executive Dan Fischer explained the grant would be a pass through from the County to the EDC who will conduct a feasibility study. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-127

**RESOLUTION AUTHORIZING  
BUSINESS INCUBATOR GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Commerce is making a \$10,000 FY 2004 Community-Based  
2 Economic Development Program grant available to conduct a Business Incubator feasibility study and provide  
3 technical assistance; and  
4

5 WHEREAS, creation of a Business Incubator will enhance the County's ability to attract new business  
6 and encourage entrepreneurial endeavors; and  
7

8 WHEREAS, the required matching funds for this grant will come from the Vision 2011 group, a  
9 collaborative effort of concerned citizens; and  
10

11 WHEREAS, money received as a result of this grant application will be turned over to an Economic  
12 Development Corporation that will be responsible for the feasibility study;  
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
15 the Manitowoc County Executive's Office to apply for and accept such available funds as may be awarded; and  
16

17 BE IT FURTHER RESOLVED that the 2004 budget is hereby amended by the amount of any grant  
18 funds awarded and that the Comptroller/Auditor is directed to record such information in the official books of the  
19 County for the year ending December 31, 2004, as may be required.

Dated this 16th day of March 2004.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact.

APPROVED: Dan Fischer, County Executive.

Health Care Center Committee: Supervisor Behnke reported 423 absentees for February which is the second highest number in the history of the Health Care Center. He stated the Committee approved sending a "Request for Proposal" out on outsourcing the Dietary Department. Administrator Michael Thomas reported at this time they are not looking at outsourcing but need to put out a "Request for Proposal" to have information available for the committee to look at in a few months if they cannot meet their budget numbers. He reported there was a \$50,000 deficit in January and February doesn't look much better. It was noted the Dietary Department streamlined from 21 FTE's to 16 FTE's and reduced hours. He answered supervisors' questions.

Highway Committee: Supervisor Lambert expressed appreciation for the assistance everyone has given to the Highway Committee. He commented on various projects during his tenure noting the rock quarry at the new Highway Department site is the ultimate in roadway aggregate.

Human Services Board: Supervisor Hansen reported they are still running a surplus for last year of \$600,000 because of additional revenues. Also, the creativeness of the staff has generated another source of revenue with crisis intervention.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate moved, seconded by Supervisor Hansen, to adopt Resolution 5 (2003/2004-128) Accepting Management Resource Grant. Upon vote, the motion carried unanimously.

No. 2003/2004 - 128

**RESOLUTION ACCEPTING MANAGEMENT RESOURCE GRANT  
(BOOMERANG CHARACTER EDUCATION PROGRAM)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, character education provides opportunities for safe, orderly, and positive learning  
2 environments; and  
3

4 WHEREAS, character education prepares youth to become positive, productive members of society; and  
5

6 WHEREAS, the Boomerang Character Education Program developed by Iowa State University  
7 Extension provides a model for teaching character education in elementary schools in Manitowoc County; and  
8

9 WHEREAS, high school students will be trained by Manitowoc County UW-Extension 4-H Youth  
10 Educator Kevin Palmer and Manitowoc County UW-Extension Family Living Educator Faye Malek to facilitate  
11 character education classes for 4th grade students as part of the Boomerang Character Education Program;  
12

13 WHEREAS, Manitowoc Public School District Interim Superintendent Steve Gibson has approved  
14 introduction of the Boomerang Program into at least one school in 2004, and there may be an opportunity to  
15 expand the program; and  
16

17 WHEREAS, the money necessary to purchase the Boomerang curriculum, to train high school students,  
18 and to cover additional expenses to begin the program is available through a UW-Extension Northeast District  
19 Resource Management Grant;  
20

21 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County UW-Extension Office is authorized  
22 to accept \$625 from the UW-Extension Northeast District Resource Management Grant to support initiation of  
23 the Boomerang Character Education Program; and  
24

25 BE IT FURTHER RESOLVED that the 2004 Budget is amended by the amount stated above and that  
26 the Comptroller/Auditor is directed to record such information in the official books of the County for the year  
27 ending December 31, 2004, as may be required.

Dated this 16th day of March 2004.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by \$625.

APPROVED: Dan Fischer, County Executive.

Legislative Review Committee: Supervisor Dobbs moved, seconded by Supervisor Henrickson, to adopt Resolution 6 Regarding 2003 Assembly Joint Resolution 55. Discussion followed. Supervisor Dobbs explained The Taxpayer Bill of Rights limits the amount of money the state can collect and spend. He said the legislature has done nothing to curtail spending and urged supervisor's to support the resolution.

Supervisor Geimer requested a friendly amendment be made to lines 42-44 to read: .....“the State must provide ‘full’ funding for any mandate that is imposed on local government.” and eliminating the rest of the sentence. Supervisor Dobbs consented to the amendment. Discussion followed.

Supervisor Hansen moved, seconded by Supervisor Brey, to table the resolution and bring it back next month. Upon discussion and vote, the motion carried with 20 ayes and 3 noes. Supervisors Swade, Dobbs, and Geimer voted no; all others voted aye.

Personnel Committee: Supervisor Vogt reported AB598 and SB286 passed both Houses and awaits the Governor's signature. If signed into law, this would remove a major roadblock in negotiations making subcontracting a permissive subject of bargaining. He also stated mediation has been filed for all AFSCME units. There is concern 2005 insurance costs will increase due to several recent major claims. He announced the Personnel Committee will be losing three members and thanked them for their years of service.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to adopt Resolution 7 (2003/2004-129) Supporting Interstate Highway 43 Corridor Plan. Upon discussion and vote, the motion carried unanimously.

2003/2004-129

## **RESOLUTION SUPPORTING INTERSTATE HIGHWAY 43 CORRIDOR PLAN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, Manitowoc County is located on Interstate Highway 43, which represents a significant  
2 public investment; and  
3

4 WHEREAS, I-43 combines high traffic volumes with controlled access to roadside properties and has  
5 a concentrated impact on commuting patterns, employment opportunities, land uses, property values, taxes, traffic  
6 on intersecting roads, and many other aspects of life in the communities located along the I-43 corridor; and  
7

8 WHEREAS, careful planning is required to maximize the economic benefits of the I-43 corridor, and  
9 coordinated planning can help to attract significant investment opportunities and long-term, high-paying jobs to  
10 Manitowoc County; and  
11

12 WHEREAS, the Interstate 43 Corridor Study Ad Hoc Steering Committee has proposed a study of the  
13 land uses and economic development potential at each of the 23 interchanges along the I-43 corridor in order to  
14 identify suitable agricultural, commercial, industrial, and recreational opportunities; provide guidance to local  
15 leaders; coordinate economic development; and promote sustainable economic growth in Manitowoc County and  
16 the region; and  
17

18 WHEREAS, funding from the Bay-Lake Regional Planning Commission and federal and state sources  
19 means that Phase I of the study can be completed at no direct cost to Manitowoc County;  
20

21 NOW, THEREFORE BE IT RESOLVED that Manitowoc County supports the Bay-Lake Regional  
22 Planning Commission's development of an Interstate 43 Highway Corridor Plan to provide guidance, coordinate  
23 economic development, and promote sustainable economic growth in Manitowoc County and the region along  
24 the I-43 corridor; and  
25

26 BE IT FURTHER RESOLVED that Manitowoc County will actively participate in development of the

27 plan by providing technical and policy review of its findings and by participating on a Policy Advisory Committee  
28 that will be formed to guide the plan's development.

Dated this 16th day of March 2004.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Rasmussen, to adopt Resolution 8 (2003/2004-130) Authorizing 2004-2005 Snowmobile Trail Program. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004 - 130

**RESOLUTION AUTHORIZING  
2004-05 SNOWMOBILE TRAIL PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has participated in the Wisconsin Snowmobile Aids Program for 31  
2 years by acquiring, developing, insuring, and maintaining county public snowmobile trails in accordance with  
3 Wisconsin Department of Natural Resources standards; and  
4

5 WHEREAS, the Wisconsin Snowmobile Aids Program provides reimbursement of funds spent on the  
6 acquisition, development, and maintenance of public snowmobile trail systems in eligible counties; and  
7

8 WHEREAS, Manitowoc County is eligible to participate in the Snowmobile Aids Program; the Planning  
9 and Park Commission recommends that the County Board approve a trail system map which provides for 235.5  
10 miles of trail; and the County Board has already budgeted \$55,275 to provide for 235.5 miles of trail;  
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves  
13 the trail system map as recommended by the Planning and Park Commission; and  
14

15 BE IT FURTHER RESOLVED that the Manitowoc County Planning and Park Commission is authorized  
16 to act on behalf of Manitowoc County in seeking state snowmobile aids for acquisition, development,  
17 maintenance, bridge rehabilitation, and insurance costs of the public snowmobile trail system; and  
18

19 BE IT FURTHER RESOLVED that the Planning and Park Director is authorized to sign documents and  
20 take the actions necessary to undertake, direct, and complete the 2004-05 Snowmobile Program; and  
21

22 BE IT FURTHER RESOLVED that upon completion of acquisition, development, and redevelopment  
23 of the snowmobile trails, the trails will be designated as public snowmobile trails; and  
24

25 BE IT FURTHER RESOLVED that Manitowoc County will, subject to the limit of appropriated funds,  
26 provide for adequate maintenance of the trails and facilities that have been funded through the Wisconsin  
27 Snowmobile Trail Program; comply with state and federal rules for the program; keep facilities open to the  
28 general public during reasonable hours; maintain the completed project in an attractive, inviting, and safe manner;  
29 and obtain written DNR approval before making any changes in the use of those trails and facilities.

Dated this 16th day of March 2004.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: \$55,275 is included in the approved 2004 budget. The State reimburses the County for funds spent on this program.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Sloan moved, seconded by Supervisor Henrickson, to adopt Resolution 9 (2003/2004-131) Authorizing Budget Transfer (PSJS). Upon vote, the motion carried unanimously.

No. 2003/2004 - 131

**RESOLUTION AUTHORIZING BUDGET TRANSFER (PSJS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, it has been determined that responsibility for the PSJS maintenance agreements should be  
2 transferred from the PSJS budget to the Sheriff's Department; and  
3

4 WHEREAS, in order to carry out this change in responsibility, it is necessary that funds allocated to PSJS  
5 for maintenance agreements be transferred to the Sheriff's Department;  
6

7 NOW, THEREFORE, BE IT RESOLVED that the 2004 budget is amended by transferring \$20,000 from  
8 PSJS account 21600.52405 to Sheriff's Department account 21200.52415; and  
9

10 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such  
11 information in the official books of the County for the year ending December 31, 2004, as may be required.

Dated this 16th day of March 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. PSJS budget is reduced by \$20,000 and Sheriff's Department budget is increased by \$20,000.

APPROVED: Dan Fischer, County Executive.

Supervisor Sloan moved, seconded by Supervisor Henrickson, to adopt Resolution 10 (2003/2004-132) Designating Public Safety Answering Point and Establishing Wireless 911 Group. Upon discussion and vote, the motion carried unanimously.

No. 2003/2004-132

**RESOLUTION DESIGNATING PUBLIC SAFETY ANSWERING POINT  
AND ESTABLISHING WIRELESS 911 GROUP**

1 WHEREAS, 2003 Wisconsin Act 48 provides for the implementation of a wireless 911 system in the  
2 State of Wisconsin and requires that the county adopt a resolution designating a Public Safety Answering Point  
3 (PSAP) in order to implement the federal wireless orders in FCC docket no. 94-102; and  
4

5 WHEREAS, Manitowoc County presently operates the Public Safety Joint Services Department (PSJS)  
6 as the primary dispatch center for all emergency and 911 dispatch functions for all public service agencies  
7 throughout Manitowoc County; and  
8

9 WHEREAS, Manitowoc County intends to continue providing joint dispatch services for all political  
10 jurisdictions within the county through its Joint Dispatch Center operating under a new Joint Dispatch Agreement;  
11 and

12 WHEREAS, the administrative rules implementing Act 48 are currently being drafted, and

13  
14 WHEREAS, each local government with a PSAP must apply for reimbursement of the cost of  
15 implementing and maintaining a wireless 911 system within 3 months of the promulgation of the administrative  
16 rules, and quick action will be required to prepare a reimbursement application for the software and hardware,  
17 training, delivery network, data collection and maintenance, and other reimbursable costs;

18  
19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
20 designates the Manitowoc County Public Safety Joint Services Department as the Public Safety Answering Point  
21 for all emergency services and political jurisdictions in the county pursuant to 2003 Wisconsin Act 48, as codified  
22 at Wis. Stat. § 146.70; and

23  
24 BE IT FURTHER RESOLVED that Manitowoc County, through its Public Safety Joint Services  
25 Department or any successor department, intends to apply for all necessary and available funding to offset the cost  
26 of implementing a wireless 911 Public Safety Answering Point to identify and locate wireless 911 callers and to  
27 provide necessary dispatch services; and

28  
29 BE IT FURTHER RESOLVED that a Wireless 911 Group is hereby created which will consist of  
30 individuals who are appointed by the County Executive, who represent the county and other PSJS users, and who  
31 have the expertise necessary to pursue the wireless initiative and to apply for any reimbursement that Manitowoc  
32 County may be entitled to receive pursuant to Wis. Stat. § 146.70(3m)(c); and

33  
34 BE IT FURTHER RESOLVED that the Wireless 911 Group will have no authority to spend money,  
35 enter into any agreements, or take any action that would be binding on Manitowoc County without prior County  
36 Board approval.

Dated this 16th day of March 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable at this time. Specific grant funding will be applied for when it becomes available.

APPROVED: Dan Fischer, County Executive.

Supervisor Sloan moved, seconded by Supervisor Henrickson, to adopt Resolution 11 (2003/2004-133) Authorizing Out-of-State Travel for Kay Beilke. Upon discussion and vote, the motion carried with 21 ayes and 2 noes. Supervisors Dufek and Graunke vote no; all others voted aye.

No. 2003/2004 - 133

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(KAY BEILKE)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Public Safety Joint Services Administrator Kay Beilke has an  
2 opportunity to attend the National Academy of Emergency Dispatch Navigator 2004 Conference and Workshops;  
3 and

4  
5 WHEREAS, this conference provides a forum for dialogue among professionals involved in dispatch  
6 management and provides training on a variety of related topics; and

7  
8 WHEREAS, the Administrator and the Emergency Services Coordinator are aggressively working on  
9 improving the delivery of emergency communication services in order to achieve and maintain accreditation as

10 a dispatch center of excellence; and

11

12 WHEREAS, the workshops presented at the National Academy Conference are focused on those goals;  
13 and

14

15 WHEREAS, all expenses (airfare, hotel, meals, and surface transportation) will be paid by the Nuclear  
16 Management Company;

17

18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
19 Kay Beilke to attend the National Academy of Emergency Dispatch Navigator 2004 Conference in Las Vegas,  
20 Nevada on May 2-7, 2004.

Dated this 16th day of March 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Conference expenses will be fully reimbursed by Nuclear  
Management Company.

APPROVED: Dan Fischer, County Executive.

Supervisor Sloan moved, seconded by Supervisor Swade, to adopt Resolution 12 (2003/2004-134) Proclaiming  
Telecommunicators Week. Upon vote, the motion carried unanimously.

No. 2003/2004-134

### **RESOLUTION PROCLAIMING TELECOMMUNICATORS WEEK**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Public Safety Joint Services Department provides emergency  
2 communications for Manitowoc County, the City of Manitowoc, and the City of Two Rivers on a 24-hour basis  
3 and for the City of Kiel on a part-time basis; and

4

5 WHEREAS, the President of the United States and Congress have designated the second week in April  
6 as National Public Safety Telecommunicators Week; and

7

8 WHEREAS, Manitowoc County recognizes that public safety telecommunicators are the first and most  
9 critical link between our citizens and emergency service providers; that the services they provide are vital to the  
10 health, safety, and welfare of the community; and their commitment and devotion to public service deserve public  
11 recognition;

12

13 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it joins  
14 with the President and Congress in designating the week of April 11-17, 2004, as National Telecommunicators  
15 Week in Manitowoc County to honor these dedicated employees whose diligence and professionalism keep our  
16 county and communities safe.

Dated this 16th day of March 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Sloan moved, seconded by Supervisor Graunke, to enact Ordinance 13 (2003/2004-135) Restricting Boating on Lake Michigan Near the Point Beach Nuclear Plant. Upon vote, the motion carried unanimously.

No. 2003/2004-135

**ORDINANCE RESTRICTING BOATING ON LAKE MICHIGAN  
NEAR THE POINT BEACH NUCLEAR PLANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a restricted area has been marked by buoys in the waters of Lake Michigan adjacent to the  
2 Point Beach Nuclear Plant for the purpose of providing a safety zone to protect against sabotage; and  
3

4 WHEREAS, Manitowoc County has been asked to assist the United States Coast Guard and the Point  
5 Beach Nuclear Plant in enforcing this safety zone;  
6

7 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as  
8 follows:  
9

10 Manitowoc County Code sec. 6.215 is created to read as follows:  
11

12 6.215 Lake Michigan Boating Restriction. (1) Purpose. The purpose of this ordinance is to provide a  
13 safety zone to protect against sabotage at the Point Beach Nuclear Plant.  
14

15 (2) Restricted Area. No person shall operate any vessel, raft, or seaplane on the waters of Lake Michigan  
16 within the buoyed restricted area adjacent to the Point Beach Nuclear Plant.  
17

18 (3) Posting. A sign containing a summary, synopsis, or outline of this ordinance or containing a map  
19 showing the restricted area, or both, shall be posted at each public landing within the county that provides access  
20 to the waters of Lake Michigan.  
21

22 (4) Penalty. Any person violating this ordinance shall forfeit \$50 upon conviction for the first offense;  
23 \$100 upon conviction for the second offense; and \$500 upon conviction for the third and any subsequent offense  
24 within one year.  
25

26 (5) Severability. The provisions of this ordinance are severable and the invalidity of any part of this  
27 ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.  
28

29 (6) Effective Date. This ordinance shall become effective upon publication.  
30

31 BE IT FURTHER ORDAINED that the County Clerk shall file a copy of this ordinance with the  
32 Wisconsin Department of Natural Resources.

Dated this 16th day of March 2004.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Miscellaneous: Chairperson Markwardt moved, seconded by Supervisor Rasmussen, to adopt Resolution 15 (2003/2004-136) Honoring Anthony V. Dufek, Thomas J. Lambert, Kenneth Swade, Allan F. Geimer, Thomas Kocourek, Steven R. Schenian, and Kelly Vander Bloomen. Upon vote, the motion carried unanimously.

**RESOLUTION HONORING ANTHONY V. DUFEK, THOMAS J. LAMBERT, KENNETH SWADE, ALLAN F. GEIMER, THOMAS KOCOUREK, STEVEN R. SCHENIAN, AND KELLY VANDER BLOOMEN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Manitowoc County Board of Supervisors wishes to express its appreciation to those who  
2 have served the citizens of Manitowoc County by serving on the County Board; and  
3

4           WHEREAS, Anthony V. Dufek served on the County Board for eleven terms from April 1966 until April  
5 1973, when he was elected Mayor of the City of Manitowoc, and from April 1990 until his retirement in April  
6 2004, and was a member of the Ad Hoc Space Needs Study Committee; the Area Board of Vocational, Technical  
7 and Adult Education; the Bay-Lake Regional Planning Commission; the Board of Health; the Chairperson's  
8 Advisory Committee; the Commission on Aging; the Economic Development Group; the Grievance Committee;  
9 the Human Services Board; the Manitowoc County Merit System Board; the Personnel Committee; the Public  
10 Works Committee; and the Veterans Service and Public Health Committee; and was a liaison to the Ice Center  
11 Board; and  
12

13           WHEREAS, Thomas J. Lambert was appointed to the County Board on December 17, 1991, and served  
14 six elected terms from April 1992 until his retirement in April 2004, and was a member of the Ad Hoc  
15 Communications Committee; the Chairperson's Advisory Committee; the English Lake Management District;  
16 the Ethics Board; the Executive Committee; the Highway Committee; the Human Services Board; the Long Term  
17 Planning Committee; the Personnel Committee; and the Transportation and Public Works Committee; and  
18

19           WHEREAS, Kenneth Swade was appointed to the County Board on June 15, 1993, and served five  
20 elected terms from April 1994 until his retirement in April 2004 and was a member of the Chairperson's Advisory  
21 Committee; the Grievance Committee; the Health Care Center Committee; the Local Emergency Planning  
22 Commission; the Personnel Committee; the Public Safety Committee; the Public Works Committee; and the  
23 Traffic Safety Commission; and was a liaison to Expo, Inc.; and  
24

25           WHEREAS, Allan F. Geimer served on the County Board for four terms from April 1996 until his  
26 retirement in April 2004 and was a member of the Airport Advisory Committee; the Board of Health; the  
27 Chairperson's Advisory Committee; the Community Action Program; the Finance Committee; and the Highway  
28 Committee; and  
29

30           WHEREAS, Thomas Kocourek served on the County Board for one term from April 2002 until his  
31 retirement in April 2004 and was a member of the Board of Health and the Public Safety Committee; and was  
32 an alternate member of the Local Emergency Planning Committee; and  
33

34           WHEREAS, Steven R. Schenian served on the County Board for one term from April 2002 until his  
35 retirement in April 2004 and was a member of the Legislative Review Committee and the Public Works  
36 Committee; and was a liaison to the Ice Center Board; and  
37

38           WHEREAS, Kelly Vander Bloomen served on the County Board for one term from April 2002 until her  
39 retirement in April 2004 and was a member of the Human Services Board; the Land Conservation Committee and  
40 Natural Resources and Education Committee; and the Transportation Coordinating Committee;  
41

42           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors commends  
43 and expresses its sincere appreciation to Anthony V. Dufek, Thomas J. Lambert, Kenneth Swade, Allan F.  
44 Geimer, Thomas Kocourek, Steven R. Schenian, and Kelly Vander Bloomen for their contributions to the citizens  
45 of Manitowoc County by serving as members of the County Board; and  
46

47           BE IT FURTHER RESOLVED that Anthony V. Dufek, Thomas J. Lambert, Kenneth Swade, Allan F.

48 Geimer, Thomas Kocourek, Steven R. Schenian, and Kelly Vander Bloomen shall each be presented with a  
49 certified copy of this resolution.

Dated this 16th day of March 2004.

Respectfully submitted by Don C. Markwardt, County Board Chair.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek thanked all who served with him over the years. He stated he learned much from everyone and this has helped him be a better person. Supervisor Rappe asked everyone to stand and applaud the outgoing supervisors. Chairperson Markwardt presented Certificates of Appreciation to the outgoing supervisors.

Chairperson Markwardt moved, seconded by Supervisor Vogt, to adopt Resolution 16 (2003/2004-137) On the Passing of Ruth Riebe. Upon vote, the motion carried unanimously. Chairperson Markwardt asked for a moment of silence in memory of Ruth Riebe.

No. 2003/2004 - 137

**RESOLUTION ON THE PASSING OF RUTH ANN RIEBE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Ruth Ann Riebe passed away on Tuesday March 9, 2004, at the age of 58; and

2  
3 WHEREAS, Ruth Ann Riebe began employment with Manitowoc County on February 6, 1978; and

4  
5 WHEREAS, Ruth Ann Riebe served the citizens of Manitowoc County in various departments during  
6 her tenure with Manitowoc County, including the Counseling Center, UW Extension, Health Department, and  
7 most recently in the Aging Resource Center; and

8  
9 WHEREAS, Ruth Ann Riebe was a loyal and dedicated employee whose service to the citizens of  
10 Manitowoc County is sincerely appreciated and will be greatly missed;

11  
12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby  
13 commemorates the life of Ruth Ann Riebe and expresses its condolences to her husband, Curtis Riebe, and her  
14 family. A copy of this resolution shall be provided to Curtis Riebe.

Dated this 16th day of March 2004.

Respectfully submitted by the Manitowoc County Board of Supervisors.

APPROVED: Dan Fischer, County Executive.

Board of Health and Planning and Park Commission: Supervisor Skubal moved, seconded by Supervisor Geimer, to adopt Resolution 17 (2003/2004-138) Approving Out-of-State Travel for James Blaha and Mike Demske. Upon vote, the motion carried with 22 ayes and 1 no. Supervisor Graunke voted no; all others voted aye.

No. 2003/2004 - 138

**RESOLUTION APPROVING OUT-OF-STATE TRAVEL  
(James Blaha and Mike Demske)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, environmental and health concerns regarding land use have come to the forefront in recent  
2 months and it would be of benefit to have the Health Department and the Planning and Park Department work  
3 together to create healthier communities; and  
4

5           WHEREAS, the American Planning Association (APA) and the National Association of County and City  
6 Health Officials (NACCHO) are sponsoring a two-day Land Use Planning and Public Health Workshop in  
7 Washington, D.C. on April 22-23, 2004; and  
8

9           WHEREAS, Health Department Director James Blaha and Planning and Park Department Director Mike  
10 Demske applied and have been selected to participate in the Workshop; and  
11

12           WHEREAS, APA and NACCHO will pay the travel, lodging, and per diem expenses of Workshop  
13 participants; and  
14

15           WHEREAS, Workshop participants are eligible for grants of up to \$10,000 to fund further work on land  
16 use and public health activities;  
17

18           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes  
19 James Blaha and Mike Demske to travel out-of-state to attend the Land Use Planning and Public Health  
20 Workshop in Washington, D.C. on April 22-23, 2004, provided that all expenses are paid by the American  
21 Planning Association and the National Association of County and City Health Officials.

Dated this 16th day of March 2004.

Respectfully submitted by the Board of Health.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT:       No tax levy impact. All expenses, including travel, housing, and per diem, will be paid  
by the American Planning Association and the National Association of County and City  
Health Officials.

APPROVED:           Dan Fischer, County Executive.

Announcements: Chairperson Markwardt announced the next meeting will be April 20, 2004.

Chairperson Markwardt announced he is retiring as Chairperson after serving twelve and one half years. He said  
it has been challenging and rewarding, and he was honored to be a part of it.

Supervisor Brey moved to adjourn. Supervisor Behnke seconded, and the motion was adopted by acclamation.  
The meeting was adjourned at 9:10 p.m.

Respectfully submitted,

Char Peterson  
County Clerk

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