

2008 - 2009

COUNTY BOARD PROCEEDINGS

COUNTY BOARD OF SUPERVISORS OF MANITOWOC COUNTY



(Glass dome, Manitowoc County Courthouse - 1907)

APRIL 15, 2008 THROUGH MARCH 17, 2009 SESSIONS

CHAPTER 59.17(1)(2) WISCONSIN STATUTES

2008/2009 OFFICIAL PROCEEDINGS

MANITOWOC COUNTY BOARD OF SUPERVISORS STATE OF WISCONSIN, MANITOWOC COUNTY

Chairperson of the County Board

James N. Brey

Vice Chairpersons

Kevin Behnke

Ed Rappe

**Prepared by: Jamie J. Aulik, County Clerk
June 2009**

2008/2009 OFFICIAL PROCEEDINGS
MANITOWOC COUNTY BOARD OF SUPERVISORS

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MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

April 15, 2008

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 University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 15th day of April, 2008, for the purpose of transacting business as a Board of Supervisors.

Acting Chairperson James Brey called the meeting to order at 7:00 P.M.

Acting Chairperson James Brey gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

The County Clerk read the Certified List of Members elected to the County Board for a two year term, April 15, 2008 to April 20, 2010. The Clerk then administered the oath of office.

Roll call: 25 members present; Bauknecht, Behnke, Brey, Bundy, Dobbs, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Schneider, Tittl, Vogt, Wagner, and Zigmunt.

Establish the Rules: Supervisor Behnke moved, seconded by Supervisor Kozlowski, to adopt Resolution 1 (2008/2009-1) Adopting County Board Rules to Govern the Board for the 2008-2010 Term. Upon vote, the motion carried unanimously.

No. 2008/2009 - 1

**RESOLUTION ADOPTING COUNTY BOARD RULES
FOR THE COUNTY BOARD ELECTED APRIL 2008**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Code § 1.02(5) provides that the County Board may adopt and
2 amend rules of procedure governing county board operations; and
3

4 WHEREAS, the County Board desires to adopt rules incorporating changes that are beneficial to the
5 efficient and effective operation of the County's business; and
6

7 WHEREAS, the County Board recognizes that careful consideration must be given to all such
8 changes in its rules or procedure and has reviewed the proposed rules;
9

10 NOW, THEREFORE, BE IT RESOLVED that the Rules for the County Board Elected April 2008
11 are adopted and in effect for the 2008-2010 term of the Manitowoc County Board of Supervisors.

Dated this 15th day of April 2008.

Respectfully submitted by James N. Brey, Supervisor.

I respect the prerogative of the members of the Manitowoc County Board of Supervisors to voice their opinions on legislative issues. Therefore, it is my practice to neither approve nor veto a legislative policy resolution that has been enacted by the County Board in order to allow the County Board, acting as the legislative branch of county government, to freely express its sentiment on legislative and public policy

issues or to request action by a governmental entity, or both.

Bob Ziegelbauer, County Executive.

ELECTIONS

Acting Chair Brey announced he would be a candidate for Chairperson. Therefore, Acting First Vice-Chair Kevin Behnke assumed the Chair position for the election.

CHAIRPERSON:

Acting First Vice-Chair Behnke announced that nominations were open for the position of Chairperson. Supervisor Zigmunt nominated Supervisor Brey. There were no more nominations. Supervisor Brey was elected as Chairperson for a two year term by unanimous consent, and assumed the Chair position.

FIRST VICE-CHAIR:

Chairperson Brey announced that nominations were open for the position of First Vice-Chairperson. Supervisor Kozlowski nominated Supervisor Behnke. There were no more nominations. Supervisor Behnke was elected as First Vice-Chairperson for a two year term by unanimous consent.

SECOND VICE-CHAIR:

Chairperson Brey announced that nominations were open for the position of Second Vice-Chairperson. Supervisor Wagner nominated Supervisor Rappe. Supervisor Henrickson nominated Supervisor Tittl. There were no more nominations and Chairperson Brey closed nominations. Ballots were cast and the results were read aloud as follows: Supervisor Rappe received 13 votes, and Supervisor Tittl received 12 votes. Supervisor Rappe was elected as Second Vice-Chairperson for a two year term.

The Clerk announced an amendment to the March 18 meeting minutes: Resolution 2007/2008-134 Approving Town of Centerville Zoning Ordinance for Michael Dins and Resolution 2007/2008-135 Approving Town of Centerville Zoning Ordinance for Clarence Grupe, line 13"January 28"....was deleted and replaced with "February 18." On a motion by Supervisor Zigmunt, seconded by Supervisor Schneider, the March 18, 2008, meeting minutes were approved as amended by unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Bauknecht moved, seconded by Supervisor Gauger, to approve the agenda. Upon vote, the motion carried unanimously.

Chairperson Brey declared public input open. No one present wished to speak, subsequently Chairperson Brey declared public input closed at 7:25 P.M.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENTS DIRECTORS

Chairperson Brey presented a Proclamation honoring outgoing Supervisor Jan Graunke.

Chairperson Brey read a Certificate of Appreciation for retiring employee Joyce Repenn after 34 years of service.

County Executive Bob Ziegelbauer presented a Proclamation Proclaiming Paralyzed Veterans of America Awareness Week to Augie Krieser who represented the Manitowoc County Paralyzed Veterans Chapter. Augie thanked the Board for their recognition and gave a brief history of the Paralyzed Veterans of America.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Executive Committee: Chairperson Brey reported their next meeting will be April 17 in Circuit Court Branch II at the Courthouse.

Personnel Committee: Supervisor Vogt gave a brief report.

Finance Committee: Supervisor Kozlowski gave a brief report.

Public Safety Committee: Supervisor Henrickson invited everyone to a reception at the Sheriff's Department on April 17 to honor Ann Sheahan who is the 2008 Telecommunicator of the Year.

Human Services Board: Supervisor Rappe gave a brief report.

Miscellaneous: Supervisor Zigmunt moved, seconded by Supervisor Behnke, to adopt Resolution 3 (2008/2009-2) Authorizing Appointment (Safety Net Accountability Panel). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 2

**RESOLUTION AUTHORIZING APPOINTMENT
(Safety Net Accountability Panel)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County entered into an Operations Transfer Agreement with Manitowoc
2 Health Care Center, LLC as part of the sale of the Manitowoc Health Care Center; and
3

4 WHEREAS, the Operations Transfer Agreement contains service covenants that are intended to
5 encourage and provide incentives for Manitowoc Health Care Center, LLC to provide services to Manitowoc
6 County residents and otherwise support the county's interest in having its residents receive services; and
7

8 WHEREAS, the Operations Transfer Agreement provides for the creation of a Safety Net
9 Accountability Panel to review compliance with the service covenants and to determine and certify whether
10 defined objectives have been met; and
11

12 WHEREAS, the Operations Transfer Agreement provides for Manitowoc County to appoint one
13 member of the Safety Net Accountability Panel, and the County Board Chair and the County Executive
14 recommend that the appointment to the Panel should be made by the County Board Chair;
15

16 NOW, THEREFORE, BE IT RESOLVED that the County Board Chair is authorized to appoint one
17 member to the Safety Net Accountability Panel for a two-year term commencing with his or her appointment
18 at the second County Board meeting in April and continuing until the appointment is renewed or a successor
19 appointed at the end of the term, except that the final term will end on February 28, 2018 as provided for in
20 the Operations Transfer Agreement.

Dated this 15th day of April 2008.

Respectfully submitted by James N. Brey, Supervisor

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Tittl moved to adjourn to April 22, 2008 at 7:00 p.m. to continue the organization of the 2008-2010 Board. Supervisor Janowski seconded, and the motion was adopted by acclamation. The meeting adjourned at 7:47 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

April 22, 2008

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 University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 22nd day of April, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:04 P.M.

Supervisor Tittl gave the invocation, which was followed by moment of silence for James Wyss, Manitowoc City Attorney, and Elaine Dufek, mother of Supervisor Greg Dufek. The Pledge of Allegiance to the Flag was recited by the entire assemblage.

Roll call: 23 members present; Bauknecht, Behnke, Brey, Bundy, Dufek, Gauger, Hansen, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Schneider, Tittl, Vogt, Wagner, and Zigmunt. Supervisor Henrickson was excused. Supervisor Dobbs was absent.

On motion by Supervisor Gauger, seconded by Supervisor Zigmunt, the April 15, 2008 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Baukencht moved, seconded by Supervisor Markwardt, to approve the agenda. Upon vote, the motion carried unanimously.

Chairperson Brey declared public input open at 7:05.

Grace Peppard, City of Manitowoc, spoke in opposition to the glass that is proposed to replace the material in the courthouse dome. She urged the board to use good judgement and save costs by not destroying the stainless steel material in the dome.

Bernadine Maigatter, Town of Two Creeks, spoke on the request before the board this evening to rezone their property. She noted that the request had been approved by the Two Creeks Town Board and the Planning and Park Commission and asked the board to approve the zoning amendment.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed at 7:17 P.M.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENTS DIRECTORS

Chairperson Brey read a proclamation Proclaiming National Volunteer Week.

Supervisor Markwardt gave an update on Bay-Lake Regional Planning Commission Activities.

APPOINTMENTS BY CHAIRPERSON

Supervisor Bauknecht moved, seconded by Supervisor Mueller, to approve the recommended appointments to standing committees. The committee appointments are: Finance Committee: Kozlowski-Chair, Muench, Hansen, Zigmunt, and Dobbs; Highway Committee: Bundy-Chair, Behnke, Markwardt, Konen, and Bauknecht; Natural Resources & Education Committee: Wagner-Chair, Maresh, Mueller, Schneider, and Korinek; Personnel Committee: Vogt-Chair, Janowski, Rappe, Markwardt, and Kozlowski; Public Safety Committee: Henrickson-Chair, Bauknecht, Heyroth, Panosh, and Tittl; Public Works Committee: Behnke-Chair, Mueller, Dufek, Gauger, and Vogt; Safety Net Accountability Panel: Kozlowski; and Sergeant-at-Arms: Gauger.

Upon discussion and vote, the motion carried with 22 ayes and 1 no. Supervisor Tittl voted no; all other supervisors voted aye.

APPOINTMENTS BY COUNTY EXECUTIVE

Supervisor Behnke moved, seconded by Supervisor Gauger, to approve County Executive Bob Ziegelbauer's appointments to various committees, boards, commissions and other organizations: Board of Health: Schneider, Panosh, Korinek, Dobbs, and Tittl; Citizens Participation Committee: Muench; Community Action Program: Kozlowski; Economic Development Corporation Board of Directors: Maresh; English Lake Management District: Wagner; Ethics Board: Vogt; Expo Board: Behnke; Glacierland Resource Conservation & Development Council: Mueller; Grievance Committee: Public Safety Chair, Vice Chair & Secretary and Personnel Chair & Vice Chair; Human Services Board: Bundy, Hansen, Bauknecht, Henrickson, Rappe, and Dufek; Ice Center Board: Gauger; Joint Dispatch Board: Henrickson; Loan Review Board: Kozlowski; Local Emergency Planning Committee: Janowski and alternate: Rappe; Long Term Support Planning Committee: Wagner and Vogt; Manitowoc-Calumet Library System Board of Trustees: Konen; Manitowoc County Committee on Recycling & Clean Sweep Program: Behnke; Manitowoc Public Library Board of Trustees: Vogt; Planning & Park Commission: Janowski, Mueller, Muench, and Heyroth; Sheboygan River & Rockville Mill Pond Management District: Mueller; Transportation Coordinating Committee: Mueller and Zigmunt; VTAE District II Farm Committee: Wagner; WI Counties Utility Tax Association: Kozlowski.

Upon discussion and vote, the motion carried unanimously.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Economic Development Corporation: Supervisor Maresh announced the EDC report will be sent by email.

Executive Committee: Chairperson Brey reported that there will be a County email training session on April 30 for supervisors. He invited all supervisors to walk in the Memorial Day Parade on May 26.

Finance Committee: Supervisor Kozlowski reported their next meeting will be May 12.

Human Services Board: Supervisor Rappe reported their next meeting will be April 24.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner moved, seconded by Supervisor Maresh, to adopt Resolution 1 (2008/2009-3) Supporting Great Lakes and St. Lawrence River Basin Water Resources Compact. Upon vote, the motion carried unanimously.

No. 2008/2009 - 3

RESOLUTION SUPPORTING GREAT LAKES AND ST. LAWRENCE RIVER BASIN WATER RESOURCES COMPACT

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the waters of the Great Lakes and the St. Lawrence River are important natural resources
2 that are held in trust by the states and provinces surrounding the Great Lakes and St. Lawrence River basin;
3 and

4 WHEREAS, the Great Lakes and St. Lawrence River are essential to the economic health and quality
5 of the life of Great Lakes basin citizens, communities, businesses, and visitors; provide fresh drinking water;
6 support agricultural and industrial activities; contain aquatic and coastal ecosystems; and provide critical
7 wildlife habitat; and

8 WHEREAS, despite their size, the Great Lakes and St. Lawrence River basin are vulnerable because
9 they are a finite resource and are at risk of depletion and degradation because only one percent of the water
10 in the Great Lakes is recharged each year; and

11 WHEREAS, future consumption, diversions, and uses of the Great Lakes and St. Lawrence basin
12 water resources could significantly impact the environment, economy, and welfare of the states and provinces
13 surrounding the Great Lakes and the St. Lawrence River Basin; and

14
15 WHEREAS, the citizens of Wisconsin and other Great Lakes states and provinces have the duty to
16 conserve, protect, improve, and restore the Great Lakes for the benefit, enjoyment, and use of current and
17 future generations; and

18
19 WHEREAS, the Great Lakes Compact can and should be strengthened to maintain the integrity of
20 the Great Lakes watershed by establishing fixed community boundaries, require meaningful water
21 conservation practices, set permit and monitoring standards for large water users, assure an open public
22 approval process for diversion requests, require the return of all diverted waters, clarify the bottled water
23 exemption to safeguard against unlimited and unregulated diversion one bottle at a time, and provide public
24 enforcement options; and

25
26 WHEREAS, the Great Lakes and St. Lawrence River Basin Water Resources Compact is not binding
27 until ratified by the legislature of each Great Lakes state and approved by the United States Congress;

28
29 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors calls
30 upon the Governor, the Wisconsin State Legislature, and the United States Congress to quickly ratify the
31 Great Lakes Compact; and

32
33 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this resolution
34 to the Governor of the State of Wisconsin, the President of the Wisconsin Senate, the Speaker of the
35 Wisconsin Assembly, each legislator in the Wisconsin Senate and Assembly who represents constituents from
36 Manitowoc County, each member of Congress from Wisconsin, the Wisconsin Counties Association, and the
37 Wisconsin Land and Water Conservation Association.

Dated this 22nd day of April 2008.

Respectfully submitted by the Natural Resources & Education Committee.

I respect the prerogative of the members of the Manitowoc County Board of Supervisors to voice their opinions on legislative issues. Therefore, it is my practice to neither approve nor veto a legislative policy resolution that has been enacted by the County Board in order to allow the County Board, acting as the legislative branch of county government, to freely express its sentiment on legislative and public policy issues or to request action by a governmental entity, or both.

Bob Ziegelbauer, County Executive.

Supervisor Zigmunt gave a brief report.

Personnel Committee: Supervisor Vogt moved, seconded by Supervisor Janowski, to adopt Resolution 2 Establishing Elected Official Compensation. Discussion followed. Supervisor Tittl moved, seconded by Supervisor Hansen, to refer the resolution back to the Personnel Committee. Upon discussion and vote, the motion carried with 16 ayes and 7 noes. Supervisors Brey, Dufek, Janowski, Markwardt, Rappe, Vogt, and Zigmunt voted no; all other supervisors voted aye.

Supervisor Vogt moved, seconded by Supervisor Zigmunt, to adopt Resolution 3 (2008/2009-4) Approving Identification Card Policy. Discussion followed. Supervisor Kozlowski made a friendly amendment to Section 31.04 of the Employee Policy Handbook: Identification cards will be issued at time of hire for all employees, and at the time of appointment of officials “*and elected officials.*” Upon vote, the motion carried unanimously.

No. 2008/2009 - 4

RESOLUTION APPROVING IDENTIFICATION CARD POLICY

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, Manitowoc County has adopted Employee Policy and Procedure Manuals to ensure fair
2 and equal treatment of County employees and compliance with Federal and State employment laws; and
3

4 WHEREAS, Manitowoc County is committed to providing a safe and secure work environment; and
5

6 WHEREAS, requiring each employee, official, intern, volunteer, and contracted employee to wear
7 a photo identification card will assist Manitowoc County in fulfilling this commitment; and
8

9 WHEREAS, having a photo identification card will assist persons in the exercise of their duties when
10 they are working in the community and will provide assurance to members of the public that the person
11 providing these services is authorized to do so by Manitowoc County; and
12

13 WHEREAS, photo identification cards can be produced with existing equipment and staff; and
14

15 WHEREAS, the proposed Identification Card Policy was provided to all Department Directors for
16 comment, was revised based on comments received from Department Directors, and has been provided to the
17 County Board;
18

19 NOW, THEREFORE, BE IT RESOLVED that the Identification Card Policy be added to the
20 Represented and Non-Represented Employee Manuals.

Dated this 22nd day of April 2008.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Cost of materials is estimated to be approximately 50 cents per photo identification card.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Muench, to adopt Resolution 4 (2008/2009-5) Authorizing Grant Application (Long Lake Public Access), and Resolution 5 (2008/2009-6) Authorizing Grant Application (Bullhead Lake Public Access). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 5

RESOLUTION AUTHORIZING GRANT APPLICATION (Long Lake Public Access)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Legislature has provided matching grants to assist governmental units

2 in developing park and recreation facilities; and

3 WHEREAS, the fishing and access pier at Long Lake is inadequate and not ADA compliant, and a
4 proposed ADA fishing and access pier will improve public access to the lake; and

5
6 WHEREAS, the project cost is estimated at \$6,549.70, which will be funded with \$3,274.85 in State
7 grant funds and the remaining balance provided by local fish and game organizations;

8 NOW, THEREFORE, BE IT RESOLVED that the Planning and Park Department is authorized to
9 apply for and accept a Wisconsin Department of Natural Resources grant of \$3,274.85 for the purchase of
10 an ADA fishing and access pier at Long Lake, provided that the remaining balance of the project cost is paid
11 by local fish and game organizations; and

12
13 BE IT FURTHER RESOLVED that the Planning and Park Department is authorized to sign
14 documents and take the actions necessary to undertake, direct, and complete the project authorized in the
15 grant; and

16
17 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and federal rules for
18 the program; will be responsible for updating plans and monitoring ongoing operations; will obtain written
19 approval from the Wisconsin Department of Natural Resources before making changes in the project; and
20 will maintain a record of expenditures; and

21
22 BE IT FURTHER RESOLVED that revenues in the Planning and Park Department budget are
23 amended by the amount of the grant and contributions received; that expenditures in the Planning and Park
24 Department budget are amended by an amount equal to the grant, matching funds, and contributions; and the
25 Comptroller/Auditor is directed to record such information in the official books of the County as may be
26 required.

Dated this 22nd day of April 2008.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. Estimated expenses of \$6,549.70 will be paid using \$3,274.85
in State funds and \$3,274.85 from local fish and game organizations.

APPROVED: Bob Ziegelbauer, County Executive.

No. 2008/2009 - 6

RESOLUTION AUTHORIZING GRANT APPLICATION
(Bullhead Lake Public Access)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Legislature has provided matching grants to assist governmental units
2 in developing park and recreation facilities; and

3
4 WHEREAS, the fishing and access pier at Bullhead Lake is inadequate and not ADA compliant, and
5 a proposed ADA fishing and access pier will improve public access to the lake; and

6
7 WHEREAS, the project cost is estimated at \$5,949.70, which will be funded with \$2,974.85 in State
8 grant funds with the remaining balance provided by local fish and game organizations;

9
10 NOW, THEREFORE, BE IT RESOLVED that the Planning and Park Department is authorized to

11 apply for and accept a Wisconsin Department of Natural Resources grant of \$2,974.85 for the purchase of
12 an ADA fishing and access pier at Bullhead Lake, provided that the remaining balance of the project cost is
13 paid by local fish and game organizations; and
14

15 BE IT FURTHER RESOLVED that the Planning and Park Department is authorized to sign
16 documents and take the actions necessary to undertake, direct, and complete the project authorized in the
17 grant; and

18 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and federal rules for
19 the program; will be responsible for updating plans and monitoring ongoing operations; will obtain written
20 approval from the Wisconsin Department of Natural Resources before making changes in the project; and
21 will maintain a record of expenditures; and
22

23 BE IT FURTHER RESOLVED that revenues in the Planning and Park Department budget are
24 amended by the amount of the grant and contributions received; that expenditures in the Planning and Park
25 Department budget are amended by an amount equal to the grant, matching funds, and contributions; and the
26 Comptroller/Auditor is directed to record such information in the official books of the County as may be
27 required.

Dated this 22nd day of April 2008.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. Estimated expenses of \$5,949.70 will be paid using \$2,974.85
in State funds and \$2,974.85 from local fish and game organizations.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Bauknecht, to enact Ordinance 6 (2008/2009-7)
Amending Zoning Map (Lynn and Sharon Busch). Upon discussion and vote, the motion carried with 15
ayes and 8 noes. Supervisors Behnke, Hansen, Heyroth, Janowski, Rappe, Schneider, Vogt, and Wagner
voted no; all other supervisors voted aye.

No. 2008/2009 - 7

**ORDINANCE AMENDING ZONING MAP
(Lynn and Sharon Busch)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on March 24, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;

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

10 A parcel of land located in the NE¼, SW¼, Section 4, T21N-R24E, Town of Mishicot,
11 commencing at the SW corner of said Section 4; thence northerly along the centerline of
12 Saxonburg Road approximately 1320 feet; thence easterly approximately 1320 feet to the point
13 of real beginning; thence continue easterly approximately 500 feet; thence northerly
14 approximately 340 feet; thence northwesterly approximately 660 feet; thence southerly

15 approximately 700 feet to the point of real beginning; said parcel containing approximately 7.0
16 acres of land, shall be and is hereby rezoned from A3 Agriculture to A2 Agriculture.

Dated this 22nd day of April 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Muench, to enact Ordinance 7 (2008/2009-8) Amending Zoning Map (Daniel Gierke). Upon discussion and vote, the motion carried with 20 ayes and 3 noes. Supervisor Rappe, Schneider, and Wagner voted no; all other supervisors voted aye.

No. 2008/2009 - 8

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on March 24, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
7

8 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as
9 follows with respect to two parcels of land located in the SE¼, SE¼, Section 16, T17N-R21E, Town of
10 Schleswig:
11

12 Parcel No. 1, commencing at the SE corner of said Section 16; thence northerly approximately 33
13 feet to the north r/w of Fish & Game Road which is the point of real beginning; thence continue
14 northerly approximately 575 feet; thence southwesterly approximately 370 feet; thence southerly
15 approximately 525 feet; thence easterly along the north r/w of Fish & Game Road approximately 400
16 feet to the point of real beginning; said parcel contains approximately 5.0 acres of land, shall be and
17 is hereby rezoned from NA Natural Area to ES Estate;
18

and

19 Parcel No. 2, commencing at the SE¼ corner of said Section 16; thence northerly approximately 33
20 feet to the north r/w of Fish & Game Road; thence westerly along the north r/w of Fish & Game Road
21 approximately 400 feet which is the point of real beginning; thence northerly approximately 525 feet;
22 thence northeasterly approximately 370 feet; thence northerly approximately 680 feet; thence easterly
23 approximately 660 feet; thence southerly approximately 1075 feet; thence easterly approximately 147
24 feet; thence southerly approximately 190 feet; thence easterly along the north r/w of Fish & Game
25 Road approximately 150 feet to the point of real beginning; said parcel contains approximately 14.0
26 acres of land, shall be and is hereby rezoned from NA Natural Area to GA General Agriculture.

Dated this 22nd day of April 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Heyroth, to enact Ordinance 8 (2008/2009-9) Amending Zoning Map (Daniel Gutman). Upon discussion and vote, the motion carried with 22 ayes and 1 no. Supervisor Wagner voted no; all other supervisors voted aye.

No. 2008/2009 - 9

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on March 24, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 NW¼, SW¼, Section 18, T19N-R22E, Town of Cato,
12 commencing at the W¼ Corner of said Section 18; thence easterly approximately 520 feet which
13 is the point of real beginning; thence continue easterly approximately 990 feet; thence southerly
14 approximately 220 feet; thence westerly approximately 990 feet; thence northerly approximately
15 220 feet to the point of real beginning; said parcel containing approximately 5.0 acres of land,
16 shall be and is hereby rezoned from A3 Agriculture to A2 Agriculture.

Dated this 22nd day of April 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Kozlowski, to enact Ordinance 9 (2008/2009-10) Amending Zoning Map (Daryl and Tina Mahloch). Upon discussion and vote, the motion carried with 22 ayes and 1 no. Supervisor Wagner voted no; all other supervisors voted aye.

No. 2008/2009 - 10

**ORDINANCE AMENDING ZONING MAP
(Daryl & Tina Mahloch)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on March 24, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 SE¼, Section 29, T20N-R21E, Town of Maple Grove,
12 commencing at the SE corner of said Section 29; thence northwesterly along the centerline of
13 USH 10 approximately 1155 feet; thence northeasterly approximately 60 feet to the north r/w
14 of USH 10 which is the point of real beginning; thence continue northeasterly approximately
15 410 feet; thence northwesterly approximately 515 feet; thence northerly approximately 256 feet;
16 thence westerly approximately 493 feet; thence southwesterly approximately 215 feet; thence
17 southeasterly approximately 430 feet; thence southwesterly approximately 200 feet; thence
18 southeasterly along the north r/w of USH 10 approximately 640 feet to the point of real
19 beginning; said parcel containing approximately 9.20 acres of land, shall be and is hereby
20 rezoned from A3 Agriculture to A1 Agriculture.

Dated this 22nd day of April 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Muench, to enact Ordinance 10 Amending zoning Map (Bernadine Maigatter). Discussion followed. Supervisor Heyroth moved, seconded by Supervisor Tittl, to refer the ordinance back to the Planning and Park Commission. Upon discussion and vote, the motion carried with 21 ayes and 2 noes. Supervisors Brey and Muench voted no; all other supervisors voted aye.

Supervisor Mueller moved, seconded by Supervisor Muench, to enact Ordinance 11 (2008/2009-11) Amending Zoning Map (Karl Stueck). Upon vote, the motion carried unanimously.

No. 2008/2009 - 11

**ORDINANCE AMENDING ZONING MAP
(Karl Stueck)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on March 24, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 NE¼, NW¼, Section 20, T20N-R23E, Town of Kossuth,
12 commencing at the North ¼ Corner of said Section 20; thence S 0°05'40" W along the east line
13 of said NW¼ a distance of 761.24 feet to the point of real beginning; thence continue S
14 0°05'40" W along said east line a distance of 290.00 feet; thence N 89°54'20" W a distance of
15 410.20 feet; thence N 0°05'40" E a distance of 290.00 feet; thence S 89°54'20" E a distance of
16 410.20 feet to the point of real beginning; said parcel containing approximately 2.50 acres of
17 land, shall be and is hereby rezoned from PA Principal Agriculture to SE Small Estate.

Dated this 22nd day of April 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Heyroth, to enact Ordinance 12 (2008/2009-12) Amending Zoning Map (Nancy Weber). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 12

**ORDINANCE AMENDING ZONING MAP
(Nancy Weber)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on March 24, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 SW¼, SW¼, Section 33, T21N-R22E, Town of Cooperstown,
12 commencing at the South ¼ Corner of said Section 33; thence N 89° 40' 02" W a distance of
13 1539.39 feet along the section line; thence N 0° 19' 58" E a distance of 33 feet to the point of
14 real beginning; thence N 89° 40' 42" W a distance of 139.26 feet along the north r/w of
15 Fisherville Road; thence northeasterly 89.74 feet along a curve to the right of said r/w; thence
16 N 27° 42' 22" W a distance of 306.90 feet along the northeasterly r/w of Marsheck Road; thence
17 S 89° 40' 02" E a distance of 349.37 feet; thence S 00° 19' 58" W a distance of 329.00 feet the
18 point of real beginning; said parcel containing approximately 1.96 acres of land, shall be and
19 is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 22nd day of April 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Konen, to adopt Resolution
13 (2008/2009-13) Proclaiming Telecommunicators Week. Upon vote, the motion carried unanimously.

No. 2008/2009 - 13

RESOLUTION PROCLAIMING TELECOMMUNICATORS WEEK

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Joint Dispatch Center provides emergency communications for
2 Manitowoc County, the City of Manitowoc, the City of Two Rivers, and the City of Kiel on a 24-hour basis;
3 and
4

5 WHEREAS, the President of the United States and Congress have designated the second full week
6 in April as National Public Safety Telecommunicators Week; and
7

8 WHEREAS, Manitowoc County recognizes that public safety telecommunicators are the first and
9 most critical link between our citizens and emergency service providers; that the services they provide are
10 vital to the health, safety, and welfare of the community; and that their commitment and devotion to public
11 service deserve public recognition;
12

13 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it
14 joins with the President and Congress in designating the week of April 13-19, 2008 as National
15 Telecommunicators Week in Manitowoc County to honor these dedicated employees whose diligence and
16 professionalism keep our county and communities safe.

Dated this 22nd day of April 2008.

Respectfully submitted by the Public Safety Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Muench moved, seconded by Supervisor Tittl, to adopt Resolution 14 (2008/2009-14) Authorizing
East Central Wisconsin Mutual Aid Compact. Upon vote, the motion carried unanimously.

No. 2008/2009 - 14

**RESOLUTION AUTHORIZING
EAST CENTRAL WISCONSIN MUTUAL AID COMPACT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. §§ 59.03, 59.04, 66.0301, 66.0313, 66.0314, and 166.60 authorize counties
2 to join together through mutual assistance agreements to pool their resources to more effectively respond to
3 natural disasters or technological incidents, or both; and
4

5 WHEREAS, Manitowoc County has been asked to participate in an East Central Wisconsin Mutual
6 Aid Compact for County Emergency Management Services to join with Brown, Calumet, Dodge, Door, Fond
7 du Lac, Green Lake, Kewaunee, Marquette, Outagamie, Oneida, Sheboygan, Waupaca, Waushara, and
8 Winnebago counties in responding to natural disasters or technological incidents, or both; and
9

10 WHEREAS, the Public Safety Committee, the Emergency Management Director, and the Corporation
11 Counsel have reviewed the proposed agreement and recommend that the County enter into the mutual aid
12 compact;
13

14 NOW, THEREFORE, BE IT RESOLVED that the County Executive, the County Clerk, and the
15 Emergency Management Director are authorized to execute the East Central Wisconsin Mutual Aid Compact.

Dated this 22nd day of April 2008.

Respectfully submitted by the Public Safety Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Muench moved, seconded by Supervisor Korinek, to adopt Resolution 15 (2008/2009-15) Accepting Exercise Award (Wisconsin Office of Justice Assistance). Upon vote, the motion carried unanimously.

No. 2008/2009 - 15

**RESOLUTION ACCEPTING EXERCISE AWARD
(Wisconsin Office of Justice Assistance)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Office of Justice Assistance may award \$4,550 to Manitowoc County
2 to conduct a multi-functional exercise in preparation for the Point Beach regional ingestion exercise; and
3

4 WHEREAS, this exercise will enhance the county's ability to effectively provide services in the event
5 of a radiological incident that requires a response;
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 an exercise
9 award in an amount not to exceed \$4,550; and
10

11 BE IT FURTHER RESOLVED that the 2008 budget is amended by the amount of the exercise award
12 received and that the Comptroller/Auditor is directed to record such information in the official books of the
13 County for the year ending December 31, 2008 as may be required.

Dated this 22nd day of April 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by up to \$4,550 in the 2008 budget.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Muench moved, seconded by Supervisor Maresh, to adopt Resolution 16 (2008/2009-16) Accepting Donations for Holographic Weapon Sights. Upon vote, the motion carried unanimously.

No. 2008/2009 - 16

**RESOLUTION ACCEPTING DONATIONS FOR
HOLOGRAPHIC WEAPON SIGHTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff's Department is committed to officer safety through
2 training and properly equipping officers so they can protect themselves during the course of their duties; and
3

4 WHEREAS, sheriff's deputies are often called to high-risk, life-threatening situations that are
5 extremely dangerous for the officer, suspect, or general public; and
6

7 WHEREAS, it has been determined that holographic weapon sight technology for small to medium-
8 sized weapons is superior to the current weapon technology used by the Sheriff's Department Special
9 Operations Squad; and
10

11 WHEREAS, donations have been received from several local individuals and organizations to fund
12 the purchase of holographic weapon sights for weapons used by the Sheriff's Department Special Operations
13 Squad;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
16 authorizes the Manitowoc County Sheriff's Department to accept donations in the amount of \$3,600 to
17 purchase holographic weapon sights; and
18

19 BE IT FURTHER RESOLVED that the appropriate revenue and expenditure line items in the 2008
20 budget are amended by the amount of the donations received and that the Comptroller/Auditor is directed to
21 record such information in the official books of the County for the year ending December 31, 2008 as may
22 be required.

Dated this 22th day of April 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues (21200.48500) and expenditures
(21200.58100) by equal amounts of up to \$3,600.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Behnke reported their next meeting will be May 7.

Supervisor Behnke moved, seconded by Supervisor Gauger, to adopt Resolution 17 (2008/2009-17)
Authorizing Cooperative Agreements for Household Battery Education and Collection Program. Upon vote,
the motion carried unanimously.

No. 2008/2009 - 17

**RESOLUTION AUTHORIZING COOPERATIVE AGREEMENTS
FOR HOUSEHOLD BATTERY EDUCATION AND COLLECTION PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, 1989 Wisconsin Act 335 established the reduction of the amount of solid waste being
2 sent to landfills as a goal and provided for the development of programs to reduce, reuse, and recycle waste;
3 and
4

5 WHEREAS, 1989 Wisconsin Act 335 requires that each municipality operate under an effective
6 recycling program; and
7

8 WHEREAS, Wis. Stat. § 66.0301 authorizes governmental bodies to enter into mutual agreements;
9 and
10

11 WHEREAS, a cooperative agreement between Manitowoc County and any interested municipality
12 would commercially benefit both the county and the municipality and would benefit the health, safety, and
13 welfare of their respective citizens; and
14

15 WHEREAS, the Public Works Committee has reviewed and recommends that Manitowoc County
16 enter into Household Battery Education and Collection Program Agreements with interested municipalities;
17

18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
19 authorizes the Public Works Director to enter into Household Battery Education and Collection Program
20 Agreements with interested municipalities.

Dated this 22nd day of April 2008.

Respectfully submitted by the Public Works Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Miscellaneous: Supervisor Janowski moved, seconded by Supervisor Markwardt, to adopt Resolution 18 (2008/2009-18) Approving Town of Newton Zoning Ordinance (William Gamble). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 18

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE
(William Gamble)**

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

8 WHEREAS, the Town of Newton has submitted the new zoning ordinance to the Manitowoc County
9 Board of Supervisors for approval;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
12 approves the zoning ordinance that was adopted by the Town Board of the Town of Newton for William
13 Gamble on March 26, 2008.

Dated this 22nd day of April 2008.

Respectfully submitted by Joe Janowski, Supervisor.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Markwardt, to adopt Resolution 19 (2008/2009-19) Approving Town of Newton Zoning Ordinance Amendment (Ordinance No. 4908). Upon vote, the motion carried unanimously.

No. 2008/2009 - 19

**RESOLUTION APPROVING TOWN OF NEWTON
ZONING ORDINANCE AMENDMENT
(Ordinance No. 4908)**

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, Wis. Stat. § 60.62(3) provides that town zoning ordinances are subject to the
5 approval of the County Board in those counties that have adopted a zoning ordinance under Wis.
6 Stat. § 59.69; and
7

8 WHEREAS, Manitowoc County has adopted a zoning ordinance under Wis. Stat. § 59.69 and the
9 Town of Newton has submitted its new zoning ordinance to the County Board for approval;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
12 approves the zoning ordinance that was adopted by the Town Board of the Town of Newton on April 9, 2008.

Dated this 22nd day of April 2008.

Respectfully submitted by Kevin L. Behnke, Supervisor.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Bauknecht moved, seconded by Supervisor Kozlowski, to enact Ordinance 20 (2008/2009-20) Amending Manitowoc County Code § 1.04(3)(c) (Health Care Center Committee). Upon vote, the motion carried unanimously.

No. 2008/2009 - 20

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 1.04(3)(c)
(Health Care Center Committee)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Code section 1.04(3)(c) establishes a Health Care Center Committee
2 as a standing committee of the County Board to monitor, coordinate, and advise on all aspects of the
3 Manitowoc Health Care Center; and
4

5 WHEREAS, Manitowoc County no longer owns and operates the Manitowoc Health Care Center;
6

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

10 Manitowoc County Code § 1.04(3)(c) is repealed.

Dated this 22nd day of April 2008.

Respectfully submitted by James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Rappe moved, seconded by Supervisor Heyroth, to adopt Resolution 21 (2008/2009-21) Authorizing Out-of-State Travel (Nancy Randolph). Upon vote, the motion carried unanimously.

No. 2008/2009 - 21

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Nancy Randolph)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Human Services Department has been developing alternatives to placing children
2 in expensive and sometimes ineffective out-of-home care; and
3

4 WHEREAS, Nancy Randolph, Child Welfare Division Manager, has been instrumental in the success
5 of this initiative and has been sharing data and outcomes with other agencies; and
6

7 WHEREAS, Nancy Randolph has been invited to facilitate a session on Transitioning Youth out of
8 Foster Care at the "A Better Deal" conference on May 8 and 9, 2008 in Washington, DC; and
9

10 WHEREAS, staff will benefit from the information provided at the conference, and all travel
11 expenses will be paid by Demos: a Network for Ideas and Action;

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
13 authorizes Nancy Randolph to travel out-of-state to attend the "A Better Deal" conference in Washington,
14 DC, scheduled for May 8 and 9, 2008.

Dated this 22nd day of April 2008.

Respectfully submitted by Edward C. Rappe, Supervisor.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Rappe moved, seconded by Supervisor Zigmunt, to adopt Resolution 22 (2008/2009-22)
Authorizing Out-of-State Travel for Human Services Department Staff to Transport a Child. Upon discussion
and vote, the motion carried unanimously.

No. 2008/2009 - 22

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL FOR
HUMAN SERVICES DEPARTMENT STAFF TO TRANSPORT A CHILD**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a child under the jurisdiction of the Manitowoc County Human Services Department
2 has been placed in relative care in Miami, Florida for the past year, but the relatives decided to stop providing
3 care for this child as of April 18, 2008; and
4

5 WHEREAS, unless Florida takes jurisdiction over the child under a Florida court order or agrees to
6 maintain placement under the Wisconsin court order, the Interstate Compact for Placement of Children
7 requires that the child be returned to Manitowoc County's jurisdiction, and the Manitowoc County Human
8 Services Department will need to send two staff members to ensure the child's safe return and the safety of
9 the its staff members because of the potential for the child to act out or engage in aggressive behavior;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
12 authorizes Lane Kinzel and Kristy Pahl to travel out-of-state for two days to escort a child from Miami,
13 Florida to Manitowoc County in the event that Florida does not take jurisdiction over the child.

Dated this 22nd day of April 2008.

Respectfully submitted by Edward C. Rappe, Supervisor.

FISCAL IMPACT: Estimated cost of \$1,500 will be paid from transportation funds presently authorized
in the Human Services Department budget.

APPROVED: Bob Ziegelbauer, County Executive.

Other Business: Supervisor Markwardt reported that Bay-Lakes Regional Planning Commission has offered
to give an educational presentation at a future meeting.

Supervisor Janowski moved to adjourn. Supervisor Schneider seconded, and the motion was adopted by
acclamation. The meeting adjourned at 8:45 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

May 20, 2008

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 University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 20th day of May, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:04 P.M.

Supervisor Behnke gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present; Bauknecht, Behnke, Brey, Bundy, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Schneider, Tittl, Vogt, Wagner, and Zigmunt. Supervisor Dobbs was absent.

On motion by Supervisor Zigmunt, seconded by Supervisor Behnke, the April 22, 2008 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Bauknecht moved, seconded by Supervisor Tittl, to approve the agenda. Upon vote, the motion carried unanimously.

Chairperson Brey declared public input open at 7:07 p.m.

Curt Drumm, President of Lakeshore Aviation, gave a brief history of the Manitowoc County Airport and spoke on the upcoming 16th annual 2008 "Thunder on the Lakeshore" Airshow scheduled for June 7 and 8. He gave an overview of the performers and events offered this year. Mr. Drumm also added that the economic impact of the airshow for Manitowoc County is \$1 to \$2 million.

Scott Nelson, Department of Transportation Northeast Region Safety Engineer, gave a presentation on the benefits of modern roundabouts citing existing examples that are throughout the state.

Jim Lamers, Department of Transportation representative, spoke on roundabouts that are to be constructed in 2009 on State Highway 310 and on Highway 67 in Kiel. He answered supervisors questions.

Reverend Tom Riley, Manitowoc, addressed the board regarding the need to implement a program for our at risk youth in Manitowoc County. In the past 1½ years he has ministered to juveniles in the Detention Center and noted that many of the juveniles are repeat offenders. He asked the board to consider partnering with the Youth Rescue Program to build a Youth Center.

Nito Medina, Youth Rescue Assistant Director, spoke on the benefits of the Youth Rescue Program. He noted that with the help of the Community, there could be a stop to the juveniles going in and out of the Juvenile Detention Center.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed at 7:59 p.m.

UNFINISHED BUSINESS, INCLUDING ANY MOTIONS TO RECONSIDER ACTIONS TAKEN AT THE LAST MEETING

Supervisor Tittl moved, seconded by Supervisor Marquardt, to take from the table and consider Resolution 1 Establishing Elected Official Compensation. The motion was adopted by unanimous consent. Supervisor Vogt moved to adopt Resolution 1 (2008/2009-23) Establishing Elected Official Compensation. Chairperson Brey placed Resolution 1 before the board for consideration. Upon discussion and vote, the motion carried with 14 ayes and 10 noes. Supervisors Bauknecht, Behnke, Hansen, Henrickson, Korinek, Maresh, Mueller, Panosh, Tittl, and Wagner voted no; all other supervisors voted aye.

No. 2008/2009 - 23

RESOLUTION ESTABLISHING ELECTED OFFICIAL COMPENSATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, Wis. Stat. § 59.22 requires that the total annual compensation of certain elected officials, exclusive of reimbursements, must be established before the earliest time for filing nomination papers for office, and Wis. Stat. § 59.22 further provides that this compensation shall not be increased or decreased during the officer's term; and

WHEREAS, the Personnel Committee has reviewed the salary of the County Clerk, County Treasurer, and Register of Deeds; and

WHEREAS, the salary for the elected office of Clerk of Court, Coroner, and Sheriff will be increased by 3 percent in 2009 and by 3 percent in 2010, and the Personnel Committee recommends that the salary for the elected offices of County Clerk, County Treasurer, and Register of Deeds be increased by 3 percent in 2009 and each subsequent year of the term of office; and

WHEREAS, the Personnel Committee recommends that these elected offices be offered the same fringe benefit package that is offered to non-represented employees;

NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the salary for the elected offices of County Clerk, County Treasurer, and Register of Deeds are set as follows:

	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
County Clerk	\$56,352.20	\$58,042.77	\$59,784.05	\$61,577.57
County Treasurer	\$56,352.20	\$58,042.77	\$59,784.05	\$61,577.57
Register of Deeds	\$56,352.20	\$58,042.77	\$59,784.05	\$61,577.57;

and

BE IT FURTHER RESOLVED that these elected officials will be offered the same fringe benefit package as is provided to non-represented employees; and

BE IT FURTHER RESOLVED that the established salary for each office will continue for ensuing terms unless changed by the County Board of Supervisors in accordance with Wisconsin law.

Dated this 20th day of May 2008.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:

	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
Wages	\$4,923.96	\$5,071.71	\$5,223.84	\$5,380.56
FICA	\$ 376.68	\$ 387.99	\$ 399.62	\$ 411.61
<u>WRS</u>	<u>\$ 566.26</u>	<u>\$ 583.25</u>	<u>\$ 600.74</u>	<u>\$ 618.76</u>
	\$5,866.90	\$6,042.95	\$6,224.20	\$6,410.93

APPROVED: Bob Ziegelbauer, County Executive.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENTS DIRECTORS

Chairperson Brey read a proclamation Commending Samantha Krepline, Manitowoc County's "Fairest of the Fair."

Chairperson Brey read a Certificate of Appreciation for John Seim, who retired from the Sheriff's Department after 23 years of service. Sheriff Rob Hermann accepted the certificate for Lieutenant Seim.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Bob Ziegelbauer's appointments of Eric Storm and alternate Brian Helminger to the Local Emergency Planning Committee for a two year expiring April 2010. Supervisor Muench moved, seconded by Supervisor Henrickson, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

Chairperson Brey presented County Executive Bob Ziegelbauer's appointments of Frank Hlinak and Sharon Walling to the Transportation Coordinating Committee for a three year term expiring April 2011. Supervisor Muench moved, seconded by Supervisor Markwardt, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Aging & Disability Resource Center Accountability Board: Supervisor Wagner moved, seconded by Supervisor Maresh, to adopt Resolution 2 (2008/2009-24) Authorizing FEMA Grant Application. Upon vote, the motion carried unanimously.

No. 2008/2009 - 24

RESOLUTION AUTHORIZING FEMA GRANT APPLICATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the United Way of America allocates Federal Emergency Management Agency (FEMA)
2 funding to counties in this district and has allocated \$1,800 to Manitowoc County for nutrition services
3 provided for individuals under the age of 60; and
4

5 WHEREAS, the Aging and Disability Resource Center Board recommends that Manitowoc County
6 apply for and accept such funds as may be available;
7

8 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
9 authorizes the Aging and Disability Resource Center to apply for and accept FEMA grant funds in an amount
10 not to exceed \$1,800; that the 2008 budget is amended by the amount of the funds received; and that the
11 Comptroller/Auditor is directed to record such information in the official books of the County for the year
12 ending December 31, 2008 as may be required.

Dated this 20th day of May 2008.

Respectfully submitted by the Aging and Disability Resource Center Board.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenue (46250.43566.16) and expenses (46250.52940) by equal amounts not to exceed \$1,800.

APPROVED: Bob Ziegelbauer, County Executive.

Board of Health: Supervisor Tittl gave a brief report.

Executive Committee: Chairperson Brey gave a brief report and announced that a Committee of the Whole meeting will be scheduled in the near future.

Chairperson Brey moved, seconded by Supervisor Maresh, to adopt Resolution 2a (2008/2009-25) Authorizing Services Agreement with Economic Development Corporation. Upon discussion and vote, the motion carried with 22 ayes, and 2 noes. Supervisors Henrickson and Markwardt voted no; all other supervisors voted aye.

No. 2008/2009 - 25

**RESOLUTION AUTHORIZING SERVICES AGREEMENT
WITH ECONOMIC DEVELOPMENT CORPORATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County previously endorsed and supported the creation of an Economic
2 Development Corporation in order to support diversified economic and community development efforts and
3 to improve the long term prosperity of the business community and residents of Manitowoc County; and
4

5 WHEREAS, Manitowoc County entered into a 3-year Services Agreement with the Economic
6 Development Corporation for the period from 2004-2007 and has appropriated funds to support the Economic
7 Development Corporation in 2008; and
8

9 WHEREAS, the Economic Development Corporation has proposed a new services agreement with
10 the county of Manitowoc and the cities of Kiel, Manitowoc, and Two Rivers that outlines the respective
11 obligations of the parties, and a copy of the proposed 2008 Services Agreement has been provided to the
12 County Board;
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
15 authorizes the County Executive to enter into the 2008 Services Agreement.

Dated this 20th day of May 2008.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: The county obligation under the agreement is \$70,632. The 2008 budget appropriated \$65,632 to fund this obligation, and the county will receive a credit of \$5,000 against fees due the EDC for administering the Revolving Loan Fund.

APPROVED: Bob Ziegelbauer, County Executive.

Expo Board: Supervisor Behnke gave a brief report. He invited supervisors to the Fairest of the Fair Volunteer Recognition Reception on May 28.

Finance Committee: Supervisor Kozlowski moved, seconded by Supervisor Zigmunt, to adopt Resolution 3 (2008/2009-26) Authorizing Transfer of Funds (Human Services Department). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 26

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS
(Human Services Department)**

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 appropriations for a given budget year; and
3

4 WHEREAS, the recently completed external audit shows that the Human Services Department
5 Special Revenue Fund has a deficit of \$934,725 for the year ended December 31, 2007, due mainly to costs
6 associated with mental health programs; and
7

8 WHEREAS, sound financial and accounting practices require that the County make the Human
9 Services Special Revenue Fund whole by transferring sufficient monies from the General Fund Undesignated
10 Account to cover the deficit;
11

12 NOW THEREFORE BE IT RESOLVED that the sum of \$934,725 is hereby transferred from the
13 County's General Fund Undesignated Account to the Human Services Special Revenue Fund for the year
14 ended December 31, 2007; and
15

16 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such
17 information in the official books of the County for the year ended December 31, 2007 as may be required to
18 effect the purposes of this resolution.

Dated this 20th day of May 2008.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Transfers \$934,725 from the General Fund Undesignated Account to the Human
Services Special Revenue Fund.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski moved, seconded by Supervisor Muench, to enact Ordinance 4 (2008/2009-27)
Amending Manitowoc County Code §4.13(5) (Register of Deeds Fees). Upon vote, the motion carried
unanimously.

No. 2008/2009 - 27

ORDINANCE AMENDING MANITOWOC COUNTY CODE § 4.13(5)
(Register of Deeds Fees)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the uniform statewide recording fee set by Wis. Stat. §§ 867.045 and 867.046 was
2 changed by Wis. Stat. § 59.43(2)(i); and
3

4 WHEREAS, the Wisconsin Rental Energy weatherization program has changed its fee structure and
5 a uniform statewide fee has been recommended; and
6

7 WHEREAS, the amount of information available from the office of the Register of Deeds and the
8 technology used to access that information has changed; and
9

10 WHEREAS, the Finance Committee recommends certain changes in the fees charged by the Register
11 of Deeds in order to conform to these recent changes;
12

13 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as
14 follows:

Manitowoc County Code sec. 4.13(5)(a) is amended as follows:

(a) The fee for recording Form HT-110, transfer of property of surviving joint tenant, ~~shall be \$20.00~~ is \$25.

Manitowoc County Code sec. 4.13(5)(b) is amended as follows:

(b) The fee for counter service for approving rental energy weatherization program stipulation forms or other documents requiring staff assistance, where no uniform state fee exists, ~~shall be \$5.00~~ is \$20.

Manitowoc County Code sec. 4.13(5)(c) is amended as follows:

(c) The Register of Deeds, in cooperation with the ~~Data Processing Information Systems~~ Department, is authorized to enter into ~~lease~~ agreements for access to information in the County land records computer system. ~~The monthly rental for access to land records information in the County computer system shall be \$75.00. The monthly fee for full internet access with the ability to print documents is \$310 for the first computer and \$105 for each additional computer. The monthly fee for access to the electronic tract index system only is \$105.~~

Dated this 20th day of May 2008.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Increases revenues by an indeterminable amount.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski gave a brief report. Their next meeting will be June 12.

Highway Committee: Supervisor Bundy gave a brief report.

Human Services Board: Supervisor Rappe gave a brief report. Their next meeting will be May 22.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner moved, seconded by Supervisor Maresh, to adopt Resolution 5 (2008/2009-28) Proclaiming June Dairy Month. Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 28

RESOLUTION PROCLAIMING JUNE DAIRY MONTH

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, agriculture accounts for over 6,000 jobs in Manitowoc County and provided record annual cash receipts of approximately 200 million dollars in 2007; and

WHEREAS, Manitowoc County agriculture accounts for a combined total economic impact of over 800 million dollars per year; and

WHEREAS, Manitowoc County ranks in the top five Wisconsin counties and in the top one percent of all counties in the United States in annual milk production; and

WHEREAS, Manitowoc County's approximately 320 dairy farms and nearly 45,000 cows produced more than 900,000,000 pounds of milk in 2007; and

12 WHEREAS, this milk has a value of more than 175 million dollars and makes up approximately 85
13 percent of Manitowoc County's agricultural income;

14
15 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors hereby
16 proclaims the entire month of June as June Dairy Month in Manitowoc County.

Dated this 20th day of May 2008.

Respectfully submitted by the Natural Resources & Education Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh gave a brief report.

Personnel Committee: Supervisor Vogt gave a brief report.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Muench, to enact Ordinance 6 (2008/2009-29) Amending Zoning Map (Country Horizons Co-Op). Upon discussion and vote, the motion carried with 23 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2008/2009 - 29

**ORDINANCE AMENDING ZONING MAP
(Country Horizons Co-Op)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on April 28, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
7

8 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as
9 follows with respect to two parcels of land located in the NW¼, SE¼, Section 5, T19N-R23E, Town of
10 Manitowoc Rapids:
11

12 Parcel No. 1, commencing at the center of said Section 5; thence southerly approximately 175
13 feet to the south r/w of USH 10; thence easterly along the south r/w of USH 10 approximately
14 730 feet which is the point of real beginning; thence southeasterly approximately 277.98 feet;
15 thence easterly approximately 229.22 feet; thence northerly approximately 120.03 feet; thence
16 westerly approximately 233.45 feet; thence northwesterly approximately 151.75 feet; thence
17 westerly along the south r/w of USH 10 approximately 18.13 feet to the point of real beginning;
18 said parcel containing approximately .71 acres of land, shall be and is hereby rezoned from A1
19 Agriculture to B1 Business; and
20

21 Parcel No. 2, commencing at the center of said Section 5; thence southerly approximately 175
22 feet to the south r/w of USH 10; thence easterly along the south r/w of USH 10 approximately
23 748.13 feet which is the point of real beginning; thence southeasterly approximately 151.75 feet;
24 thence easterly approximately 233.45 feet; thence northwesterly approximately 151.75 feet;
25 thence westerly along the south r/w of USH 10 approximately 233.45 feet to the point of real
26 beginning, said parcel containing approximately .68 acres of land, shall be and is hereby rezoned
27 from B2 Business to B1 Business.

Dated this 20th day of May 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Bauknecht, to enact Ordinance 7 (2008/2009-30) Amending Zoning Map (Kenneth Lubbert). Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Behnke voted no; all other supervisors voted aye.

No. 2008/2009 - 30

**ORDINANCE AMENDING ZONING MAP
(Kenneth Lubbert)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on April 28, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 SE $\frac{1}{4}$, SW $\frac{1}{4}$, and SW $\frac{1}{4}$, SW $\frac{1}{4}$, Section 27, T17N-R21E, Town
12 of Schleswig, commencing at the S $\frac{1}{4}$ Corner of said Section 27; thence westerly
13 approximately 211 feet to the centerline of Lax Chapel Road; thence northwesterly along the
14 centerline of Lax Chapel Road approximately 885 feet; thence southwesterly approximately
15 33 feet to the west r/w of Lax Chapel Road which is the point of real beginning; thence
16 northwesterly along the west r/w of Lax Chapel Road approximately 1076 feet; thence
17 westerly approximately 87 feet to the east OHWM of the Sheboygan River; thence southerly
18 along the OHWM of the Sheboygan River approximately 778 feet; thence southeasterly along
19 the OHWM of the Sheboygan River approximately 480 feet; thence northeasterly
20 approximately 544 feet to the point of real beginning; said parcel containing approximately
21 9.85 acres of land, shall be and is hereby rezoned from GA General Agriculture to SE Small
22 Estate.

Dated this 20th day of May 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Heyroth to enact Ordinance 8 (2008/2009-31) Amending Zoning Map (James Stadler). Upon vote, the motion carried unanimously.

No. 2008/2009 - 31

**ORDINANCE AMENDING ZONING MAP
(James Stadler)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on April 28, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 NW¼, NE¼, Section 20, T19N-R22E, Town of Cato,
12 commencing at the N¼ Corner of said Section 20; thence southerly along the centerline of Leist
13 Road approximately 33 feet; thence easterly approximately 33 feet to the north r/w of Old Irish
14 Road which is the point of real beginning; thence continue easterly along the north r/w of Old
15 Irish Road approximately 290 feet; thence southerly approximately 115 feet; thence
16 southwesterly approximately 400 feet; thence northerly along the east r/w of Leist Road
17 approximately 375 feet to the point of real beginning; said parcel containing approximately 1.98
18 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 20th day of May 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Markwardt and Supervisor Bauknecht gave brief reports.

Public Works Committee: Supervisor Behnke gave a brief report.

Supervisor Behnke moved, seconded by Supervisor Gauger, to adopt Resolution 9 (2008/2009-32)
Authorizing Application for Drug Disposal Program Grant. Upon vote, the motion carried unanimously.

No. 2008/2009 - 32

**RESOLUTION AUTHORIZING APPLICATION FOR
DRUG DISPOSAL PROGRAM GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board recognizes the benefits of a program to collect old,
2 unused, and unwanted medications; and
3

4 WHEREAS, the Manitowoc County's Drug Disposal Program is intended to offer education and
5 assistance to citizens in the proper handling and disposal of old, unused, and unwanted medications through
6 the distribution of public information materials, presentations to citizen groups, and the designation of
7 specific days for the collection and disposal of old, unused, and unwanted medications; and
8

9 WHEREAS, Manitowoc County has successfully organized and conducted Drug Disposal Programs
10 in the past, has declared its intent to conduct annual Drug Disposal Programs subject to public response and
11 the appropriation of funding, and can apply for a state grant for the Drug Disposal Program that it is planning
12 for 2008; and

13 WHEREAS, Sheboygan County has also successfully organized and conducted Drug Disposal
14 Programs in the past, has declared its intent to conduct annual Drug Disposal Programs subject to public
15 response and the appropriation of funding, and can apply for a state grant for the Drug Disposal Program that
16 it is planning for 2008; and
17

18 WHEREAS, Manitowoc County and Sheboygan County want to conduct a joint program in 2008
19 in order to realize the economic benefits and efficiencies that result from intergovernmental cooperation; and
20

21 WHEREAS, the Manitowoc County Public Works Director will serve as the Grant Coordinator for
22 both counties; and
23

24 WHEREAS, Manitowoc County and Sheboygan County will, if awarded a state grant for a joint Drug
25 Disposal Program, carry out all activities described in the state grant application; will allow employees from
26 the Wisconsin Department of Natural Resources and the Wisconsin Department of Agriculture, Trade and
27 Consumer Protection access to inspect any Drug Disposal Program site; and will maintain records
28 documenting all expenditures made during and for the Drug Disposal Program; and
29

30 WHEREAS, Manitowoc County and Sheboygan County will submit a final report to the Wisconsin
31 Department of Agriculture, Trade and Consumer Protection describing all Drug Disposal Program activities,
32 achievements, and problems; comparing the actual program with the activities and objectives proposed in the
33 application; providing samples of information and education brochures, data on participation rates and waste
34 quantities collected, and documentation of project costs; and making appropriate recommendations;
35

36 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
37 authorizes the Public Works Director to apply for and accept a state grant for the purpose of conducting a
38 joint Manitowoc County and Sheboygan County Drug Disposal Program during 2008; and
39

40 BE IT FURTHER RESOLVED the 2008 budget is amended by the amount of any grant funds
41 received and that the Comptroller/Auditor is directed to record such information in the official books of the
42 County for the year ending December 31, 2008 as may be required.

Dated this 20th day of May 2008.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No tax levy impact. Appropriate revenue and expenditure line items in the 2008
budget will be amended by equal amounts that will not exceed the amount of any
grant awarded.

APPROVED: Bob Ziegelbauer, County Executive.

Safety Net Accountability Panel: Supervisor Kozlowski reported their meeting will be May 22.

Other Business: Supervisor Zigmunt requested that Jerry Halverson, Soil and Water Director, give a report
at the next meeting on the Cooperstown wells issue.

Chairperson Brey invited all Supervisors to walk in the Memorial Day Parade on May 26.

Supervisor Janowski moved to adjourn. Supervisor Muench seconded, and the motion was adopted by
acclamation. The meeting adjourned at 9:20 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

June 17, 2008

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 University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 17th day of June, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:04 P.M.

Supervisor Konen gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 23 members present; Bauknecht, Behnke, Brey, Bundy, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Schneider, Tittl, Vogt, Wagner, and Zigmunt. Supervisor Rappe was excused and Supervisor Dobbs was absent.

On motion by Supervisor Zigmunt, seconded by Supervisor Markwardt, the May 20, 2008 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Behnke moved, seconded by Supervisor Bauknecht, to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENTS DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Commemorating James R. Schmitt. Mrs. Schmitt commented that she was honored to receive the recognition for Jim.

Chairperson Brey declared public input not relating to zone amendment issues open at 7:12 p.m.

Don Goeke, Manitowoc, spoke on an article in the Green Bay newspaper that described governmental medical and dental payments for supervisors in Green Bay.

Lynn Korinek, Town of Gibson, asked the Board to reject the appointments to the Board of Adjustment. Lynn stated that the Board of Adjustment has disregarded County Code rules and the Board of Adjustment bylaws. She requested that the County Executive interview other applicants who applied for the Board of Adjustment. She also submitted an Environmental Impact Statement prepared by the Town of Roxbury, New York, Planning Board.

Scott Gunderson, Manitowoc County Dairy Agent, thanked the County Board for the Proclamation recognizing June Dairy Month. He stated that there are more cows than people in Manitowoc County and informed the Board on the Dairy Industry, recent flooding, and rising food costs.

Chairperson Brey declared public input on non-zoning amendment issues closed at 7:26 P.M. and opened public input on zoning amendment issues.

Jim Pfefferkorn, Town of Manitowoc Rapids, spoke in opposition to the request to rezone the property on the corner of 310 and I-43. He asked the Board to vote against the ordinance amending the zone change that is before them this evening.

Sue Westbrook, Town of Manitowoc Rapids, addressed the Board regarding the request to rezone a parcel of land that abuts her property. She respectfully requested the Board to vote against it.

Judy Diener, Town of Manitowoc Rapids, opposed the rezone request and stated that as an abutting landowner, she was not contacted by the prospective buyer. She asked the Board to vote against the rezone request.

Norbert Carollo, Town of Manitowoc Rapids, Manitowoc, talked about a letter he sent to supervisors in opposition to the rezone request. He cited reasons that included unsafe traffic conditions, and excessive noise and dust. He asked the Board to consider these factors and vote against the rezone request.

Yvonne Braunel, Town of Manitowoc Rapids, Manitowoc, referred to a state statute that would prohibit the approval of a rezone request when 51 per cent of the abutting property owners were opposed to it.

Lee Braunel, Town of Manitowoc Rapids, Manitowoc, gave a brief history of the land issues in that area. He asked the Board to deny the rezone amendment.

Diane Backhaus, Town of Manitowoc Rapids, Manitowoc, stated that she was informed by the prospective land buyer that the property would have an office, trees, and a storage building and later learned it would include piles of gravel and concrete. She noted that the property is valuable farm land.

Dave Korte, Town of Manitowoc Rapids Chairperson, talked about the rezone procedure at the town level and stated that protocol was in accordance with the rules.

Dave Blackwell, Town of Manitowoc Rapids, Manitowoc, stated that he moved to the area because the land was green and natural. He requested that the Board keep it that way.

Jason Radandt, Town of Liberty, addressed the Board regarding the procedure he followed to request the rezone of the parcel on the corner of Highway 310 and I-43 that he was planning to purchase for his business. He stated that he would maintain the road, plant trees, erect a fence around the property, and crush stone on the property approximately two to four weeks a year.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed at 7:57 p.m.

UNFINISHED BUSINESS, INCLUDING ANY MOTIONS TO RECONSIDER ACTIONS TAKEN AT THE LAST MEETING

Supervisor Brey moved, seconded by Supervisor Behnke, to override County Executive Bob Ziegelbauer's veto of Resolution No. 2008/2009-25 Authorizing Services Agreement with Economic Development Corporation. Upon discussion and vote, the motion carried with 21 ayes and 2 noes. Supervisors Korinek and Markwardt voted no; all other supervisors vote aye.

MISCELLANEOUS:

County Executive Bob Ziegelbauer and Planning and Park Director Mike Demske presented a Certificate of Appreciation to Tom Ward for 34 years of service to Manitowoc County. Tom thanked the Board and gave an overview of accomplishments during his tenure. He challenged Board members, as policymakers, to be involved in attending meetings so that they can make informed decisions.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Bob Ziegelbauer's appointments of Irma Gosselin and Howard Kluczinske to the Aging and Disability Resource Center Accountability Board for three year terms expiring July 2011. Supervisor Mueller, moved, seconded by Supervisor Maresh, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

Chairperson Brey presented County Executive Bob Ziegelbauer's appointments of Earl Glaeser, Orville

Bonde and alternate Bob Rasmussen to the Board of Adjustment for three year terms expiring July 2011. Supervisor Muench moved, seconded by Supervisor Behnke, to approve the appointments. Upon discussion and vote, the appointments were confirmed with 13 ayes and 10 noes. Supervisors Bauknecht, Hansen, Heyroth, Konen, Korinek, Kozlowski, Panosh, Tittl, Vogt, and Zigmunt voted no; all other supervisors voted aye.

Chairperson Brey presented County Executive Bob Ziegelbauer's appointment of Robert Ziegelbauer to the Local Emergency Planning Committee for a two year term expiring July 2010. Supervisor Muench moved, seconded by Supervisor Henrickson, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

Chairperson Brey presented County Executive Bob Ziegelbauer's appointments of Dan Pawlitzke and alternates David Less and Ken Stubbe to the Northeast Wisconsin Regional Economic Partnership for a one year term expiring July 2009. Supervisor Gauger moved, seconded by Supervisor Maresh, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

Chairperson Brey presented County Executive Bob Ziegelbauer's appointment of Edward J. Spurney to the Planning and Park Commission for a seven year term expiring July 2015. Supervisor Muench moved, seconded by Supervisor Korinek, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

Chairperson Brey presented County Executive Bob Ziegelbauer's appointment of Christine Kornely to the Manitowoc Public Library Board of Trustees to complete Jay Muchin's term expiring July 1, 2009. Supervisor Vogt moved, seconded by Supervisor Bauknecht, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

Chairperson Brey presented County Executive Bob Ziegelbauer's appointments of Laurie Gehrke to the Wisconsin Works Steering Committee to complete Dale Moschea's term expiring December 31, 2010 and Kate Hildebrandt to the Wisconsin Works Steering Committee to complete a vacancy expiring December 31, 2010. Supervisor Tittl moved, seconded by Supervisor Markwardt, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Board of Health: Supervisor Tittl gave a brief report and answered supervisors' questions.

Executive Committee: Chairperson Brey announced that there will be an Executive Committee meeting on June 24 and a Committee of the Whole meeting on June 26.

Expo Board: Supervisor Behnke gave a brief report.

Finance Committee: Supervisor Kozlowski moved, seconded by Supervisor Muench, to enact Ordinance 1 (2008/2009-33) Amending Manitowoc County Code Ch. 4 (Financial and Budgetary Procedure). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 33

ORDINANCE AMENDING MANITOWOC COUNTY CODE CH. 4 (Financial and Budgetary Procedure)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Comptroller/Auditor has advised the Finance Committee of the need to amend
2 certain provisions of Manitowoc County Code chapter 4 that pertain to financial and budgetary procedure to
3 reflect changes in the organization and operation that have taken place; and
4

5 WHEREAS, the Finance Committee has reviewed and recommends the proposed changes;
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. 4.04(7) is amended to read as follows:
11

12 (7) No claim by a county employee or officer for reimbursement of travel expenses may be paid
13 unless the claim is submitted to the comptroller/auditor within 90 days of the date the expense was incurred.
14

15 Manitowoc County Code sec. 4.05 is repealed and recreated to read as follows:
16

17 4.05 Budget Development, Adoption, and Amendment. Manitowoc County utilizes an annual budget
18 for financial planning, and the budget will be developed and adopted using the procedure described in this
19 section.
20

21 (1) The county executive will prepare, publish, and present a proposed annual budget for the next
22 year at a county board meeting to be held on or before October 15.
23

24 (2) The proposed budget will list revenues by category or classification, or both, and will list
25 expenditures by department or activity, or both. The county executive, with the advice of the
26 comptroller/auditor, will determine the funds to be reported in the budget, and the proposed budget will be
27 formatted in a manner that complies with generally accepted governmental accounting standards and
28 applicable state statutes.
29

30 (3) The county board will hold a public hearing on the proposed budget at its annual meeting.
31

32 (4) The county board will designate a date or dates in November on which it will deliberate on the
33 proposed budget.
34

35 (5) The finance committee will review the proposed budget, may conduct additional meetings or
36 hearings, and will make a recommendation to the county board regarding the proposed budget at least 7 days
37 prior to the first scheduled meeting set for deliberation on the proposed budget.
38

39 (6) The county board will adopt an annual budget for the next year at a county board meeting held
40 on or before November 23.
41

42 (7) The annual budget adopted by the county board will be presented to the county executive for
43 approval or objection in accordance with Wis. Stat. § 59.17(6).
44

45 (8) The county board may schedule a meeting at least 7 days after its adoption of the annual budget
46 for review of any county executive vetoes.
47

48 (9) Once the budget becomes effective, the amount set for a department or activity in the budget may
49 not be changed except as provided in sec. 4.06 or by a budget amendment enacted by a two-thirds vote of the
50 entire county board.
51

52 Manitowoc County Code sec. 4.06 is amended to read as follows:
53

4.06 Budget Adjustments. (1) County Executive Authority. The county executive may approve a department's request to transfer funds between line items within an activity area provided that the transfer does not cause the department to exceed the total appropriation for the activity or otherwise adversely impact the overall county budget. The department must submit a written request to the county executive specifying the line items involved and the amount of the transfer proposed. The department must provide a copy of its request to the comptroller/auditor, who will advise the county executive regarding the request and who will notify the department's oversight committee and the finance committee of any approved transfer.

(2) Finance Committee Authority. The finance committee may approve a request from the county executive to transfer up to 10 per cent of the amount from an activity area in a department to another activity area within that department or to transfer up to 10 per cent of a department's budget from the contingent fund to the department's budget. The county executive must submit a written request to the finance committee specifying the activity areas involved and the amount of the proposed transfer. The finance committee may act on the request or refer the matter to the county board for action. Nothing in this paragraph authorizes the finance committee to fund a new position unless the position is created pursuant to sec. 5.02(6).

Manitowoc County Code sec. 4.08 is repealed and recreated to read as follows:

4.08 Finance Committee Powers. The finance committee has the following powers and duties:

(1) To review the county executive's proposed budget, to receive amendments proposed by standing committees, and make recommendations to the county board.

(2) To review and make a recommendations to the county board on any proposed budget amendment that is not acted on under sec. 4.06.

(3) To recommend to the county board the amount of property taxes that must be levied to finance the operations of the county.

(4) To review expenditures of county agencies, boards, commissions, committees, and departments and to determine whether those expenditures are consistent with the adopted budget and all other applicable regulations, rules, ordinances, or laws.

(5) To review the financial condition of county agencies, boards, commissions, committees, departments, and other recipients of county financial support and to direct an audit, including an outside audit, of any agency, board, commission, committee, department, or other recipient of county financial support to determine whether funds under county control or allocated by the county have been properly managed.

(6) To examine and settle all accounts of the county and all claims, demands, or causes of action against the county in amounts budgeted by the county, or if not budgeted by the county, in an amount not to exceed \$10,000.

(7) To represent the county in all financial and budgetary matters where no other provision is made.

This ordinance amendment is effective July 1, 2008.

Dated this 17th day of June 2008.

Respectfully submitted by the Finance Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski gave a brief report on the Finance Committee, the Safety Net Accountability Panel, and the Utility Tax Association.

Discussion took place on the Silver Creek Volunteer Fire Department Water Main Extension Issue. Supervisor Behnke moved to forego the \$22,050 assessment for the Silver Creek Volunteer Fire Department water main extension. He amended the motion to add “as long as it would stay within the possession of the Silver Creek Volunteer Fire Department.” Discussion followed. Supervisor Behnke rescinded the motion. Corporation Counsel will look into the issue.

Highway Committee: Supervisor Bundy moved, seconded by Supervisor Konen, to adopt Resolution 2 (2008/2009-34) Adopting Statement of Project Intentions (Manitowoc County Airport). Upon vote, the motion carried unanimously.

No. 2008/2009 - 34

**RESOLUTION ADOPTING STATEMENT OF PROJECT INTENTIONS
(Manitowoc County Airport)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County owns and operates the Manitowoc County Airport and desires to
2 maintain and improve the airport;

3
4 WHEREAS, Wisconsin Statutes require a Statement of Project Intentions from airport owners that
5 contemplate receiving federal or state aid, or both, within the next six years, and this Six-Year Statement of
6 Project Intentions is used by the Department of Transportation, Bureau of Aeronautics for planning and
7 budgeting purposes and is not a petition for federal or state aid; and

8
9 WHEREAS, the Highway Committee has reviewed the projects listed below and recommends that
10 the Manitowoc County Board of Supervisors adopt them as its Six-Year Statement of Project Intentions for
11 the Manitowoc County Airport;

12
13 NOW, THEREFORE BE IT RESOLVED that the Manitowoc County Board of Supervisors adopts
14 the following as its Six-Year Statement of Project Intentions for airport improvement projects:

15			
16	2008	Design fence, phase 1	\$ 458,422;
17	2009	Construct fence, land acquisition	\$ 518,424;
18	2010	Construct security/perimeter fence	\$ 157,894;
19	2011	Design/construct helipad	\$ 200,000;
20	2012	Design FBO hangar	\$ 31,579;
21	2013	Construct FBO hangar	\$ 284,211; and
22			

23 BE IT FURTHER RESOLVED that no petition for grant funding may be filed and no funds may be
24 received or expended for any project without the express authorization of the County Board in the form of
25 a project-specific resolution.

Dated this 17th day of June 2008.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: No tax levy impact. Resolutions authorizing filing a petition for grant funding and the expenditure of funds for a project will be brought to the County Board for approval before starting the project.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisors Markwardt and Konen gave brief reports on the 2008 Summer Highway Conference that took place in Wisconsin Dells.

Human Services Board: Supervisor Bauknecht, seconded by Supervisor Henrickson, to adopt Resolution 3 (2008/2009-35) Authorizing Out-of-State Travel (Diane Leonhard). Upon vote, the motion carried unanimously.

No. 2008/2009 - 35

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Diane Leonhard)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Human Services Department utilizes CMHC/Netsmart computer software system to
2 manage client and financial data, and Staff Accountant Diane Leonhard has been instrumental in the set-up
3 and ongoing financial operation of this system;

4
5 WHEREAS, the Human Services Department needs to expand its in-house system administration
6 capability; and

7
8 WHEREAS, the National MIS User Group is conducting two full days of high quality, low cost
9 training directly related to system operations for the program from June 30, 2008 to July 1, 2008 in Nashville,
10 Tennessee; and

11
12 WHEREAS, this concentrated training is less costly than similar week-long training conducted at the
13 company's headquarters in Dublin, Ohio and will provide Ms. Leonhard the benefit of networking with
14 several instructors and user members that will enable her to bring back information to train other staff
15 members;

16
17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
18 Diane Leonhard to travel out-of-state to attend the "National MIS User Group Training Summit" scheduled
19 for June 30 – July 1, 2008 in Nashville, Tennessee.

Dated this 17th day of June 2008.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: Travel and training expenses of \$1,457 are included in the budget.

APPROVED: Bob Ziegelbauer, County Executive.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner moved, seconded by Supervisor Maresh, to adopt Resolution 4 (2008/2009-36) Amending 2008 Budget (Aging and Disability Resource Center). Upon vote, the motion carried unanimously.

No. 2008/2009 - 36

**RESOLUTION AMENDING 2008 BUDGET
(Aging and Disability 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 and Disability Resource Center; and

3
4 WHEREAS, the Aging and Disability Resource Center Board has reviewed the impact of the changes
5 and recommends approval of the following modifications to the 2008 Budget:

6	Revenue or	Account		
7	<u>Expense</u>	<u>Number</u>	<u>Description</u>	<u>Amount</u>
8				
9	Revenue	46100.43566.01	Congregate Meal Program	\$ 396
10	Expense	46100.52940	Contracted Food	396
11				
12	Revenue	46250.43566.03	Home-delivered meals	1,011
13	Expense	46250.52940	Contracted Food	1,011
14				
15	Revenue	46325.43566.05	Title IIIB Grant	210
16	Expense	46325.51100	Personnel Services	210
17				
18	Revenue	46325.43566.12	Title IIID Grant	(123)
19	Expense	46325.52108	Public Health Services	(123)
20				
21	Revenue	46430.43566.14	Family Caregiver Support Grant	(1,735)
22	Expense	46430.52999	Contracted Services	(1,735); and
23				

24 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
25 2008 Budget is amended by the amounts stated above and that the Comptroller/Auditor is directed to record
26 such information as may be required in the official books of the County for the year ending December 31,
27 2008.

Dated this 17th day of June 2008.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenses by equal amounts.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Wagner gave a brief report.

Personnel Committee: Supervisor Vogt gave a brief report.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Muench, to enact Ordinance 5 Amending Zoning Map (R&R Land Holding, LLC). Discussion followed.

Amendment: Supervisor Muench moved, seconded by Supervisor Mueller, to refer Ordinance 5 Amending Zoning Map (R & R Land Holdings, LLC) back to Planning and Park Commission to verify signatures on the petition. Upon discussion and vote, the motion failed with 20 nays and 3 ayes. Supervisors Mueller, Muench, and Wagner voted aye; all other supervisors voted no.

Upon discussion and vote on the main motion, the motion failed with 4 ayes and 19 noes. Supervisors Konen, Mueller, Muench, and Wagner voted aye; all other supervisors voted no.

Supervisor Mueller moved, seconded by Supervisor Bauknecht, to enact Ordinance 6 (2008/2009-37) Amending Zoning Map (Bernadine Maigatter). Upon vote, the motion carried with 21 ayes, 1 no, and 1 abstention. Supervisor Konen voted no; Supervisor Henrickson abstained; all other supervisors voted aye.

No. 2008/2009 - 37

**ORDINANCE AMENDING ZONING MAP
(Bernadine Maigatter)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on June 2, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
7

8 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as
9 follows with respect to two parcels of land located in Section 11, T21N-R24E, Town of Two Creeks:

10 Parcel No. 1, located in the NW¼, Section 11, commencing at the W¼ corner of said Section 11;
11 thence northerly along the centerline of STH 42 approximately 800 feet; thence easterly approximately
12 33 feet to the east r/w of STH 42 which is the point of real beginning; thence continue easterly
13 approximately 838 feet; thence northerly approximately 260 feet; thence westerly approximately 838
14 feet; thence southerly along the east r/w of STH 42 approximately 260 feet to the point of real
15 beginning; said parcel containing approximately 5.0 acres of land, shall be and is hereby rezoned from
16 A3 Agriculture to A2 Agriculture; and
17

18 Parcel No. 2, located in the NE¼, Section 11, commencing at the E¼ corner of said Section 11; thence
19 northerly approximately 500 feet; thence westerly approximately 33 feet to the west r/w of Lake Shore
20 Road which is the point of real beginning; thence continue westerly approximately 507 feet; thence
21 northerly approximately 430 feet; thence easterly approximately 507 feet; thence southerly along the
22 west r/w of Lake Shore Road approximately 430 feet to the point of real beginning, said parcel
23 containing approximately 5.0 acres of land, shall be and is hereby rezoned from A3 Agriculture to A2
24 Agriculture.

Dated this 17th day of June 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Heyroth, to enact Ordinance 7 (2008/2009-38) Amending
Zoning Map (Constance Schultz). Upon vote, the motion carried with 21 ayes, 1 no, and 1 abstention.
Supervisor Schneider voted no; Supervisor Maresh abstained; all other supervisors voted aye.

No. 2008/2009 - 38

**ORDINANCE AMENDING ZONING MAP
(Constance Schultz)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on June 2, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 SW¼, NE¼, Section 16, T21N-R23E, Town of Gibson, commencing
12 at the center of said Section 16; thence easterly along the centerline of Tuma Lake Road approximately
13 1320 feet; thence northerly approximately 350 feet; thence westerly approximately 27.14 feet which
14 is the point of real beginning; thence continue westerly approximately 205.83 feet; thence northerly
15 approximately 212.14 feet; thence easterly approximately 201.38 feet; thence southerly approximately
16 215.60 feet to the point of real beginning, said parcel contains approximately 1.0 acres of land shall
17 be and is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 17th day of June 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson gave a brief report and invited supervisors to the jail inspection that will take place on July 8.

Public Works Committee: Supervisor Behnke moved, seconded by Supervisor Vogt to adopt Resolution 8 (2008/2009-39) Authorizing Application for Household and Agricultural Clean Sweep Grant. Upon vote, the motion carried unanimously.

No. 2008/2009 - 39

**RESOLUTION AUTHORIZING APPLICATION FOR
HOUSEHOLD AND AGRICULTURAL 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 disposal
2 and storage of potentially hazardous household and agricultural waste; and
3

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

9 WHEREAS, Manitowoc County has successfully organized and conducted Clean Sweep Programs in
10 the past, has declared its intent to conduct annual Clean Sweep Programs subject to public response and the
11 appropriation of funding, is planning a collection for May 2009, and can apply for a state grant for the
12 Household and Agricultural Clean Sweep Program; and
13

14 WHEREAS, Calumet, Fond du Lac, and Sheboygan Counties have also successfully organized and
15 conducted Clean Sweep Programs in the past, have declared their intent to conduct annual Clean Sweep
16 Programs subject to public response and the appropriation of funding and are planning collections for May
17 2009, and can apply for a state grant for the Household and Agricultural Clean Sweep Program; and
18

19 WHEREAS, Manitowoc, Calumet, and Sheboygan Counties have successfully organized and
20 conducted joint Clean Sweep Programs in the past, realize the economic benefits and efficiencies that result
21 from conducting joint programs, and want to conduct a joint program again in 2009 with Fond du Lac
22 County; and
23

24 WHEREAS, the Manitowoc County Public Works Director will serve as the Grant and Program
25 Coordinator and staff from the other counties will provide assistance and support in their areas of expertise;
26 and

27 WHEREAS, Manitowoc, Calumet, Fond du Lac, and Sheboygan Counties will, if awarded a state grant
28 for a joint Household and Agricultural Clean Sweep Program, carry out all activities described in the state
29 grant application; will allow employees from the Wisconsin Department of Natural Resources and the
30 Wisconsin Department of Agriculture, Trade and Consumer Protection access to inspect any Clean Sweep
31 Program site; and will maintain records documenting all expenditures made during and for the Clean Sweep
32 Program; and
33

34 WHEREAS, Manitowoc, Calumet, Fond du Lac, and Sheboygan Counties will submit a final report
35 to the Wisconsin Department of Agriculture, Trade and Consumer Protection describing all Clean Sweep
36 Program activities, achievements, and problems; comparing the actual program with the activities and
37 objectives proposed in the application; providing samples of information/education brochures, data on
38 participation rates and waste quantities collected, and documentation of project costs; and making appropriate
39 recommendations;
40

41 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
42 the Public Works Director to apply for and accept a state grant for the purpose of conducting a joint
43 Manitowoc, Calumet, Fond du Lac, and Sheboygan Counties Household and Agricultural Hazardous Waste
44 Clean Sweep Program during 2009; and
45

46 BE FURTHER RESOLVED that the Manitowoc County Board of Supervisors authorizes the Public
47 Works Director to enter into or renew a Memorandum Of Understanding with Calumet, Fond du Lac, and
48 Sheboygan in order to conduct a joint Manitowoc, Calumet, Fond du Lac, and Sheboygan Counties
49 Household and Agricultural Hazardous Waste Clean Sweep Program during 2009.

Dated this 17th day of June 2008.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No fiscal impact in 2008. No tax levy impact in 2009 because appropriate revenue
and expenditure line items in the 2009 budget will be amended by equal amounts
that will not exceed the amount of any grant awarded.

APPROVED: Bob Ziegelbauer, County Executive.

Transportation Coordinating Committee: Supervisor Mueller gave a brief report.

Miscellaneous:

Personnel Committee and Public Safety Committee

Supervisor Henrickson moved, seconded by Supervisor Vogt, to adopt Resolution 9 (2008/2009-40)
Authorizing Creation of Full Time Patrol Officer Position. Upon discussion and vote, the motion carried with
21 ayes, 1 no, and 1 abstention. Supervisor Wagner voted no; Supervisor Konen abstained; and all other
supervisors voted aye.

No. 2008/2009 - 40

RESOLUTION AUTHORIZING CREATION OF FULL-TIME PATROL OFFICER POSITION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, protection of people and property is one of the essential responsibilities of county
2 government; and
3

4 WHEREAS, the staff at the Sheriff's Department are presently frequently required to work significant

5 overtime in order to provide mandated and required services; and

6 WHEREAS, an increased demand for transports by the Sheriff's Department has contributed to the
7 need to add one additional position to the department; and

8
9 WHEREAS, stable jail revenue is available to fund the cost of adding one additional position;

10
11 NOW, THEREFORE, BE IT RESOLVED that the number of authorized positions in the Sheriff's
12 Department is increased by one full-time equivalent Patrol Officer position; and

13
14 BE IT FURTHER RESOLVED that this position be filled in accordance with the Wisconsin
15 Professional Police Association bargaining agreement and Manitowoc County's personnel policies; and

16
17 BE IT FURTHER RESOLVED that the 2008 budget is amended accordingly and that the
18 Comptroller/Auditor is directed to record such information in the official books of the County for the year
19 ended December 31, 2008 as may be required.

Dated this 17th day of June 2008.

Respectfully submitted by the Public Safety and Personnel Committees.

FISCAL IMPACT: No tax levy impact. The position will be funded without any increase to the 2008 budget. The total annual cost of the position is:

Wages	\$41,555.87
FICA	\$ 3,179.02
WRS	\$ 5,526.93
Health Insurance	\$14,834.72
Life Insurance	\$ 26.63
Long Term Disability	\$ 120.51
<u>Workers Compensation</u>	<u>\$ 379.41</u>
Total Cost	\$65,623.09

LEGAL NOTE: This resolution creates a new position that will be funded from the existing budget and only requires a simple majority pursuant to MCC § 5.05(6)(b)4. Reviewed and approved as to form by Corporation Counsel.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zigmunt moved to adjourn. Supervisor Henrickson seconded, and the motion was adopted by acclamation. The meeting adjourned at 10:17 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

July 24, 2008

Tuesday, 7:00 PM

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 15th day of July, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:13 P.M.

Supervisor Janowski gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present; Bauknecht, Behnke, Brey, Bundy, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Schneider, Tittl, Vogt, Wagner, and Zigmunt.

On motion by Supervisor Gauger, seconded by Supervisor Muench, the June 17, 2008 meeting minutes were approved on a unanimous vote.

On motion by Supervisor Henrickson, seconded by Supervisor Bauknecht, the June 26 Committee of the Whole meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Maresh moved, seconded by Supervisor Janowski, to approve the agenda. Upon vote, the motion carried unanimously.

Chairperson Brey declared public input open at 7:17 p.m.

Jane Babcock, Manitowoc County Veterans' Service Officer, presented statistics on the high number of veterans and veterans families in Manitowoc County compared to the low number of funding from the Veterans Administration that is coming into the County. She explained that necessary claims cannot be filed with part time clerical staff and as the Veterans Service Officer, she does not have the time to do outreach in nursing homes or senior centers to inform veterans of their benefits.

Jeff Roberts, Town of Two Creeks, addressed the Board regarding wind turbine regulations. He asked the Board to ensure that wind turbines are compliant with the noise standards set forth in the county wind turbine ordinance.

Jim Bauhs, Town of Schleswig, spoke on the forty-five foot wind tower that he planned to erect on his personal property. He expressed concern that the \$1000 permit fee is excessive and the set-back requirements for a small wind tower are too stringent.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed at 7:32 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENTS DIRECTORS

Todd Reckelberg, Comptroller, introduced Michael Konecny, External Auditor from Schenk Business Solutions, who summarized results of the 2007 Comprehensive Annual Financial Report and indicated that there are no significant deficiencies. He answered supervisors' questions.

Jerry Halverson, Soil and Water Department Director, gave a presentation on the wells in the Town of Cooperstown. He described an area within a fifty mile radius that has contaminated wells caused by problems that include a karst region of fractured bedrock and sinkholes, winter waste spreading in fields, human waste, and sinkholes in ditches around the Brown County Authority pipeline. He noted that 18 out of 30 wells tested positive for e-coli in June. He answered supervisors' questions.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Bob Ziegelbauer's appointments of Mark Busse and alternate Bill Manis to the Joint Dispatch Board for two year terms expiring August 2010. Supervisor Muench moved, seconded by Supervisor Henrickson, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Aging & Disability Resource Center Board: Supervisor Wagner moved, seconded by Supervisor Maresh, to adopt Resolution 1 (2008/2009-41) Authorizing Application for Allocated Funds and Amending Budget (Arthritis Prevention Program and Control Program). Upon vote, the motion carried unanimously.

No. 2008/2009 - 41

RESOLUTION AUTHORIZING APPLICATION FOR ALLOCATED FUNDS AND AMENDING BUDGET (Arthritis Prevention Program and Control Program)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Health and Family Services, Division of Public Health,
2 has allocated an additional \$19,500 to Manitowoc County for the Wisconsin Arthritis Prevention and Control
3 Program; and
4

5 WHEREAS, the Aging and Disability Resource Center Board recommends that the 2008 budget be
6 amended as shown below to reflect the increased revenue and expenditures that result from the increased
7 allocation:
8

Revenue or <u>Expense</u>	Account <u>Number</u>	<u>Description</u>	<u>Amount</u>
Revenue	46415.43566.22	Arthritis Prevention Program	\$19,500
Expense	46415.52175	Contract worker	1,637
Expense	46415.52999	Contracted services	3,500
Expense	46415.53001	Office supplies	3,000
Expense	46415.53005	Operating supplies	2,000
Expense	46415.53007	Postage	500
Expense	46415.53019	Advertising	8,000
Expense	46415.53998	Other operating supplies	863;

9
10
11
12
13
14
15
16
17
18
19
20 NOW, THEREFORE, BE IT RESOLVED that the Aging and Disability Resource Center is authorized
21 to apply for the allocated funds, that the 2008 budget is amended by the amount of any funds received, and
22 that the Comptroller/Auditor is directed to record such information in the official books of the County for the
23 year ending December 31, 2008 as may be required.

Dated this 15th day of July.

Respectfully submitted by the Aging and Disability Resource Center Board.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenue and expenses by equal amounts not to exceed \$19,500.

APPROVED: Bob Ziegelbauer, County Executive.

Executive Committee: Chairperson Brey gave a brief report..

Finance Committee: Supervisor Kozlowski gave a brief report.

Highway Committee: Supervisor Bundy gave a brief report.

Human Services Board: Supervisor Rappe moved, seconded by Supervisor Hansen, to adopt Resolution 2 (2008/2009-42) Authorizing Out-of-State Travel (Human Services Department). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 42

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Human Services Department)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Nancy Randolph, Lane Kinzel, and Sarah Tarjeson have been selected by the State of
2 Wisconsin to attend the 2008 Training Institutes program on Developing Local Systems of Care for Children
3 and Adolescents with Emotional Disturbances and Mental Health Needs that will be held in Nashville,
4 Tennessee; and
5

6 WHEREAS, a training subsidy is available from the Wisconsin Office of Justice Assistance and the
7 Bureau of Substance Abuse and Mental Health to cover registration, travel, lodging, and other expenses for
8 this training;
9

10 WHEREAS, this training will benefit the Human Services Department in its efforts to develop
11 community-based services as an alternative to out-of-county placements by providing information on
12 financing mental health services; effectively serving children and families involved in child welfare programs;
13 developing family search, engagement, and treatment approaches; and partnering with schools;
14

15 NOW, THEREFORE, BE IT RESOLVED that Nancy Randolph, Lane Kinzel, and Sarah Tarjeson are
16 authorized to travel out-of-state to attend the 2008 Training Institutes program that is scheduled for
17 July 16-20, 2008 in Nashville, Tennessee.

Dated this 15th day of July 2008.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: No tax levy impact. Estimated training expenses of \$3,435 are authorized in the 2008 budget and will be covered by training allocations from the Office of Justice Assistance and Bureau of Substance Abuse and Mental Health Services.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Rappe gave a brief report.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Korinek gave a brief report.

Personnel Committee: Supervisor Vogt gave a brief report.

Supervisor Vogt moved, seconded by Supervisor Rappe, to adopt Resolution 3 (2008/2009-43) Approving Amendment to Identification Card Policy. Upon vote, the motion carried unanimously.

No. 2008/2009 - 43

**RESOLUTION APPROVING AMENDMENT
TO IDENTIFICATION CARD POLICY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, Manitowoc County adopted an Identification Card Policy on April 22, 2008; and

2
3 WHEREAS, amendments have been requested to section 31.05 to allow for the use of professional
4 names and to provide an alternative format for display of first and last names; and

5
6 WHEREAS, amendments have been requested to section 31.06 so that the identification card is not
7 be required to be worn when an employee is participating in court or other formal proceedings where the
8 employee is identified on the record or when an employee is participating in an off-site meeting where the
9 participants are known to each other; and

10
11 WHEREAS, a copy of the Identification Card Policy with the proposed amendments has been provided
12 to the county board;

13
14 WHEREAS, the proposed amendments do not diminish the purpose of the Identification Card Policy;

15
16 NOW, THEREFORE, BE IT RESOLVED that the proposed amendments to the Identification Card
17 Policy are approved.

Dated this 15th Day of July 2008.

Respectfully submitted by the Personnel Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission: Supervisor Mueller reported their next meeting will be July 28.

Public Safety Committee: Supervisor Henrickson gave a brief report and answered supervisors' questions.

Supervisor Henrickson moved, seconded by Supervisor Tittl, to adopt Resolution 4 (2008/2009-44) Authorizing Out-of-State Travel (Nancy H. Crowley). Upon vote, the motion carried unanimously.

No. 2008/2009 - 44

**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 invited
2 to attend the mid-year planning meeting for the National Radiological Emergency Preparedness Conference
3 Steering Committee in Norfolk, Virginia on October 15-18, 2008; and
4

5 WHEREAS, Nancy H. Crowley is a member of the Steering Committee and serves as the Chair of
6 three sub-committees; and
7

8 WHEREAS, all expenses (airfare, hotel, meals, and surface transportation) will be borne by Florida
9 Power & Light;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
12 Nancy H. Crowley to attend the National Radiological Emergency Preparedness Conference in Norfolk,
13 Virginia on October 15-18, 2008.

Dated this 15th day of July 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. All expenses will be paid or reimbursed by Florida Power &
Light.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Muench, to adopt Resolution 5 (2008/2009-45)
Authorizing Out-of-State Travel (Elaine Diedrich). Upon vote, the motion carried unanimously.

No. 2008/2009 - 45

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Elaine Diedrich)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Jail Food Service Manager Elaine Diedrich is responsible for the effective and efficient
2 operation of the food service unit within the Sheriff's Department; and
3

4 WHEREAS, the Jail Food Service Manger is responsible for ordering food and supervising the
5 preparation and serving of approximately 650 meals for adult and juvenile inmates per day, accommodating
6 special diets, and insuring that quality standards are met; and
7

8 WHEREAS, Elaine Diedrich currently serves as President of the Wisconsin Chapter of the American
9 Correctional Food Service Association and has been awarded a \$750 scholarship to offset the cost of
10 attending the 2008 Association of Correctional Food Service Affiliates International Conference in North
11 Charleston, South Carolina; and
12

13 WHEREAS, Elaine Diedrich is a certified member of the Dietary Managers Association and attending
14 this conference will allow her to earn continuing education credits on topics such as improving cost
15 effectiveness, purchasing policies, and sanitation certification that will allow her maintain her certification;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes

18 Elaine Diedrich to attend the 2008 Association of Correctional Food Service Affiliates International
19 Conference in North Charleston, South Carolina from August 24-28, 2008.

Dated this 15th day of July 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Travel and conference costs are included in the 2008 Sheriff's Department budget. Association of Correctional Food Service Affiliates will reimburse Manitowoc County \$750 after receipts are submitted.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Kozlowski, to enact Ordinance 6 (2008/2009-46) Amending Manitowoc County Code § 4.13 (Jail Fees). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 46

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 4.13
(Jail Fees)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County charges a jail expense reimbursement fee for non-working inmates
2 that is less than the fee charged to working inmates who are granted Huber privileges; and
3

4 WHEREAS, an excessive amount of clerical time is required to evaluate changes in inmate work status,
5 which can change daily; and
6

7 WHEREAS, the Sheriff recommends that working and non-working inmates be charged at the same rate; and
8

9 WHEREAS, Manitowoc County presently charges an electronic monitoring program fee that is used
10 to pay for the cost of the electronic monitoring program; and
11

12 WHEREAS, the Sheriff wishes to expand the use of the electronic monitoring program in order to
13 alleviate overcrowding in the jail and has requested an increase in the electronic monitoring program fee to
14 fund the expansion of the program;
15

16 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as
17 follows:
18

19 The jail expense reimbursement fee authorized by Manitowoc County Code sec. 4.13(3d)(c)1. is
20 increased from \$10 per day to \$18 per day; and
21

22 The electronic monitoring program fee authorized by Manitowoc County Code sec. 4.13(3m)(b) is
23 increased from \$18 per day to \$22 per day; and
24

25 These amendments are effective August 1, 2008.

Dated this 15th day of July 2008.

Respectfully submitted by the Public Safety Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Behnke moved, seconded by Supervisor Gauger to adopt Resolution 7 (2008/2009-47) Commending Clean Sweep Program Volunteers and Staff. Upon vote, the motion carried unanimously.

No. 2008/2009 - 47

**RESOLUTION COMMENDING CLEAN SWEEP
PROGRAM VOLUNTEERS AND STAFF**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County held a "Clean Sweep" Collection for household, very small quantify
2 generator, and agricultural hazardous waste at the City of Kiel Shops on May 16, 2008 and at the Manitowoc
3 County Highway Department Shop on May 16 and 17, 2008; and
4

5 WHEREAS, this year's Clean Sweep program serviced a total of 815 households from Manitowoc
6 County; and
7

8 WHEREAS, the success of the Manitowoc County Clean Sweep program is due in large part to the
9 efforts of the volunteers and county staff, who work on the collection days; and
10

11 WHEREAS, the efforts of the volunteers and county staff saved Manitowoc County more than \$5,000
12 compared to what the same work would cost if it had been performed by a contractor, as is done in most other
13 Wisconsin Clean Sweep programs;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
16 commends the volunteers and county staff on their effort and fine work in making this year's Manitowoc
17 County Clean Sweep programs a success.

Dated this 15th day of July 2008.

Respectfully submitted by the Public Works Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Behnke gave a brief report.

Safety Net Accountability Panel: Supervisor Kozlowski reported their next meeting will be in September.

Transportation Coordinating Committee: Supervisor Mueller gave a brief report.

MISCELLANEOUS: Finance Committee, Human Services Board, and Personnel Committee:
Supervisor Rappe moved, seconded by Supervisor Markwardt, to adopt Resolution 9 (2008/2009-48) Creating
One Full-Time Clerk Typist Position (Human Services Department). The County Clerk announced a friendly
amendment to the legal note deleting words, "but only a majority vote if funds already exist in the
department's budget." Upon vote, the motion carried unanimously.

No. 2008/2009 - 48

RESOLUTION CREATING ONE FULL-TIME CLERK TYPIST POSITION

(Human Services Department)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the increased cost of fuel and the downturn in the economy is expected to create a
2 dramatic increase in requests for service from the Energy Assistance Program, and the Human Services
3 Department will require additional Clerk Typist support for this program;

4
5 WHEREAS, assignment of an additional Clerk Typist to the Job Center would eliminate the need for
6 contracted services to perform required document scans; and

7
8 WHEREAS, assignment of an additional Clerk Typist to the Job Center would allow the Human
9 Services Department to eliminate the current inefficient arrangement in which two Clerk Typists share time
10 between the main office and the Job Center; and

11
12 WHEREAS, creation of an additional Clerk Typist position would assist the Economic Support
13 Division in meeting the demands of Badger Care Plus and the expected demands of Family Care;

14
15 NOW, THEREFORE, BE IT RESOLVED that the number of authorized positions for the Human
16 Services Department is increased by one full time equivalent Clerk Typist position to be filled in accordance
17 with Manitowoc County personnel polices and the collective bargaining agreement with the Supportive
18 Services Unit; and

19
20 BE IT FURTHER RESOLVED that the 2008 budget is amended by transferring \$15,050 from the
21 contingent fund to the appropriate line item in the Human Services budget and that the Comptroller/Auditor
22 is directed to record such information in the official books of the County for the year ended December 31,
23 2008 as may be required.

Dated this 15th day of July 2008.

Respectfully submitted by the Human Services Board, Personnel and Finance Committees.

FISCAL IMPACT: The annual cost for a Clerk Typist 2 position is:

Wages	\$25,400
<u>Benefits</u>	<u>\$19,752</u>
Total	\$45,152.

Assuming the position is filled on September 1, the pro-rated cost would be \$15,050.
The actual cost to the county will be less because of the impact of federal and state
funding sources, which have yet to be determined.

LEGAL NOTE: This resolution creates a new position outside the budget process and, pursuant to
MCC § 5.02(6)(b)4., it requires approval by a two-thirds vote of the entire county
board because it transfers funds from the general fund. Reviewed and approved as to
form by Corporation Counsel.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Bauknecht moved to adjourn. Supervisor Maresh seconded, and the motion was adopted by
acclamation. The meeting adjourned at 8:57 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

August 19, 2008

Tuesday 7:00 PM

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 19th day of August, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:03 P.M.

Supervisor Kozlowski gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 21 members present; Bauknecht, Behnke, Brey, Bundy, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Tittl, Vogt, Wagner, and Zigmunt. Supervisors Konen, Rappe, and Schneider were excused.

On motion by Supervisor Zigmunt, seconded by Supervisor Gauger, the July 15, 2008 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Behnke moved, seconded by Supervisor Bauknecht, to approve the agenda. Upon vote, the motion carried unanimously.

Chairperson Brey declared public input open at 7:07 p.m.

Anita Roberts, Town of Two Creeks, addressed the Board regarding the response that she received to her questions relating to wind towers. She requested more detailed information.

Jeff Roberts, Town of Two Creeks, referred to a citizen who is erecting a small wind tower. He asked the Board to look at the small wind turbine ordinance to ensure that the requirements are not extremely stringent for citizens who want to erect personal wind towers.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed at 7:21 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENTS DIRECTORS

Public Works Director Jeff Beyer and Assistant Public Works Director Gerry Neuser presented a Certificate of Appreciation to Edythe Sporleder for 26 years of service with Manitowoc County.

Chairperson Brey read Certificates of Appreciation for Eugene Schubring for 22 years of service and Cletus Wagner for 28 years of service with Manitowoc County.

Chairperson Brey read a Proclamation thanking former County Board Supervisor, Robert Dobbs for his service to Manitowoc County.

Supervisor Norb Vogt gave a brief report on the WCA Personnel Steering Committee meeting.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Miscellaneous: Supervisor Maresh moved, seconded by Supervisor Henrickson, to adopt Resolution .1 Opposing Construction of Roundabouts on Highway 310. Upon discussion and vote, the motion failed with 4 ayes and 17 noes. Supervisors Henrickson, Heyroth, Maresh, and Zigmunt voted aye; all other supervisors voted no.

Supervisor Kozlowski moved, seconded by Supervisor Vogt, to adopt Resolution .2 (2008/2009-49) Recognizing Voter Registration Month. Upon vote, the motion carried unanimously.

No. 2008/2009 - 49

RESOLUTION RECOGNIZING VOTER REGISTRATION MONTH

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the right of American citizens to vote is ensured by the United States and Wisconsin
2 Constitutions, and voting on Election Day is essential to further the democratic principal of one person, one
3 vote; and
4

5 WHEREAS, the Help America Vote Act of 2002 (HAVA) requires that everyone register prior to
6 voting and, while most Manitowoc County citizens are currently registered to vote, an additional 17,500
7 people who are eligible to vote have not yet registered and any registered voter who moves or has a name
8 change must complete a new application; and
9

10 WHEREAS, registration lines at the polls on November 4, 2008 may be lengthy because of the large
11 number of voters who are expected to vote for the President, members of Congress, state legislators, and
12 county officials; and
13

14 WHEREAS, the names of voters who register by October 10 will appear on poll lists, thus enabling
15 the voting process to be faster and more efficient;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
18 recognizes September 10, 2008 through October 10, 2008 as Voter Registration Month in Manitowoc
19 County, encourages all eligible citizens to register with their municipal clerk during this month, and urges
20 every eligible citizen to exercise his or her right to vote during the General Election on November 4, 2008.

Dated this 19th day of August 2008.

Respectfully submitted by Ralph Kozlowski, Supervisor.

APPROVED: Bob Ziegelbauer, County Executive.

Board of Health: Supervisor Tittl moved, seconded by Supervisor Bauknecht, to substitute Resolution 1 Authorizing Out-of-State Travel (Barbara Herrmann and Lana Roeover) for Resolution 1 Authorizing Out-of-State Travel (Barbara Herrmann). Upon voice vote, the motion carried unanimously.

Upon vote on substitute Resolution 1 (2008/2009-50) Authorizing Out-of-State (Barbara Herrmann and Lana Roeover), the motion carried unanimously.

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Barbara Herrmann and Lana Roever)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, alcohol and other substance abuse has been identified by the Board of Health and
2 Healthiest Manitowoc County 2010 as a health priority in Manitowoc County; and
3

4 WHEREAS, the Alliance for Substance Abuse Prevention, a Community Health Improvement
5 Committee of Healthiest Manitowoc County 2010, has been actively pursuing means to reduce under age
6 drinking in Manitowoc County; and
7

8 WHEREAS, Barbara Herrmann and Lana Roever have been chosen to receive a full scholarship to
9 the 10th Annual National Underage Drinking Enforcement Training Center Leadership Conference and
10 Leadership Institute on August 19-23, 2008 in Nashville, Tennessee; and
11

12 WHEREAS, the scholarship will cover all travel, conference, and leadership institute costs,
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
15 authorizes Barbara Herrmann and Lana Roever to travel out-of-state for the purpose of attending the 10th
16 Annual National Underage Drinking Enforcement Training Center Leadership Conference in Nashville,
17 Tennessee.

Dated this 19th day of August 2008.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No tax levy impact. All travel, conference, and leadership institute expenses are
paid by the scholarship.

APPROVED: Bob Ziegelbauer, County Executive.

Executive Committee: Chairperson Brey gave a brief report.

Expo Board: Supervisor Behnke gave a brief report.

Finance Committee: Supervisor Kozlowski moved, seconded by Supervisor Zigmunt, to adopt Resolution
2 (2008/2009-51) Denying Claim (Kathleen Galas). Upon discussion and vote, the motion carried
unanimously.

**RESOLUTION DENYING CLAIM
(Kathleen Galas)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Kathleen Galas, by her attorneys Sczygelski Law Firm, LLC, filed a claim dated June
2 19, 2008 against Manitowoc County alleging a claim for personal injuries sustained during a slip and fall in
3 the north side driveway of the University of Wisconsin-Manitowoc on February 26, 2008; and
4

5 WHEREAS, Manitowoc County has provided a copy of the claim and relevant records to its
6 insurance carrier and outside legal counsel; and
7

8 WHEREAS, the county's insurance carrier has reviewed the claim and relevant records and
9 recommends that the claim be denied; and
10

11 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the claim and
12 recommend 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
16 the denial of the claim as may be required.

Dated this 19th day of August 2008.

Respectfully submitted by the Finance Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski moved, seconded by Supervisor Muench, to adopt Resolution 3 (2008/2009-52)
Authorizing Data Sharing and Distribution Agreement. Upon discussion and vote, the motion carried
unanimously.

No. 2008/2009 - 52

**RESOLUTION AUTHORIZING DATA SHARING
AND DISTRIBUTION AGREEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Federal Emergency Management Agency has asked Manitowoc County to enter into
2 a Data Sharing and Distribution Agreement to facilitate FEMA's production of Flood Insurance Rate Maps;
3 and
4

5 WHEREAS, FEMA will provide Manitowoc County with a digital copy of the Flood Insurance Rate
6 Maps at no cost to the county; and
7

8 WHEREAS, Flood Insurance Rate Maps are essential to the implementation and enforcement of
9 Manitowoc County's floodplain zoning ordinance; and
10

11 WHEREAS, the Finance Committee has been provided with a copy of the proposed Data Sharing
12 and Distribution Agreement, and the Corporation Counsel has reviewed and approved the proposed
13 agreement;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
16 authorizes the County Executive to execute the Data Sharing and Distribution Agreement with the Federal
17 Emergency Management Agency.

Dated this 19th day of August 2008.
Respectfully submitted by the Finance Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski moved, seconded by Supervisor Tittl, to adopt Resolution 4 (2008/2009-53) Authorizing Agreement with Silver Creek Fire Department, Inc. Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 53

**RESOLUTION AUTHORIZING AGREEMENT
WITH SILVER CREEK FIRE DEPARTMENT, INC.**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County's construction of a health care center in 2002 necessitated the
2 extension of City of Manitowoc water service across property owned by Silver Creek Fire Department, Inc.;
3 and

4 WHEREAS, the county paid a total water main assessment of \$50,902.60 to the city, with \$22,050
5 of that total being associated with the extension on the Fire Department's property; and
6

7 WHEREAS, the City has notified the Fire Department that the County is entitled to recover \$22,050
8 from the Fire Department for the work done on its property; and
9

10 WHEREAS, the Fire Department believes that an assessment of \$22,050 by the City would adversely
11 impact the Department's limited budget and has asked that the County waive recovery of the \$22,050 through
12 the City's assessment process; and
13

14 WHEREAS, the Fire Department is willing to reimburse the county the sum of \$22,050 in the event
15 that the Fire Department sells its property at any time in the future; and
16

17 WHEREAS, the Finance Committee recommends that the County enter into an agreement with the
18 Silver Creek Fire Department that will waive recovery of the \$22,050 until such time as the Fire Department
19 sells its property; and
20

21 WHEREAS, the Corporation Counsel has drafted a Water Main Assessment Waiver and
22 Reimbursement Agreement which is acceptable to the Silver Creek Fire Department and has provided a copy
23 to the County Board;
24

25 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
26 authorizes the County Executive to execute the Water Main Assessment Waiver And Reimbursement
27 Agreement and to take such other action as may be necessary to notify the City of Manitowoc of the
28 Agreement.

Dated this 19th day of August 2008.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Defers reimbursement of \$22,050 in prior year expenditures until such time as the Silver Creek Fire Department sells its current property.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski moved, seconded by Supervisor Muench, to adopt Resolution 4a (2008/2009-54) Approving Amendment to Operations Transfer Agreement. Upon discussion and vote, the motion carried unanimously.

**RESOLUTION APPROVING AMENDMENT
TO OPERATIONS TRANSFER AGREEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, Manitowoc Health Care Center, LLC owns and operates Manitowoc Health & Rehabilitation Center, a licensed Medicare/Medicaid certified skilled nursing facility that is located at 2021 South Alverno Road in the city of Manitowoc, Wisconsin; and

WHEREAS, Manitowoc Health Care Center, LLC and Manitowoc County are parties to an Operations Transfer Agreement dated February 29, 2008, under which Manitowoc Health Care Center, LLC has agreed to collect accounts receivable due to Manitowoc County that arose at the Manitowoc Health Care Center prior to February 29, 2008; and

WHEREAS, Manitowoc Health Care Center, LLC has proposed an amendment to the Operations Transfer Agreement to restructure the first payment due to Manitowoc County; and

WHEREAS, the proposed amendment has been reviewed by the Finance Committee, the Comptroller/Auditor, and the Corporation Counsel, and a copy of the proposed amendment has been provided to the County Board;

NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves the proposed amendment and authorizes the County Executive, the County Board Chair, and the County Clerk to execute the Amendment to Operations Transfer Agreement.

Dated this 19th day of August 2008.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Defers the first payment for 30 days, reduces the amount by \$221,613.85, with that amount to be paid in monthly installments at 6% interest.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski gave a brief report. Their next meeting will be September 8.

Highway Committee: Supervisor Bundy gave a brief report.

Human Services Board: Supervisor Bauknecht gave a brief report.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner gave a brief report.

Supervisor Wagner moved, seconded by Supervisor Maresh, to adopt Resolution 4b (2008/2009-55) Urging Inclusion of Full-Time UW-Extension Program Assistant in 2009 Budget. Upon discussion and vote, the motion carried with 19 ayes and 2 noes. Supervisors Henrickson and Markwardt voted no; all other supervisors vote aye.

**RESOLUTION URGING INCLUSION OF FULL-TIME
UW-EXTENSION PROGRAM ASSISTANT IN 2009 BUDGET**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, UW-Extension programs reach an average of 16,000 Manitowoc County residents each year,
2 provide an opportunity to access university resources, and equip citizens with life-improving skills;
3

4 WHEREAS, UW-Extension provides a significant economic benefit to Manitowoc County, has secured
5 23 grants totaling \$212,966 during the past 5 years to address community needs; and was a conduit for 32,338
6 volunteer hours worth \$606,984 in 2007; and
7

8 WHEREAS, the process of providing UW-Extension programs is labor intensive and includes activities
9 such as needs assessment, program development and preparation, marketing, delivery, evaluation, follow-up, and
10 record keeping; and
11

12 WHEREAS, the UW-Extension office previously had two Program Assistants to support six program
13 areas including dairy, 4-H and youth, family living, home and community education, Camp TaPaWingo, and the
14 master gardener program; but has operated with only one full-time Program Assistant since December 2007; and
15

16 WHEREAS, despite the best efforts of staff, a reduction in programs and services, and some part-time
17 help, UW-Extension cannot effectively maintain six program areas, answer customer requests, prepare newsletters,
18 and manage office finances with the limited staff available; and
19

20 WHEREAS, the County Board voted 19-4 in December 2007 to transfer money from the contingent fund
21 for the purpose of fully funding a second program assistant and additional cost savings have since been realized
22 by eliminating the UW-Extension Department Director/Strategic Planning position; and
23

24 WHEREAS, the County Board recognizes the need for and strongly supports UW-Extension;
25

26 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors urges the
27 County Executive to include a full-time Program Assistant for UW-Extension in the 2009 Manitowoc County
28 budget.

Dated this 19th of August 2008.

Respectfully submitted by the Natural Resources & Education Committee.

I respect the prerogative of the members of the Manitowoc County Board of Supervisors to voice their opinions on legislative issues. Therefore, it is my practice to neither approve nor veto a legislative policy resolution that has been enacted by the County Board in order to allow the County Board, acting as the legislative branch of county government, to freely express its sentiment on legislative and public policy issues or to request action by a governmental entity, or both.

Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Vogt gave a brief report.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Bauknecht, to enact Ordinance 5 (2008/2009-56) Amending Zoning Map (Robert Jacque). Upon vote, the motion carried with 20 ayes. Supervisor Behnke momentarily left the room.

No. 2008/2009 - 56

**ORDINANCE AMENDING ZONING MAP
(Robert Jacque)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public hearing
2 on a petition for a zoning ordinance amendment on July 28, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached report;
6

7 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as follows
8 with respect to two parcels of land located in the NE¼, SE¼, Section 34, T18N-R21E, Town of Eaton:
9

10 Parcel No. 1, commencing at the SE corner of said Section 34; thence northerly approximately 1735
11 feet; thence westerly approximately 33 feet to the west r/w of Glen Flora Road which is the point
12 of real beginning; thence continue westerly approximately 250 feet; thence southerly approximately
13 225 feet; thence northwesterly approximately 275 feet; thence northerly approximately 300 feet;
14 thence easterly approximately 155 feet; thence southeasterly approximately 100 feet; thence easterly
15 approximately 235 feet; thence southerly along the west r/w of Glen Flora Road approximately 135
16 feet to the point of real beginning, said parcel contains approximately 2.50 acres of land, shall be and
17 is hereby rezoned from A3 Agriculture to A1 Agriculture; and
18

19 Parcel No. 2, commencing at the SE corner of said Section 34; thence northerly approximately 1305
20 feet; thence westerly approximately 300 feet which is the point of real beginning; thence continue
21 westerly approximately 750 feet; thence northerly approximately 435 feet; thence easterly
22 approximately 150 feet; thence northeasterly approximately 190 feet; thence easterly approximately
23 265 feet; thence southerly approximately 300 feet; thence southeasterly approximately 230 feet;
24 thence southerly approximately 175 feet to the point of real beginning; said parcel contains
25 approximately 6.76 acres of land, shall be and is hereby rezoned from A3 Agriculture to C1
26 Conservancy.

Dated this 19th day of August 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Muench to enact Ordinance 6 (2008/2009-57) Amending Zoning Map (Paul and Nancy Rameker). Upon vote, the motion carried unanimously.

No. 2008/2009 - 57

**ORDINANCE AMENDING ZONING MAP
(Paul and Nancy Rameker)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public hearing
2 on a petition for a zoning ordinance amendment on July 28, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached report;
6

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

9 A parcel of land located in the SE¼, SE¼, Section 29, T21N-R22E, Town of Cooperstown;
10 commencing at the SE Corner of said Section 29; thence westerly approximately 33 feet to the west
11 r/w of Marshak Road which is the point of real beginning; thence continue westerly approximately
12 475 feet; thence northerly approximately 660 feet; thence easterly approximately 475 feet; thence
13 southerly along the west r/w of Marshak Road approximately 660 feet to the point of real beginning;
14 said parcel containing approximately 7.20 acres of land, shall be and is hereby rezoned from A3
15 Agriculture to A2 Agriculture.

Dated this 19th day of August 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson moved, seconded by Supervisor Tittl, to adopt Resolution 7
(2008/2009-58) Accepting Donation for Tactical Unit Equipment. Upon vote, the motion carried unanimously.

No. 2008/2009 - 58

**RESOLUTION ACCEPTING DONATION
FOR TACTICAL UNIT EQUIPMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff's Department maintains a tactical unit with specially trained
2 and equipped officers to respond to incidents involving unruly crowds, riots, and unlawful assembly, and the
3 tactical unit's objectives include the protection of lives and property and the prevention of injury; and
4

5 WHEREAS, the Point Beach Nuclear Plant is one of the critical locations protected by the Sheriff's
6 Department; and
7

8 WHEREAS, Florida Power and Light, owner of the Point Beach Nuclear Plant, has offered to donate
9 \$6,000 to the Sheriff's Department to replace tactical unit equipment that is over 25 years old and that is no longer
10 reliable;
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors accepts the
13 \$6,000 donation from the Point Beach Nuclear Plant to purchase tactical equipment; and
14

15 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in the 2008 budget
16 are amended by the amount of the donation received and that the Comptroller/Auditor is directed to record such
17 information in the official books of the County for the year ending December 31, 2008 as may be required.

Dated this 19th day of August 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues (21200.48500) and expenditures (21200.58100) by equal amounts of \$6,000.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Heyroth, to adopt Resolution 8 (2008/2009-59) Proclaiming September as Juror Appreciation Month. Upon vote, the motion carried unanimously.

No. 2008/2009 - 59

**RESOLUTION PROCLAIMING SEPTEMBER
AS JUROR APPRECIATION MONTH**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the right to a trial by jury is one of the core values of the American judicial system, service
2 by citizens as jurors is indispensable to the judicial system, and the privilege and duty of serving as a juror is as
3 fundamental to democracy as the right to vote; and
4

5 WHEREAS, the Wisconsin State Court System, partnering with the State Bar of Wisconsin, has
6 established September as Juror Appreciation Month to set aside a time to publicly recognize the contribution of
7 those who are summoned and serve as jurors; to improve communication with jurors and employers, to disseminate
8 a positive message about jury service, and to reinforce public confidence in the justice system; and
9

10 WHEREAS, the Manitowoc County Board of Supervisors supports the goal of educating the public about
11 jury duty and the importance of jury service, applauds the efforts of jurors who fulfill their civic duty, and believes
12 that all jurors should be treated with respect and in a way so that their service is not unduly burdensome;
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors joins with
15 the Manitowoc County Circuit Court in honoring the service and commitment of citizens who are summoned and
16 serve as jurors in Manitowoc County; and
17

18 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors joins with the
19 Manitowoc County Circuit Court in extending sincere thanks and appreciation to all employers who pay
20 employees their normal wages while they serve as jurors, thus preventing financial hardship and fostering
21 community strength.

Dated this 19th day of August 2008.

Respectfully submitted by the Public Safety Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Behnke gave a brief report and invited supervisors to tour the Ridgeview Landfill on August 28.

Safety Net Accountability Panel: Supervisor Kozlowski reported their next meeting will be September 10.

Transportation Coordinating Committee: Supervisor Mueller gave a brief report.

MISCELLANEOUS: Board of Health and Personnel Committee: Supervisor Tittl moved, seconded by Supervisor Vogt, to adopt Resolution 9 (2008/2009-60) Creating Part-time Bilingual Health Aide Position. Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 60

**RESOLUTION CREATING PART-TIME
BILINGUAL HEALTH AIDE POSITION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County must fully comply with all civil rights laws, including Title VI of the
2 1964 Civil Rights Act, which requires non-discrimination on the basis of national origin; and
3

4 WHEREAS, Manitowoc County must offer oral interpreters to persons with Limited English Proficiency
5 in a timely manner and free of charge in order to provide equal opportunity in all programs and services and it is
6 Manitowoc County's policy to provide language access services to persons with Limited English Proficiency who
7 are eligible to be served by the programs offered by Manitowoc County; and
8

9 WHEREAS, the cost of paying a contracted service provider to provide these services is approximately
10 \$25,000 in 2008, but the cost of providing these services with a part-time Bilingual Health Aide would be
11 approximately \$22,000;
12

13 NOW, THEREFORE, BE IT RESOLVED that the number of authorized positions for the Health
14 Department be increased by one .53 full time equivalent Bilingual Health Aide position; and
15

16 BE IT FURTHER RESOLVED that this .53 FTE position be filled in accordance with the Supportive
17 Services bargaining agreement and Manitowoc County's personnel policies; and
18

19 BE IT FURTHER RESOLVED that the 2008 budget is amended accordingly and that the
20 Comptroller/Auditor is directed to record such information in the official books of the County for the year ended
21 December 31, 2008 as may be required.

Dated this 19th day of August 2008.

Respectfully submitted by the Board of Health and Personnel Committee.

FISCAL IMPACT: Reduces expenditure for the remainder of the year by difference between the cost of contracted services at \$25,000 per year and the cost of a part-time position at \$22,000 per year.

APPROVED: Bob Ziegelbauer, County Executive.

Human Services Board and Personnel Committee: Supervisor Vogt moved, seconded by Supervisor Bauknecht, to adopt Resolution 10 (2008/2009-61) Creating Psychiatrist Position (Human Services Department). Upon discussion and vote, the motion carried with 20 ayes and 1 no. Supervisor Heyroth voted no; all other supervisors voted aye.

**RESOLUTION CREATING PSYCHIATRIST POSITION
(Human Services Department)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Human Services Department is required to provide psychiatric
2 services and the demand for psychiatric services is sufficient to require that the department employ a full-time
3 psychiatrist; and
4

5 WHEREAS, it is less expensive to employ a full-time psychiatrist rather than contract for these services
6 and hiring a full-time psychiatrist will allow the department to exercise greater control over the psychiatric services
7 offered and will allow the department to provide both preventative and remedial services; and
8

9 WHEREAS, the Human Services Department presently has sufficient funds in its budget for contracted
10 psychiatric services that could be used to employ a full-time psychiatrist;
11

12 NOW, THEREFORE, BE IT RESOLVED that the number of authorized positions for the Human
13 Services Department is increased by one full-time equivalent Psychiatrist position and that the Personnel
14 Committee is authorized to negotiate the wage and fringe benefit package for this position; and
15

16 BE IT FURTHER RESOLVED that the 2008 budget is amended accordingly and that the
17 Comptroller/Auditor is directed to record such information in the official books of the County for the year ended
18 December 31, 2008 as may be required.

Dated this 19th day of August 2008.

Respectfully submitted by the Human Services Board and Personnel Committee.

FISCAL IMPACT: No tax levy impact. Contracting for psychiatric services has a cost ranging from \$160
to \$250 per hour, while the total hourly cost of wages and benefits for a full-time
psychiatrist is estimated at \$130/hour.

APPROVED: Bob Ziegelbauer, County Executive.

Finance Committee, Natural Resources & Education committee, and Personnel Committee: Supervisor Vogt
moved, seconded by Supervisor Janowski, to adopt Resolution 10a (2008/2009-62) Creating Assistant Veterans
Service Officer/Program Assistant Position and Transferring Funds. Upon discussion and vote, the motion carried
unanimously.

**RESOLUTION CREATING ASSISTANT VETERANS SERVICE OFFICER/PROGRAM
ASSISTANT POSITION AND TRANSFERRING FUNDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County ranks 17th in the State for the number of veterans residing in the county
2 and is experiencing increased requests for service from its veterans;
3

4 WHEREAS, despite the application of technology and the use of shared administrative staff from the Soil
5 and Water Department to assist the Veterans Service Office, the increased demand for service by veterans has
6 resulted in waiting times that are longer than desired, and
7

8 WHEREAS, the vacant UW Extension Department Director position presents an opportunity to
9 restructure county staffing by reallocating a portion of the funding for that position from UW Extension to the
10 Veterans Service Office in order to create an Assistant Veterans Service Officer/Program Assistant position, reduce
11 waiting times, and provide a full range of service in the absence of the Veterans Service Officer, while reducing
12 the demand on annual tax levy by \$14,000 and continuing to provide program assistance to the UW Extension
13 Department; and
14

15 WHEREAS, UW Extension Department Director duties can be performed by one of the UW Extension
16 Agents in the same manner as was done prior to the creation of a 100% county-funded UW Extension Department
17 Director position and as is done in most, if not all, other counties; and
18

19 WHEREAS, the Personnel Committee recommends that a portion of the funding allocated for the UW
20 Extension Department Director position be transferred to the Veterans Service Office budget to fund the Assistant
21 Veterans Service Officer/Program Assistant position and that a portion of the funding allocated to the Soil and
22 Water Department for support staff be transferred to the Veterans Service Office to fund the administrative support
23 being provided by Soil and Water staff;
24

25 NOW, THEREFORE, BE IT RESOLVED that the position of UW Extension Department Director is
26 eliminated and the position of Assistant Veterans Service Officer/Program Assistant is created in the Veterans
27 Service Office to be filled in accordance with the requirements of the Wisconsin Statutes, Manitowoc County
28 personnel policies, and the collective bargaining agreement with the Supportive Services Unit; and
29

30 BE IT FURTHER RESOLVED that the County Executive is authorized to adjust the amount of time
31 allocated between Assistant Veterans Service Officer and Program Assistant functions from time-to-time as the
32 changing needs of the Veterans Service Office and the UW Extension Department may require; and
33

34 BE IT FURTHER RESOLVED that the 2008 budget is amended by transferring \$18,500 from UW
35 Extension to the Veterans Service Office to fund the Assistant Veterans Service Office/Program Assistant position
36 and by transferring \$7,261 from the Soil and Water Department to the Veterans Service Office to fund the
37 administrative support being provided by shared staff from the Soil and Water Department; and
38

39 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such information in
40 the official books of the County for the year ended December 31, 2008 as may be required.

Dated this 19th day of August 2008.

Respectfully submitted by the Personnel, Natural Resources & Education and Finance Committees.

FISCAL IMPACT: Reduces demand on the annual tax levy by \$14,000, transfers \$18,500 from UW
Extension to Veterans Service Office, and transfers \$7,261 from Soil and Water to
Veterans Service Office.

APPROVED: Bob Ziegelbauer, County Executive.

Chairperson James N. Brey: Supervisor Brey moved, seconded by Supervisor Muench, to adopt Resolution 11
(2008/2009-63) Authorizing Appointment of Representative to Friends of the Courthouse. Upon vote, the motion
carried unanimously.

**RESOLUTION AUTHORIZING APPOINTMENT OF
REPRESENTATIVE TO FRIENDS OF THE COURTHOUSE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Courthouse has served as the focal point for Manitowoc County
2 government for more than one hundred years and is a monument to the foresight of this community in recognizing
3 the importance of local government and the court system; and
4

5 WHEREAS, the Friends of the Manitowoc County Courthouse, Inc. has been formed and has obtained
6 approximately \$550,000 in grants and contributions to restore glass panels to the courthouse dome in place of
7 stainless steel panels that were used to replace the original glass panels following a hail storm in 1950; and
8

9 WHEREAS, preservation and restoration of the courthouse provides an opportunity for the current
10 generation to contribute to the legacy of the courthouse as the seat of county government by restoring it to its
11 rightful place of prominence in the community; and
12

13 WHEREAS, the Friends of the Courthouse have asked that Manitowoc County appoint a member of the
14 county board to serve as a member of the Friends of the Courthouse board of directors;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
17 the County Board Chair to appoint a member of the county board, subject to confirmation by the county board,
18 to serve on the Friends of the Courthouse board of directors.

Dated this 19th day of August 2008.

Respectfully submitted by James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Bauknecht, to approve the recommended appointment of Supervisor Vogt to the Friends of the Courthouse Board of Directors. Upon voice vote, the motion carried unanimously.

Supervisor Brey moved, seconded by Supervisor Janowski, to adopt Resolution 12 (2008/2009-64) Authorizing Appointment of Representative to Mainly Manitowoc Group. Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING APPOINTMENT OF
REPRESENTATIVE TO MAINLY MANITOWOC GROUP**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Commerce has designated the City of Manitowoc as a Main
2 Street Community as the result of a successful application by the Mainly Manitowoc group; and
3

4 WHEREAS, the purpose of the Main Street program is to support the comprehensive revitalization of
5 historic commercial districts in Wisconsin through grassroots local commitment focusing on a strong organization
6 to provide stability; promotion of an enticing image with rehabilitated buildings; encouraging attractively designed
7 storefronts, signage, streets, and sidewalks; and fostering economic restructuring through a mix of traditional
8 merchants, conversion of vacant space to new uses, and the recruiting of complimentary businesses; and
9

10 WHEREAS, Manitowoc County government is an integral part of downtown Manitowoc with the
11 Courthouse, Human Services Department, Health Department, and Administration Building located there; and
12

13 WHEREAS, Mainly Manitowoc has asked that Manitowoc County appoint a member of the county board
14 to serve as a member of the Mainly Manitowoc board of directors;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
17 the County Board Chair to appoint a member of the county board, subject to confirmation by the county board,
18 to serve on the Mainly Manitowoc board of directors.

Dated this 19th day of August 2008.

Respectfully submitted by James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Markwardt moved, seconded by Supervisor Tittl, to approve the recommended appointment of Supervisor Bundy to the Mainly Manitowoc Board of Directors. Upon voice vote, the motion carried unanimously.

Other Business: Chairperson Brey announced the October 14 meeting of the County Board has been moved to October 7.

Supervisor Behnke moved to adjourn. Supervisor Gauger seconded, and the motion was adopted by acclamation. The meeting adjourned at 9:10 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

September 16, 2008

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 19th day of August, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:03 P.M.

Supervisor Korinek gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present; Bauknecht, Behnke, Brey, Bundy, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Schneider, Tittl, Vogt, Wagner, and Zigmunt.

On motion by Supervisor Zigmunt, seconded by Supervisor Bauknecht, the August 19, 2008 meeting minutes were approved on a unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Behnke moved, seconded by Supervisor Markwardt, to approve the agenda. Upon vote, the motion carried unanimously.

Chairperson Brey declared public input open. No one present wished to speak, subsequently Chairperson Brey declared public input closed at 7:05 P.M.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENTS DIRECTORS

Chairperson Brey presented a Proclamation Proclaiming Money Smart Week to Dan Reinke, Coordinator of Money Smart Week events. Dan Reinke stated that Manitowoc County has 83 free financial programs available to Manitowoc County citizens.

Chairperson Brey presented a Proclamation Congratulating the Town of Gibson on its 150th Anniversary to Town of Gibson Clerk, Frank Hlinak. Frank stated he was proud to accept the honor and noted that he and his father collectively had 71 years as clerk for the Town of Gibson.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Bob Ziegelbauer's appointment of Supervisor Don Markwardt to the Bay-lake Regional Planning Commission for a six year term expiring October 2014. Supervisor Vogt moved, seconded by Supervisor Janowski, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Aging & Disability Resource Center Board: Supervisor Wagner gave a brief report.

Supervisor Wagner moved, seconded by Supervisor Maresh, to adopt Resolution 1 (2008/2009-65) Recognizing Fall Prevention Awareness Month. Upon vote, the motion carried unanimously.

RESOLUTION RECOGNIZING FALL PREVENTION AWARENESS MONTH

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, one third of people over the age of 65 fall every year, resulting in doctor visits,
2 emergency room visits, hospital admissions, loss of functional independence, injury, and death, with the
3 death rate due to unintentional falls in Wisconsin being twice the national average; and
4

5 WHEREAS, fall-related emergency room visits and hospitalizations result in nearly \$2.25 million
6 in medical charges in Manitowoc County every year, 90% of which is paid by Medicare; and
7

8 WHEREAS, multiple factors, such as chronic health problems, lack of strength in lower extremities,
9 reduced vision, the use of four or more medications, and unsafe home conditions, increase the risk of falls;
10 and
11

12 WHEREAS, injuries from falls are a preventable community public health problem for which a
13 variety of preventive practices have been proven effective, Wisconsin is a leader in falls prevention research,
14 and Manitowoc County's Aging and Disability Resource Center and Public Health Networks are leaders in
15 providing evidence-based community fall prevention programs to older citizens across the state; and
16

17 WHEREAS, community-based programs, in combination with public health and health care
18 preventive practices, reduce the likelihood of falls and provide support to older persons in maintaining health
19 and staying safe in their communities; and
20

21 WHEREAS, a reduction in the incidences of disability and death due to falls is a priority of
22 *Healthiest Manitowoc County 2010*;
23

24 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
25 recognizes the month of September as Fall Prevention Awareness Month and further recognizes September
26 21, 2008 as Fall Prevention Awareness Day in Manitowoc County.

Dated this 16th day of September.

Respectfully submitted by the Natural Resources & Education Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Board of Health: Supervisor Tittl gave a brief report.

Economic Development Corporation Board: Supervisor Maresh invited supervisors to the Economic Development Corporation's open house on Thursday, September 18.

Executive Committee: Chairperson Brey gave a brief report.

Expo Board: Supervisor Behnke gave a brief report.

Finance Committee: Supervisor Kozlowski gave a brief report. Their next meeting will be October 7.

Highway Committee: Supervisor Bundy gave a brief report. Their next meeting will be October 22.

Human Services Board: Supervisor Rappe gave a brief report.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner gave a brief report.

Supervisor Wagner moved, seconded by Supervisor Muench, to adopt Resolution 2 (2008/2009-66) Accepting Grant to Reduce Sediment Loading of the West Twin River. Upon vote, the motion carried unanimously.

No. 2008/2009 - 66

**RESOLUTION ACCEPTING GRANT TO REDUCE
SEDIMENT LOADING OF THE WEST TWIN RIVER**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the West Twin River watershed is comprised of 200 miles of intermittent and perennial
2 streams, covers 176 square miles, and delivers sediment to its estuaries and its outlet into Lake Michigan at
3 the City of Two Rivers; and
4

5 WHEREAS, soils in the watershed are fine textured silty clay loams, high in phosphorus, have a high
6 level of sediment delivery and, as a result, the water quality of the West Twin River is impaired by the
7 presence of phosphorus and a low level of dissolved oxygen; and
8

9 WHEREAS, the Great Lakes Commission is willing to provide Manitowoc County with a grant of
10 \$10,000 to assist landowners in understanding the process of sediment delivery from critical areas of their
11 farms and the resulting impact on the West Twin River;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
14 authorizes the Soil and Water Department Director to accept a grant from the Great Lakes Commission in
15 an amount not to exceed \$10,000; and
16

17 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in the 2008
18 budget are amended by the amount of the grant funds received and that the Comptroller/Auditor is directed
19 to record such information in the official books of the County for the year ending December 31, 2008 as may
20 be required.

Dated this 16th day of September 2008.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by equal amounts of up to \$10,000.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Wagner moved, seconded by Supervisor Korinek, to adopt Resolution 3 (2008/2009-67) Proclaiming National 4-H Week. Upon vote, the motion carried unanimously.

RESOLUTION PROCLAIMING NATIONAL 4-H WEEK

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, 4-H is one of the largest youth organizations in the United States, with nearly seven
2 million youth involved in 4-H nationwide, more than 244,000 youth members and 20,000 adult volunteers
3 in Wisconsin, and 556 members and 196 volunteers in Manitowoc County; and
4

5 WHEREAS, 4-H has been helping youth and adults learn, grow, and work together for more than
6 one hundred years and provides a community where young people learn leadership, citizenship, and life
7 skills; and
8

9 WHEREAS, Manitowoc County youth are able to learn individually and together by participating
10 in all kinds of 4-H activities, events, and projects through Manitowoc County University of Wisconsin
11 Extension programs;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors declares
14 October 5-11, 2008 as National 4-H Week in Manitowoc County; and
15

16 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors urges the people
17 of this community to become more aware of this special program and to join in recognizing the unique
18 partnership between Manitowoc County and the University of Wisconsin System.

Dated this 16th day of September 2008.

Respectfully submitted by the Natural Resources & Education Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Vogt gave a brief report.

Supervisor Vogt moved, seconded by Supervisor Janowski, to adopt Resolution 4 Amending Non-represented Compensation Plan. Discussion followed.

Supervisor Tittl moved, seconded by Supervisor Muench, to table Resolution 4 Amending Non-represented Compensation Plan until the October 27 meeting. Upon discussion and vote, the motion failed with 8 ayes and 16 noes. Supervisors Hansen, Korinek, Maresh, Muench, Panosh, Tittl, Wagner, and Zigmunt voted aye; all other supervisors voted no.

Upon discussion and vote on Resolution 4 (2008/2009-68) Amending Non-represented Compensation Plan, the motion carried with 13 ayes and 11 noes. Supervisors Dufek, Gauger, Hansen, Henrickson, Korinek, Maresh, Markwardt, Muench, Panosh, Wagner, and Zigmunt voted no; all other supervisors voted aye. Supervisor Hansen announced his vote incorrectly registered as "aye" and he had voted "no." The voting register was changed to reflect the corrected vote.

RESOLUTION AMENDING NON-REPRESENTED COMPENSATION PLAN

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, Manitowoc County Code sec. 5.05 states that it is the policy of Manitowoc County to compensate employees who are not represented by labor unions in a fair, equitable, and consistent manner; and

WHEREAS, section 5.05(1) delegates the responsibility of maintaining and administering the pay plan to the Personnel Committee; and

WHEREAS, the Personnel Committee has identified the following four areas of primary concern with the current pay plan for non-represented employees:

- the hire rate is 30% below the hire rate offered by comparable counties;
- the maximum rate is 18% below the maximum wage rate offered by comparable counties;
- the time it takes to progress across the pay range is double the time required by comparable counties;
- the requirement that persons who are hired at a rate higher than the starting step not be eligible for step progression until they have been in their position the requisite number of years identified on the grid is not required by any comparable county; and

WHEREAS, the Personnel Committee is conscious of the need to address these areas of concern in a fiscally responsible manner and has reviewed and prioritized its recommendations; and

WHEREAS, step increases are not automatically granted and are contingent upon satisfactory performance as measured by individualized performance management plans; and

WHEREAS, the process of evaluating all vacated positions and of combining, eliminating, or restructuring positions will continue as a matter of financial necessity, and will require non-represented staff to identify and implement the changes necessary to continue to provide a satisfactory level of service with fewer employees; and

WHEREAS, Sheriff's Department non-represented employees with arrest powers are on a separate pay plan and the Personnel Committee has identified the following areas of concern with that pay plan:

- there is a significant difference in longevity schedules for non-represented employees with the arrest powers and those employees represented by the Wisconsin Professional Police Association;
- the difference in the longevity schedules is having a detrimental effect on the ability to interest qualified staff in seeking promotion to non-represented supervisory positions; and

NOW, THEREFORE, BE IT RESOLVED that the non-represented compensation plan be amended effective January 1, 2009 to provide for step progression based on satisfactory performance as measured by an individualized performance management plan and completion of the actual time differential between steps; and

50 BE IT FURTHER RESOLVED that the non-represented compensation plan be amended effective
51 January 1, 2009 to add 18-, 19-, and 20-year steps; and

52
53 BE IT FURTHER RESOLVED that the longevity schedule for non-represented Sheriff's Department
54 employees with arrest powers be amended effective January 1, 2009 to match the longevity schedule for
55 employees represented by the Wisconsin Professional Police Association.

Dated this 16th day of September 2008.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Approximately 56% of the cost of these changes will be funded by tax levy, with the remainder paid from grant, state, or federal funding sources.

	Total	Tax Levy
Wages	\$37,024	\$20,733
FICA	2,832	1,586
<u>WRS</u>	<u>4,482</u>	<u>2,510</u>
Total	\$44,338	\$24,829

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Heyroth, to enact Ordinance 5 (2008/2009-69) Amending Zoning Map (William Brunner). Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Rappe vote no; all other supervisors voted aye.

No. 2008/2009 - 69

**ORDINANCE AMENDING ZONING MAP
(William Brunner)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on August 25, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, modified the original request and recommends that the petition be approved for the
6 reasons stated in the attached report;
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 31, T19N-R23E, Town of Manitowoc
12 Rapids, commencing at the center of said Section 31; thence northerly approximately 451.64
13 feet; thence southwesterly along the centerline of OLD 151 Road approximately 508.00 feet;
14 thence northerly approximately 35.89 feet to the north r/w of Old 151 Road which is the point
15 of real beginning; thence continue northerly approximately 265.75 feet; thence southwesterly
16 along the south r/w of USH 151 approximately 108.00 feet; thence southerly approximately
17 277.18 feet to the north r/w of Old 151 Road; thence northeasterly along the north r/w of Old

18 151 Road approximately 150.00 feet to the point of real beginning; said parcel containing
19 approximately 1.16 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1
20 Agriculture.
21

Dated this 16th day of September 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Muench to enact Ordinance 6 (2008/2009-70) Amending Zoning Map (Jesse and Jerome Cain). Upon vote, the motion carried unanimously.

No. 2008/2009 - 70

**ORDINANCE AMENDING ZONING MAP
(Jesse & Jerome Cain)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on August 25, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 SW¼, SE¼, Section 26, T21N-R22E, Town of Cooperstown,
12 commencing at the S¼ corner of said Section 26; thence northerly along the centerline of
13 Pleasant Road approximately 33 feet; thence easterly approximately 33 feet to the east r/w of
14 Pleasant Road which is the point of real beginning; thence continue easterly along the north r/w
15 of Green Street Road approximately 176.00 feet; thence northerly approximately 176.00 feet;
16 thence westerly approximately 176.00 feet; thence southerly along the east r/w of Pleasant Road
17 approximately 176.00 feet to the point of real beginning; said parcel containing approximately
18 .71 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 16th day of September 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Bauknecht to enact Ordinance 7 (2008/2009-71) Amending Zoning Map (Steve and Kathleen Vogel). Upon vote, the motion carried with 22 ayes and 2 noes. Supervisors Rappe and Schneider voted no; all other supervisors voted aye.

**ORDINANCE AMENDING ZONING MAP
(Steve & Kathleen Vogel)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for a zoning ordinance amendment on August 25, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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 NW¼, NW¼, Section 6, T17N-R21E, Town of Schleswig,
12 commencing at the W¼ corner of said Section 6; thence northerly approximately 1920.71 feet;
13 thence easterly approximately 33 feet to the east r/w of Meggers Road which is the point of real
14 beginning; thence southeasterly approximately 181.11 feet; thence northwesterly approximately
15 136.27 feet; thence northeasterly approximately 362.32 feet; thence westerly approximately
16 234.88 feet; thence southerly along the east r/w of Meggers Road approximately 458.67 feet
17 to the point of real beginning; said parcel containing approximately 2.50 acres of land, shall be
18 and is hereby rezoned from GA General Agriculture to SE Small Estate.

Dated this 16th day of September 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Tittl, to enact Ordinance 8 (2008/2009-72) Amending Manitowoc County Code § 6.05 (1) (Fraud on Hotel or Restaurant Keeper, Recreational Attraction, Taxicab Operator, or Gas Station. Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 6.05(1)
(Fraud on Hotel or Restaurant Keeper, Recreational
Attraction, Taxicab Operator, or Gas Station)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Statutes grant counties the authority to enact ordinances that adopt certain
2 state statutes by reference and to provide for enforcement by citation; and
3

4 WHEREAS, Wisconsin Statute § 943.21 pertaining to crimes against property and misappropriation
5 makes it illegal to commit fraud upon a hotel or restaurant keeper, recreational attraction, taxicab operator,
6 or gas station by failing to pay for goods or services provided; and
7

8 WHEREAS, the Sheriff's Department has noted an increase in gas station drive-offs and recommends
9 that Wis. Stat. sec. 943.21 be added to the list of statutes adopted by reference to provide Manitowoc County
10 with an additional law enforcement tool in dealing with this problem;
11

12 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as
13 follows:
14

15 Manitowoc County Code sec. 6.05(1) is amended to read as follows:
16

17 6.05 State Statutes Adopted By Reference. (1) Under authority of Wis. Stat. §§ 30.77(2),
18 59.54(22), and 349.06(1), Manitowoc County hereby adopts the provisions of Wis. Stat. ch. 23;
19 Wis. Stat. §§ 30.50 through 30.715 and the rules of the Department of Natural Resources
20 promulgated thereunder; Wis. Stat. chs. 125, 167, 174, 340 to 348, and 350; Wis. Stat. § 943.21;
21 and Wis. Admin. Code chs. MVD and TRANS; as published in the most recent revision of the
22 specific code, rule, or statute that is in effect at the time this ordinance or any amendment to this
23 ordinance is adopted and as is subsequently amended or renumbered.

Dated this 16th day of September 2008.

Respectfully submitted by the Public Safety Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Behnke gave a brief report.

Safety Net Accountability Panel: Supervisor Kozlowski gave a brief report. Their next meeting will be in December

Transportation Coordinating Committee: Supervisor Mueller gave a brief report.

Other Business: Chairperson Brey announced the next meeting will be October 7.

Supervisor Kozlowski moved to adjourn. Supervisor Maresh seconded, and the motion was adopted by acclamation. The meeting adjourned at 8:09 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

October 7, 2008

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 7th day of October, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:05 P.M.

Supervisor Wagner gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 21 members present; Brey, Bundy, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Schneider, Tittl, Vogt, Wagner, and Zigmunt. Supervisors Bauknecht, Behnke, and Konen were excused.

On motion by Supervisor Zigmunt, seconded by Supervisor Henrickson, the September 16, 2008 meeting minutes were approved by unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Markwardt moved, seconded by Supervisor Janowski to approve the agenda. Upon vote, the motion carried unanimously.

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

Laurie Gehrke Crawford, United Way Director, explained the United Way Campaign and showed a video that focused on the 2009 theme of "Live United."

Chris Gabsch, Cleveland, addressed the Board as a Manitowoc County employee who is opposed to the elimination of the Tax Collection Specialist position in the Treasurer's office.

Cheryl Duchow, Valders, County Treasurer-Elect, discussed her concerns regarding the proposed elimination of the Tax Collection Specialist position. She pointed out that soon after she is sworn in, she would be taking on the duties of the Treasurer, along with doing the work of the Tax Collection Specialist while training a deputy.

Patricia Koppa, Manitowoc, Manitowoc County Register in Probate and Court Commissioner, spoke on the reduction of staff in her office and explained reasons why the current policy of a part-time employee shared between three court offices is not working.

Jane Babcock, Manitowoc, Manitowoc County Veterans' Service Officer, spoke in opposition to the .6 shared staff position that is split between her office and another office. Jane explained reasons why it is not a positive arrangement and causes her to be unable to reach the many veterans who are in need of services. Anita Roberts, Town of Two Creeks, addressed the Board regarding her concern that the amendments to the Small Wind Tower Ordinance that was before the Board this evening did not properly address health and safety issues. She asked the Board to refer the proposed amendment changes back to the Planning and Park Commission.

Dean Anhalt, Town of Mishicot, spoke in opposition to the proposed changes in the Small Wind Tower Ordinance. He was concerned with the proposed setback and cited instances of wind turbine failure resulting

in debris throw. Dean also stated that he had toured the Maribel Caves and noted that it is an asset to Manitowoc County.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed at 7:51 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENTS DIRECTORS

Chairperson Brey read a Proclamation Proclaiming Crime Prevention Week.

Chairperson Brey presented a Proclamation Proclaiming National Disability Awareness Month to Aging and Disability Resource Director Judy Rank and Holiday House Director Tom Keil. Judy thanked the Board for recognizing workers with disabilities and Tom applauded Manitowoc County for giving workers with disabilities opportunities to be involved in the workforce.

Jeff Beyer, Public Works Director gave a presentation on long term capital projects. The Communications Project has an estimated cost between \$12,879,000 and \$24,176,302; the Courthouse Restoration project has an estimated cost between \$3,500,000 and \$4,150,000; and the Jail Security Systems Upgrade has an estimated cost of \$1,198,566.

Bob Ziegelbauer, County Executive, presented the 2009 Executive's Proposed Annual Budget. He explained the budget calls for an increase of one half of one percent in the County tax portion of a homeowners tax bill. He stated that the process of change continues and technology will be embraced. The budget also contains a proposal to contribute the requested funding to the Manitowoc County Economic Development Corporation with the condition that they agree to be bound by the Wisconsin "open meetings" and "public records" laws. He answered supervisors' questions.

Chairperson Brey requested Board approval for out-of-state travel for Human Services employees Patricia Dodge and Judy Rogers. Supervisor Zigmunt moved, seconded by Supervisor Vogt, to approve the out-of-state travel. Upon vote, the motion was confirmed by unanimous consent.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey recommended the appointment of Art Diedrich for Supervisory District 24. Supervisor Gauger moved, seconded by Supervisor Henrickson, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent. The Oath of Office was administered by the County Clerk.

Chairperson Brey recommended the appointment of Art Diedrich to the Finance Committee. Supervisory Kozlowski moved, seconded by Supervisor Muench, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Aging & Disability Resource Center Board: Supervisor Wagner announced the Adult Day Care Center in Kiel will open on October 21.

Board of Health: Supervisor Tittl reported that their next meeting will be October 9.

Executive Committee: Chairperson Brey reported that Manitowoc County will receive a "Good Government" award at the Wisconsin Counties Association Conference for implementing the new health insurance program.

Finance Committee: Supervisor Kozlowski gave a brief report.

Supervisor Kozlowski moved, seconded by Supervisor Zigmunt, to adopt Resolution 1 (2008/2009-73) Authorizing Out-of-State Travel (Liz Johnson). Upon vote the motion carried unanimously.

No. 2008/2009 - 73

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Liz Johnson)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Information Systems Department maintains and supports critical hardware and
2 software systems that assist law enforcement agencies, fire departments, and emergency medical service
3 providers in providing critical care and support services to the citizens of Manitowoc County; and
4

5 WHEREAS, the software systems supporting this environment are in a state of constant change and
6 the Information Systems Department must stay current with these changes and can favorably influence the
7 development of these systems through participation in Advisory Groups; and
8

9 WHEREAS, Manitowoc County is a seated member of the MSP Corrections Advisory Group
10 that provides guidance to New World Systems in the continuing development of the Corrections
11 Management portion of the Aegis System;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
14 authorizes Aegis Administrator Liz Johnson to attend the three-day MSP Corrections Advisory
15 Group Meeting in Troy, Michigan on November 10 through November 12, 2008.

Dated this 7th day of October 2008.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Travel and conference costs, which are estimated at \$1,000, are included in
the approved Information Systems budget.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski moved, seconded by Supervisor Maresh, to adopt Resolution 2 (2008/2009-74) Authorizing Participation in United Way Campaign. Upon vote the motion carried unanimously.

No. 2008/2009 - 74

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
6 employees an opportunity to support charitable causes through a payroll giver's plan and to support more
7 than two dozen different organizations in Manitowoc County that insure basic needs are met, increase self-
8 sufficiency, 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 and effective way to provide its employees with an opportunity to contribute to
12 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 opportunity to
16 enroll in a payroll giver's plan to Manitowoc County employees, officers, and officials from now through
17 December 31, 2008, with payroll deductions to be made during the 2009 calendar year; 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 7th day of October 2008.

Respectfully submitted by the Finance Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski announced that they will meet on October 27 and October 30.

Highway Committee: Supervisor Bundy moved, seconded by Supervisor Markwardt, to adopt Resolution
3 (2008/2009-75) Establishing Speed Zone on county Trunk JJ in the Town of Cato. Upon vote the motion
carried unanimously.

No. 2008/2009 - 75

**RESOLUTION ESTABLISHING SPEED ZONE ON
COUNTY TRUNK JJ IN THE TOWN OF CATO**

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 and subject to certain limitations, to determine and declare a reasonable and safe speed
3 limit on all or part of a highway that is under its jurisdiction; and
4

5 WHEREAS, Manitowoc County Code sec. 15.03(1) authorizes the Highway Committee to
6 recommend speed limits to the County Board and Manitowoc County Code sec. 15.03(2) authorizes the
7 County Board to adopt speed limits and speed zones by resolution which become effective when appropriate
8 signs giving notice of the speed limit have been erected and are in place; and
9

10 WHEREAS, a traffic investigation had been made by the Manitowoc's County Traffic & Safety
11 Commission with respect to a portion of County Trunk Highway JJ in the Town of Cato at the intersection
12 of CTH JJ and CTH S, and the Highway Committee recommends that the 45 miles per hour limit be extended
13 an additional 2,000 feet further west of the existing speed zone;
14

15 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that a
16 speed zone with a speed limit of 45 miles per hour be created on County Trunk Highway JJ west of the
17 intersection of CTH JJ and CTH S beginning at the end of the existing speed zone on CTH JJ and extending
18 an additional 2,000 feet west; that the County Clerk shall send a copy of this resolution to the Sheriff's
19 Department; and that the Highway Department shall erect such signs as may be required and necessary to
20 implement this resolution.

Dated this 7th day of October 2008

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: \$625 for erecting signs is included in the budget.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Bundy announced that they will meet on October 21.

Human Services Board: Supervisor Rappe gave a brief report.

Supervisor Rappe moved, seconded by Supervisor Henrickson, to adopt Resolution 3a (2008/2009-76) Authorizing Out-of-State Travel (Ken Gayle). Upon vote the motion carried unanimously.

No. 2008/2009 - 76

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Ken Gayle)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Human Services Department assists clients though the treatment of behaviors
2 relating to sexual abuse; and
3

4 WHEREAS, Senior Human Services Professional Ken Gayle has been instrumental in providing such
5 treatment and would like to improve his diagnostic and proactive techniques by attending a training session
6 sponsored by the Association for the Treatment of Sexual Abusers that will be held in Atlanta, Georgia; and
7

8 WHEREAS, Ken Gayle will pay all travel expenses for the conference;
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
11 authorizes Ken Gayle to travel out-of-state to attend the 27th Annual Research and Treatment Conference
12 to be held in Atlanta, Georgia from October 21 – 25, 2008.

Dated this 7th day of October 2008.

Respectfully submitted by the Human Services Board.

APPROVED: Bob Ziegelbauer, County Executive.

Land Conservation Committee/Natural Resources & Education Committee:

Supervisor Wagner moved, seconded by Supervisor Muench, to adopt Resolution 4 (2008/2009-77) Accepting Grant to Reduce Nutrients in Surface and Ground Water. Upon discussion and vote, the motion carried unanimously.

**RESOLUTION ACCEPTING GRANT TO REDUCE
NUTRIENTS IN SURFACE AND GROUND WATER**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County's Land and Water Resource Management Plan identifies proper
2 management of nutrients applied to cropland as a Best Management Practice to protect public health and
3 safety by reducing or eliminating nutrients in surface and ground water; and
4

5 WHEREAS, the Wisconsin Department of Agriculture, Trade and Consumer Protection is willing
6 to provide Manitowoc County with a Grant of \$124,700 to provide financial assistance to landowners who
7 prepare and follow a Nutrient Management Plan;
8

9 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
10 authorizes the Soil and Water Department Director to accept a grant from the Wisconsin Department of
11 Agriculture, Trade and Consumer Protection in an amount not to exceed \$124,700; and
12

13 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in the 2008
14 budget are amended by the amount of the grant funds received and that the Comptroller/Auditor is directed
15 to record such information in the official books of the County for the year ending December 31, 2008 as may
16 be required.

Dated this 7th day of October 2008.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by equal amounts not to exceed \$124,700.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh gave a brief report.

Personnel Committee: Supervisor Vogt announced that their next meeting will be October 21.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Muench, to adopt Resolution 5 (2008/2009-78) Authorizing Recreational Trail Grant Application. Upon vote, the motion carried unanimously.

RESOLUTION AUTHORIZING RECREATIONAL TRAIL GRANT APPLICATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the State of Wisconsin has enacted legislation providing matching grants for
2 development projects in governmental parks and recreation facilities; and
3

4 WHEREAS, the Department of Natural Resources, the Department of Transportation, and the
5 Manitowoc County Planning and Park Commission have determined that development of a public
6 recreational trail on an abandoned railroad right-of-way in Manitowoc County has a high priority; and
7

8 WHEREAS, the total cost developing the recreational trail will be approximately \$742,800, and
9 Manitowoc County has previously received \$249,427 in grant and matching funds for development of this
10 recreational trail; and
11

12 WHEREAS, Manitowoc County now has the opportunity to request an additional \$371,400 grant
13 from the Department of Transportation, and an additional \$371,400 in matching funds may be available from
14 the State of Wisconsin; and
15

16 WHEREAS, the County Board has previously approved the development of this recreational trail,
17 and the Planning and Park Commission recommends that Manitowoc County apply for these additional grant
18 and matching funds;
19

20 NOW, THEREFORE, BE IT RESOLVED that the County Executive and the Planning and Park
21 Department are authorized to apply for and accept a Department of Natural Resources grant of \$371,400 and
22 to seek and secure an additional \$371,400 in matching funds from the State of Wisconsin for the development
23 of a public recreational trail on an abandoned railroad right-of-way in Manitowoc County; and
24

25 BE IT FURTHER RESOLVED that the County Executive and other county employees and officials
26 are authorized to sign documents and take the actions necessary to undertake, direct, and complete the project
27 authorized in the grant; and
28

29 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and federal rules for
30 the grant program; will be responsible for updating plans and monitoring ongoing operations; will obtain
31 written approval from the Wisconsin Department of Natural Resources before making changes in the project;
32 and will maintain a record of expenditures; and
33

34 BE IT FURTHER RESOLVED that the 2008 Budget is amended by the amount of the grant and
35 matching funds received and that the Comptroller/Auditor is directed to record such information in the
36 official books of the County for the year ending December 31, 2008 as may be required.

Dated this 7th day of October 2008.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by the amount of the grant
and matching funds received, not to exceed a total of \$742,800

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Janowski, to enact Ordinance 6 (2008/2009-79)
Amending Manitowoc County Chapters 8 and 25 Pertaining to Small Wind Energy Systems. Discussion
followed.

No. 2008/2009 - 79

**ORDINANCE AMENDING MANITOWOC COUNTY CHAPTERS 8 AND 25
PERTAINING TO SMALL WIND ENERGY SYSTEMS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for an ordinance amendment on September 22, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and an
5 examination of the facts, recommends that the petition be approved for the reasons stated in the attached
6 report;
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. 25.06(1)(c) is deleted.
12

13 Manitowoc County Code sec. 25.08(2) is amended to read as follows:
14

15 (2) Site Plan Review: A site plan must be submitted and include information as specified in
16 sec. 8.18(2)b and provide the following additional information as part of the permit
17 application:
18

19 Manitowoc County Code subsecs. 8.073(2), 8.076(2), 8.08(2), 8.09(2), 8.103(2), 8.107(2), and
20 8.145(2) are amended by adding the following paragraph:
21

22 (d) Small Wind Energy Systems.
23

24 Manitowoc County Code subsec. 8.078(3) is amended by adding the following paragraph:
25

26 (e) Small Wind Energy Systems.
27

28 Manitowoc County Code subsec. 8.10(2) is amended by adding the following paragraph:
29

30 (g) Small Wind Energy Systems.
31

32 Manitowoc County Code subsec. 8.11(1) is amended by adding the following paragraph:
33

34 (p) Small Wind Energy Systems.
35

36 Manitowoc County Code subsec. 8.12(1) is amended by adding the following paragraph:
37

38 (w) Small Wind Energy Systems.
39

40 Manitowoc County Code subsec. 8.13(1) is amended by adding the following paragraph:
41

42 (vm) Small Wind Energy Systems.
Dated this 7th day of October 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Korinek moved, seconded by Supervisor Heyroth, to amend Ordinance 6 by deleting lines 18 through line 42. Upon discussion and vote, the motion failed with 8 ayes and 14 noes. Supervisors Brey, Bundy, Gauger, Heyroth, Korinek, Panosh, Wagner, and Zigmunt voted aye; all other supervisors voted no.

Upon discussion and vote on the main motion, the motion carried with 16 ayes, 5 noes, and 1 abstention. Supervisors Bundy, Heyroth, Korinek, Wagner, and Zigmunt voted no; Supervisor Diedrich abstained; and all other supervisors vote aye.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Tittl, to adopt Resolution 7 (2008/2009-80) Accepting Homeland Security Grant. Upon vote, the motion carried unanimously.

No. 2008/2009 - 80

RESOLUTION ACCEPTING HOMELAND SECURITY GRANT

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Office of Justice Assistance is making a Homeland Security grant in the
2 amount of \$70,581.26 available to Manitowoc County to provide equipment for mutual aid communications;
3 and
4

5 WHEREAS, this grant will enhance the county's ability to effectively provide services in the event
6 of an incident that requires a response;
7

8 NOW, THEREFORE, BE IT RESOLVED the Manitowoc County Board of Supervisors authorizes
9 the Emergency Management Department to apply for and accept the grant; and
10

11 BE IT FURTHER RESOLVED that the 2008 budget is amended by the amount of the grant award
12 and that the Comptroller/Auditor is directed to record such information in the official books of the County
13 for the year ending December 31, 2008 as may be required.

Dated this 7th day of October, 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses in the 2008 budget by equal amounts not to exceed \$70,581.26.

APPROVED: Bob Ziegelbauer, County Executive.

Other Business: Chairperson Brey announced the next meeting of the County Board will be October 27.

Supervisor Henrickson moved to adjourn, seconded by Supervisor Tittl, and the motion was adopted by acclamation. The meeting adjourned at 9:27 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

October 27, 2008

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 27th day of October, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:05 P.M.

Supervisor Markwardt gave the invocation, which was followed by moment of silence for Marion Nate, former County Board Supervisor. The Pledge of Allegiance to the Flag was recited by the entire assemblage.

Roll call: 20 members present; Bauknecht, Behnke, Brey, Bundy, Diedrich, Dufek, Gauger, Heyroth, Janowski, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Tittl, Vogt, and Wagner. Supervisors Hansen, Henrickson, Konen, Schneider, and Zigmunt were excused.

On motion by Supervisor Gauger, seconded by Supervisor Muench, the October 7, 2008 meeting minutes were approved by unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Bauknecht moved, seconded by Supervisor Janowski to approve the agenda. Upon vote, the motion carried unanimously.

PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

County Executive Bob Ziegelbauer provided a brief review of the Executive's 2009 Proposed Annual Budget explaining that the budget proposal continues to hold the line on property taxes. He answered supervisors' questions.

Chairperson Brey declared public input open on the 2009 County Executive's Proposed Annual Budget at 7:20 P.M.

Donna Meives, Town of Meeme Treasurer, spoke in opposition to the proposed staff reduction in the Treasurer's Office. She explained that it would be a detriment to the general public and the treasurers in the towns and villages if the position is eliminated. She asked the Board to reconsider this issue.

Randall Russell, Reedsville, addressed the Board regarding the conditions of county roads. He was concerned that roads in need of repair were not being given priority.

Chairperson Brey declared public input on the budget closed at 7:24 P.M. and opened public input to non-budget issues.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Supervisor Vogt reported the Wisconsin Counties Association Conference was well attended. Manitowoc County received the 2008 Good Government Award for implementing the health savings account based health insurance plan that has kept health care costs under control. Supervisor Kozlowski reported that the

WCA Conference was a valuable learning tool and an opportunity to carry on discussions with members throughout the state. Chairperson Brey reported that there were a record number of applicants this year for the prestigious award given to Manitowoc County. He read the press release that explained the health insurance changes and the structure of the new plan.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Finance Committee: Supervisor Kozlowski moved, seconded by Supervisor Muench, to adopt Resolution 1 (2008/2009-80(a)) Denying Claim (Sarah Chermak). Upon vote the motion carried unanimously.

No. 2008/2009 - 80(a)

**RESOLUTION DENYING CLAIM
(Sarah Chermak)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Sarah Marie Chermak filed a claim dated September 29, 2008 regarding actions
2 allegedly taken by the Manitowoc County Register of Deeds and the Manitowoc County Corporation
3 Counsel; and
4

5 WHEREAS, Manitowoc County has provided a copy of the claim and relevant records to its
6 insurance carrier; and
7

8 WHEREAS, Manitowoc County's insurance carrier has reviewed the claim and relevant records and
9 recommends that the claim be denied; and
10

11 WHEREAS, the Finance Committee has reviewed the claim and recommends that the claim be
12 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
16 the denial of the claim as may be required.

Dated this 27th day of October 2008.

Respectfully submitted by the Finance Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski moved, seconded by Supervisor Muench, to adopt Resolution 2 (2008/2009-81) Denying Claim (Estate of Patricia Werowinski, Kurt Werowinski, and Jason Werowinski). Upon vote the motion carried unanimously.

No. 2008/2009 - 81

**RESOLUTION DENYING CLAIM
(Estate of Patricia Werowinski, Kurt Werowinski, and Jason Werowinski)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Estate of Patricia Werowinski, Kurt Werowinski, and Jason Werowinski, by the
2 Menn Law Firm, LTD, have filed a claim dated October 8, 2008 against Manitowoc County as the result of
3 the death of Patricia Werowinski after she was struck by an uncontrolled canopy tent, thrown backward, and
4 struck her head on the ground while attending the Manitowoc Garden Fair at Washington Park in the City
5 of Manitowoc on June 14, 2008; and

6
7 WHEREAS, Manitowoc County has provided a copy of the claim and relevant records to its
8 insurance carrier; and

9
10 WHEREAS, the county's insurance carrier has reviewed the claim and relevant records and
11 recommends that the claim be denied; and

12
13 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the claim and
14 recommend 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
18 the denial of the claim as may be required.

Dated this 27th day of October 2008.

Respectfully submitted by the Finance Committee.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski announced that they will meet on October 30.

Highway Committee: Supervisor Bundy gave a brief report.

Personnel Committee: Supervisor Vogt announced that their next meeting will be October 28.

Public Works: Supervisor Behnke reported that they will meet November 5 in the Court House to review
the
the roof project and then they will proceed to meet in the Dispatch Area of the Sheriff's Department.

Supervisor Tittl moved to adjourn, seconded by Supervisor Heyroth, and the motion was adopted by
acclamation. The meeting adjourned at 7:47 P.M.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

November 18, 2008

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 18th day of November 18, 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:05 P.M.

Supervisor Maresh gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 25 members present; Bauknecht, Behnke, Brey, Bundy, Diedrich, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Schneider, Tittl, Vogt, Wagner, and Zigmunt.

Chairperson Brey congratulated newly elected 2nd District Representative to the Assembly, Supervisor Ted Zigmunt. Supervisor Ted Zigmunt will resign from the County Board effective January 1, 2009.

On motion by Supervisor Henrickson, seconded by Supervisor Tittl, the October 27, 2008 meeting minutes were approved by unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Behnke moved, seconded by Supervisor Bauknecht to approve the agenda. Upon vote, the motion carried unanimously.

PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public input open at 7:03 p.m.

John Williams, Senior Associate, Foth, Inc. presented the Wisconsin Counties Association 2008 - Foth Good Government Award to Manitowoc County along with a \$1000 Community Enhancement Grant.

Mark Rohrer, Manitowoc County District Attorney, addressed the Board in support of reinstating the Victim Witness Specialist position which was eliminated from the 2009 budget. He answered supervisors' questions.

Cheryl Duchow, County Treasurer-elect, spoke in opposition to the elimination of the Tax Collection Specialist position in the Treasurer's Office.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed 7:15 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey recommended the appointment of Tom Musial to the Ethics Board for a three year term expiring December 2011. Supervisor Vogt moved, seconded by Supervisor Zigmunt, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

Chairperson Brey recommended the appointments of Supervisor Kevin Behnke, Marie Kohlbeck, Dan Newberg, Dan Schaut, and Jerome Vetting to the Expo Board for three year terms expiring December 31, 2011. Supervisor Mueller moved, seconded by Supervisor Konen, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

Chairperson Brey recommended the appointments of Mike Jagemann, Kathy Palmer, and Dick Pollen to the Ice Center Board for 2 year terms expiring December 31, 2010. Supervisor Henrickson moved, seconded by Supervisor Gauger, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

Chairperson Brey recommended the appointments of Debra Grimm and alternate Bill Riesterer to the Joint Dispatch Board for a two year term expiring December 2010. Supervisor Bauknecht moved, seconded by Supervisor Henrickson, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Aging & Disability Resource Center Board: Supervisor Wagner gave a brief report.

Board of Health: Supervisor Tittl gave a brief report.

Supervisor Tittl moved, seconded by Supervisor Muench, to adopt Resolution 1 (2008/2009-82) Amending 2008 Health Department. Upon vote, the motion carried unanimously.

No. 2008/2009 - 82

RESOLUTION AMENDING 2008 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
3 through grants; and
4

5 WHEREAS, the Health Department can only include grant funds that it has been scheduled or
6 contracted to receive during the calendar year covered by the budget when it prepares its proposed budget;
7 and
8

9 WHEREAS, the Health Department learns of changes in grant funding after the budget has been
10 approved because federal and state grants are administered using a different fiscal year than is used by the
11 county; and
12

13 WHEREAS, the following changes in grant funding have taken place since the 2008 budget was
14 approved:

15	WIC	\$42,548
16	Public Health Preparedness	\$254
17	Tobacco Control	\$6,214
18	Wisconsin Well Woman Program	\$1,759
19	Immunization	\$19
20	Asthma Coalition	\$1,557
21	DNR Beach Testing	\$581; and

22 WHEREAS, the Board of Health recommends that the Manitowoc County Board of Supervisors
23 amend the 2008 budget to incorporate these changes;
24

25 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
appropriate revenue and expense line items in the 2008 Annual Budget are amended to incorporate the

26 changes shown above and that the Comptroller/Auditor is directed to record such information in the official
27 books of the County for the year ended December 31, 2008 as may be required.

Dated this 18th day of November 2008.

Respectfully submitted by the Board of Health.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Tittl moved, seconded by Supervisor Henrickson, to adopt Resolution 1a (2008/2009-83) Adopting Health Department Fee Schedule (7/1/2009-6/30/2010). Upon vote, the motion carried unanimously.

No. 2008/2009 - 83

**RESOLUTION ADOPTING HEALTH DEPARTMENT FEE SCHEDULE
(07/01/2009 - 06/30/2010)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Code requires that all fees for licenses (other than animal
2 licenses) and permits issued by the Health Department must be set by County Board resolution; and
3

4 WHEREAS, the Board of Health believes that the Health Department Fee Schedule should be revised
5 and has provided a copy of the proposed Health Department Fee Schedule (07/01/2009 - 06/30/2010) to the
6 County Board;
7

8 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves
9 the proposed Health Department Fee Schedule (07/01/2009 - 06/30/2010), a copy of which is to be included
10 in Manitowoc County Code Chapter 7, Appendix A.

Dated this 18th day of November 2008.

Respectfully submitted by the Board of Health.

APPROVED: Bob Ziegelbauer, County Executive.

Economic Development Corporation: Supervisor Maresh gave a brief report.

Executive Committee: Chairperson Brey reported that applications will be accepted during the month of December for a 21st District Supervisor to replace Supervisor Zigmunt who will be resigning on January 1, 2009.

Finance Committee: Supervisor Kozlowski gave a brief report.

Supervisor Zigmunt, seconded by Supervisor Henrickson, to adopt Resolution 2 Adopting 2009 Budget and Property Tax Levy. Discussion followed.

Supervisor Zigmunt moved, seconded by Supervisor Muench, to divide the question so that the Clerk of Circuit Court's portion of the budget is considered separately. Upon vote, the motion carried unanimously.

Supervisors voted on the Clerk of Circuit Court portion of the budget. Upon vote, the motion carried with 24 ayes and 1 abstention. Supervisor Zigmunt abstained; and all other supervisors voted aye.

Supervisor Behnke moved, seconded by Supervisor Janowski, to substitute the County Executive's original proposed budget in place of the Finance Committee's budget. Upon discussion and vote, the motion carried with 20 ayes and 5 noes. Supervisors Dufek, Hansen, Rappe, Tittl, and Wagner voted no; all other supervisors voted aye.

Supervisor Behnke moved, seconded by Supervisor Hansen, to move \$42,000 from the Human Services Department Director position to District Attorney contracted services and move \$2,160 from the Human Services Department for the director's position to the UW-Extension budget for contracted services. Upon discussion and vote, the motion carried with 24 ayes and 1 no. Supervisor Kozlowski voted no; all other supervisors voted aye.

Supervisors voted to adopt the remainder of the (2008/2009-84) 2009 Budget and Property Tax Levy as amended. Upon vote, the motion carried with 22 ayes and 3 noes. Supervisors Kozlowski, Muench, and Wagner voted no; all other supervisors voted aye.

No. 2008/2009 - 84

ENGROSSED COPY

RESOLUTION ADOPTING 2009 BUDGET AND PROPERTY TAX LEVY

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a detailed copy of the County Executive's Proposed 2009 Annual Budget has been made
2 available to each county supervisor and to the general public; and
3

4 WHEREAS, the Proposed 2009 Annual Budget was presented and explained to the County Board at
5 its meeting on October 7, 2008; and
6

7 WHEREAS, formal publication of a budget summary and announcement of a public hearing was made
8 on October 12, 2008 in the Manitowoc Herald Times Reporter in accordance with Wis. Stat. § 65.90 and
9 Wis. Stat. Ch. 985; and
10

11 WHEREAS, a public hearing on the Proposed 2009 Annual Budget was held and the Proposed 2009
12 Annual Budget was reviewed by the County Board at its Annual Meeting on October 27, 2008; and
13

14 WHEREAS, the Finance Committee reviewed the Proposed 2009 Annual Budget at its November 10,
15 2008 meeting, made certain adjustments, and has recommended a 2009 Annual Budget for Manitowoc
16 County operations;
17

18 NOW, THEREFORE BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby
19 adopts a Governmental Funds Budget and a service delivery Proprietary Funds Budget for the calendar year
20 beginning January 1, 2009 as indicated in the attached 2009 Annual Budget for Manitowoc County and any
21 attachments or addenda thereto; and
22

23 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby authorizes
24 that the following sums of money be raised for the ensuing year:
25

26 State Special Charges – Charitable & Penal	\$362.51
27 County Aid Bridges (Wis. Stat. § 82.08)	\$78,355.44

Illegal Real Estate Taxes Charged Back (Prior Year)	\$3,991.22
<u>All Other County Taxes</u>	<u>\$27,811,429.00</u> \$27,658,297.00
Gross County Tax Levy	\$27,894,138.17; \$27,741,006.17

and

BE IT FURTHER RESOLVED that the County shall apportion the tax for Bridges under Wis. Stat. § 82.08 on the taxable property of the participating districts; and

BE IT FURTHER RESOLVED that the County shall enter the amount of \$897,674.62 in the Tax Apportionment, State Taxes for Forestry Mill Tax; and

BE IT FURTHER RESOLVED that the County shall enter the following amounts in the Tax Apportionment, State Special Charges for Charitable and Penal Purposes:

County Mental Hospitals Fond du Lac Co. Proceeding	\$ 173.51
<u>Winnebago Co. Proceeding</u>	<u>\$ 189.00</u>
Total State Special Charge	\$362.51;

and

BE IT FURTHER RESOLVED the County Officials are hereby directed to reapportion the illegal real estate taxes charged back in the amount of \$3,991.22; and

BE IT FURTHER RESOLVED that the budget in detail is made a part of the Tax Levy; and

BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make any technical corrections to the budget that are necessary.

Dated this 18th day of November 2008.

Respectfully submitted by the Finance Committee.

FISCAL NOTE: Requires a composite tax levy and rate, based upon the budget book as printed, as follows:

Tax Levy of ~~\$27,894,138.17~~ \$27,741,006.17
Composite Tax Rate of ~~\$5.4978320~~ per \$1,000 of equalized value.
\$5.46765049

APPROVED: Bob Ziegelbauer, County Executive

Supervisor Kozlowski announced that the next meeting of the Finance Committee will be December 8.

Highway Committee: Supervisor Bundy gave a brief report.

Human Services Board: Supervisor Rappe gave a brief report.

Land Conservation Committee/Natural Resources & Education Committee:
Supervisor Wagner gave a brief report.

Personnel Committee: Supervisor Vogt announced that their next meeting will be December 2.

Resolution 3 was moved up for consideration without objection.

Miscellaneous:

Supervisor Mueller moved, seconded by Supervisor Rappe, to adopt Resolution 3 (2008/2009-85) Approving Town of Franklin Zoning Ordinance (Unified Development Ordinance). Upon vote, the motion carried unanimously.

No. 2008/2009 - 85

**RESOLUTION APPROVING TOWN OF FRANKLIN ZONING ORDINANCE
(Unified Development Ordinance)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

3 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances are subject to the approval
4 of the County Board in counties that have adopted a zoning ordinance under Wis. Stat. § 59.69; and
5

6 WHEREAS, Manitowoc County has adopted a zoning ordinance under Wis. Stat. § 59.69 and the
7 Town of Franklin has submitted its new Unified Development Ordinance to the Manitowoc County Board
8 of Supervisors for approval;
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves
11 the Unified Development Ordinance adopted by the Town of Franklin on October 14, 2008.

Dated this 18th day of November 2008.

Respectfully submitted by Andrew Schneider, Supervisor.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission:

Supervisor Mueller moved, seconded by Supervisor Schneider, to adopt Resolution 4 (2008/2009-86) Adopting the Town of Franklin Agricultural Preservation Plan Map. Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 86

**RESOLUTION ADOPTING THE TOWN OF FRANKLIN
AGRICULTURAL PRESERVATION PLAN MAP**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Franklin has adopted a new zoning ordinance, which has been approved by
2 the county board, and a new agricultural preservation plan map has been prepared to coincide with the new
3 zoning ordinance; and
4

5 WHEREAS, in order for the county to participate in the Farmland Preservation Program, it must adopt
6 an agricultural preservation plan that complies with standards specified in Wis. Stat. ch. 91, that designates
7 agricultural preservation areas to be preserved for agricultural use only; and that is certified by the State of

8 Wisconsin Land and Water Conservation Board; and

9
10 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
11 hearing on a new agricultural preservation plan map on November 3, 2008; and

12
13 WHEREAS, the Planning and Park Commission, after careful consideration of testimony and an
14 examination of the facts, recommends approval of the new agricultural preservation plan map;

15
16 NOW, THEREFORE, BE IT RESOLVED that the county board accepts and approves the new
17 agricultural preservation plan map for the Town of Franklin; and

18
19 BE IT FURTHER RESOLVED that Manitowoc County will comply with all requirements for Land
20 and Water Conservation Board approval of the new agricultural preservation plan map.

Dated this 18th day of November 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Muench, to adopt Resolution 5 (2008/2009-87) Adopting the Town of Eaton Agricultural Preservation Plan Map. Upon vote, the motion carried unanimously.

No. 2008/2009 - 87

**RESOLUTION ADOPTING THE TOWN OF EATON
AGRICULTURAL PRESERVATION PLAN MAP**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, in order for the county to participate in the Farmland Preservation Program, it must adopt
2 an agricultural preservation plan that complies with standards specified in Wis. Stat. ch. 91, that designates
3 agricultural preservation areas to be preserved for agricultural use only; and that is certified by the State of
4 Wisconsin Land and Water Conservation Board; and

5
6 WHEREAS, the Land and Water Conservation Board certified an update of the Manitowoc County
7 Agricultural Preservation Plan on December 6, 2005, but this year it was determined that a small area in
8 section 7 of the Town of Eaton was incorrectly mapped on the agricultural preservation plan map and an
9 amended agricultural preservation plan map has been prepared; and

10
11 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
12 hearing on the amended agricultural preservation plan map on November 3, 2008; and

13
14 WHEREAS, the Planning and Park Commission, after careful consideration of testimony and an
15 examination of the facts, recommends approval of the amended agricultural preservation plan map;

16
17 NOW, THEREFORE, BE IT RESOLVED that the county board accepts and approves the amended
18 agricultural preservation plan map for the Town of Eaton; and

19
20 BE IT FURTHER RESOLVED that Manitowoc County will comply with all requirements for Land
21 and Water Conservation Board approval of the amended agricultural preservation plan map.

Dated this 18th day of November 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Janowski, to enact Ordinance 6 (2008/2009-88) Amending Manitowoc County Code Sec. 8.078(3) (Small Wind Energy Systems). Upon discussion and vote, the motion carried with 16 ayes and 9 noes. Supervisors Bauknecht, Bundy, Diedrich, Heyroth, Konen, Korinek, Panosh, Wagner, and Zigmunt voted no; all other supervisors voted aye.

No. 2008/2009 - 88

ORDINANCE AMENDING MANITOWOC COUNTY CODE SEC. 8.078(3)
(Small Wind Energy Systems)
TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
2 hearing on a petition for an ordinance amendment on September 22, 2008; and
3

4 WHEREAS, the Planning and Park Commission, after careful consideration of testimony and an
5 examination of the facts, recommended that the petition be approved; and
6

7 WHEREAS, an ordinance amendment implementing the Commission's recommendation was prepared
8 by the Planning and Park Department staff, forwarded to the County Board, and adopted on October 7, 2008;
9 and
10

11 WHEREAS, the ordinance amendment prepared by the Planning and Park Department staff incorrectly
12 created Manitowoc County Code sec. 8.078(3)(e) allowing small wind energy systems as a conditional use
13 in LR (Lake Residential) zoning districts;
14

15 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as
16 follows:
17

18 Manitowoc County Code sec. 8.078(3)(e) is repealed.

Dated this 18th day of November 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Bauknecht, to enact Ordinance 7 (2008/2009-89) Amending Manitowoc County Code Sec. 13.08 (Private Sewage System Fee Schedule). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 89

ORDINANCE AMENDING MANITOWOC COUNTY CODE SEC. 13.08
(Private Sewage System Fee Schedule)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County is required to collect and submit fees for private sewage system
2 permits to the State of Wisconsin; and
3

4 WHEREAS, the State is increasing the fee for all private sewage system permits by \$25 effective
5 December 1, 2008;
6

7 WHEREAS, the Planning and Park Commission, after providing the required notice, held a public
8 hearing on the fee increase on November 3, 2008; and
9

10 WHEREAS, the Planning and Park Commission, after careful consideration of testimony and an
11 examination of the facts, recommends that the fee schedule contained in Manitowoc County Code sec. 13.08
12 be amended to reflect the State increase;
13

14 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain as
15 follows:
16

17 Manitowoc County Code sec. 13.08(b) is amended so that the fee for a gravity conventional system
18 is increased from \$275 to \$300.
19

20 Manitowoc County Code sec. 13.08(c) is amended so that the fee for an alternate, in-ground pressure,
21 or mound system is increased from \$425 to \$450.
22

23 Manitowoc County Code sec. 13.08(d) is amended so that the fee for a holding tank is increased from
24 \$350 to \$375.
25

26 Manitowoc County Code sec. 13.08(e) is amended so that the fee for a large scale system is increased
27 from \$550 to \$575.
28

29 These amendments are effective December 1, 2008.

Dated this 18th day of November 2008.

Respectfully submitted by the Planning and Park Commission.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson announced that their next meeting will be December 9.

Safety Net Accountability Panel: Supervisor Kozlowski announced that they will meet in December.

Supervisor Tittl announced that future meetings of the Board of Health will begin at 5:10 p.m.

Supervisor Henrickson moved to adjourn, seconded by Supervisor Schneider, and the motion was adopted
by acclamation. The meeting adjourned at 8:16 p.m.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

December 16, 2008

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 16th day of December 2008, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:00 P.M.

Supervisor Zigmunt gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 25 members present; Bauknecht, Behnke, Brey, Bundy, Diedrich, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Panosh, Rappe, Schneider, Tittl, Vogt, Wagner, and Zigmunt.

On motion by Supervisor Zigmunt, seconded by Supervisor Behnke, the November 25, 2008 meeting minutes were approved by unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Henrickson moved, seconded by Supervisor Muench to approve the agenda. Upon vote, the motion carried unanimously.

PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

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

Jerome Hlinak, Town of Mishicot, spoke in reference to the loss of the Appeal in Circuit Court that ruled in favor of the Board of Adjustment's decision to allow a permit extension for Navitas to erect wind towers. He asked the Board to address the wording of the current wind tower ordinance.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed 7:10 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Chairperson Brey presented a Proclamation Commemorating the service of Marion Nate to the Nate family. Charlie Nate thanked everyone for the recognition of Marion's accomplishments.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey recommended the appointment of Tim Ryan as Director of Planning and Park. Supervisor Tittl moved, seconded by Supervisor Markwardt, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent. Tim thanked the Board for their approval.

Chairperson Brey recommended the appointment of Maura Yost to the Human Services Board for a three year term expiring December 31, 2011. Supervisor Janowski moved, seconded by Supervisor Schneider, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

Chairperson Brey recommended the appointments of Paul Blashka, Rebecca Martell, and Sheila Schetter, to the Wisconsin Works Steering Committee for three year terms expiring December 31, 2011. Supervisor Markwardt moved, seconded by Supervisor Maresh, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

Chairperson Brey recommended the appointments of Julie Grinde, Carol Wagner, Kerry Trask, and James VandenBoom, to the Manitowoc-Calumet Library System Board of Trustees for three year terms expiring January 2012. Supervisor Henrickson moved, seconded by Supervisor Muench, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Aging & Disability Resource Center Board: Supervisor Wagner gave a brief report.

Supervisor Wagner moved, seconded by Supervisor Korinek, to adopt Resolution 1 (2008/2009-90) Authorizing Specialized Transportation Assistance Program Grant Application. Upon vote, the motion carried unanimously.

No. 2008/2009 - 90

**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
2 grant financial aid to counties for the purpose of providing specialized transportation services to
3 persons who are elderly or disabled; and
4

5 WHEREAS, each such grant must be matched with a local share equal to at least 20% of the
6 amount of state aid for which the county applies, and the Aging and Disability Resource Center
7 Board recommends that Manitowoc County apply for grant funding that will require a local share
8 of \$42,922; and
9

10 WHEREAS, the Manitowoc County Board of Supervisors finds that provision of specialized
11 transportation services would improve and promote the maintenance of human dignity and self-
12 sufficiency of elderly and disabled persons;
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
15 authorizes the Aging and Disability Resource Center Director to prepare and submit an application
16 for financial assistance under Wis. Stat. § 85.21 to the Wisconsin Department of Transportation for
17 2009, provided that the local share required for such assistance does not exceed \$42,922; and
18

19 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors authorizes
20 the Aging & Disability Resource Center Director to execute a Wisconsin Department of
21 Transportation state aid contract under Wis. Stat § 85.21 on behalf of Manitowoc County, provided
22 that the local share required by the contract does not exceed \$42,922.

Dated this 16th day of December 2008.

Respectfully submitted by the Aging and Disability Resource Center Board.

FISCAL IMPACT: Tax levy of \$42,922 is included in the 2009 budget.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Wagner moved, seconded by Supervisor Muench, to adopt Resolution 2 (2008/2009-91)
Amending 2008 Budget (Aging and Disability Resource Center). Upon vote, the motion carried
unanimously.

No. 2008/2009 - 91

**RESOLUTION AMENDING 2008 BUDGET
(Aging and Disability Resource Center)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Bay Area Agency on Aging has increased the amount of Federal and State
2 funds allocated to the Aging and Disability Resource Center to provide services in the State
3 Pharmaceutical Assistance Programs from transitional grants approved by the Centers for Medicare
4 and Medicaid Service; and
5

6 WHEREAS, the Bay Area Agency on Aging has approved a special projects grant to assist
7 in starting up an adult day care center in Kiel; and
8

9 WHEREAS, the Natural Resources and Education Committee has reviewed the impact of
10 these changes and recommends approval of the following modifications to the 2008 Budget:
11

<u>Revenue or</u>	<u>Account</u>	<u>Description</u>	<u>Amount</u>
<u>Expense</u>	<u>Number</u>		

15	Revenue	46475.43566.25	MMA Part D	\$5,000
16	Expense	46475.52999	Contracted Service	\$5,000
17				
18	Revenue	46475.43566.25	MMA Part D	\$10,755
19	Expense	46475.52999	Contracted Service	\$10,755
20				
21	Revenue	46475.43566.25	MMA Part D	\$6,475
22	Expense	46475.52999	Contracted Service	\$6,475
23				
24	Revenue	46425.43566.08	Alzheimer Care Support	\$5,000
25	Expense	46425.53005	Operating Supplies/Expenses	\$5,000;
26				

27 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors
 28 that the 2008 Budget is amended by the amounts stated above and that the Comptroller/Auditor is
 29 directed to record such information as may be required in the official books of the County for the
 30 year ending December 31, 2008.

Dated this 16th day of December 2008.

Respectfully submitted by the Aging and Disability Resource Center Board.

FISCAL IMPACT: None. Increases revenues and expenses by equal amounts.

APPROVED: Bob Ziegelbauer, County Executive.

Board of Health: Supervisor Tittl gave a brief report.

Supervisor Tittl moved, seconded by Supervisor Maresh, to adopt Resolution 3 (2008/2009-92) Authorizing Out-of-State Travel (Barbara Herrmann). Upon vote, the motion carried unanimously.

No. 2008/2009 - 92

RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL (Barbara Herrmann)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, alcohol and other substance abuse has been identified by the Board of Health and
 2 Healthiest Manitowoc County 2010 as a health priority in Manitowoc County; and
 3

4 WHEREAS, the Alliance for Substance Abuse Prevention, a Community Health Improvement
 5 Committee of Healthiest Manitowoc County 2010, has been actively pursuing means to reduce under
 6 age drinking in Manitowoc County and has secured a Drug Free Communities Grant totaling

7 \$600,000 over a five year period; and
8

9 WHEREAS, one of the requirements of the grant is attendance at the annual grantees meeting
10 that will be held in Washington, D.C. during the week of January 5, 2009; and
11

12 WHEREAS, the Drug Free Communities Grant will cover all travel and conference costs;
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
15 authorizes Barbara Herrmann to travel out-of-state for the purpose of attending the Drug Free
16 Communities Grantee Meeting in Washington D.C.

Dated this 16th day of December 2008.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No tax levy impact. All travel and conference expenses are paid by the grant.

APPROVED: Bob Ziegelbauer, County Executive.

Economic Development Corporation: Supervisor Markwardt gave a brief report.

Executive Committee: Chairperson Brey gave brief report and answered supervisors' questions.

Expo Board: Supervisor Behnke gave a brief report.

Finance Committee: Supervisor Kozlowski gave a brief report.

Highway Committee: Supervisor Bundy gave a brief report.

Supervisor Bundy moved, seconded by Supervisor Bauknecht, to adopt Resolution 4 (2008/2009-93) Authorizing Land Lease with the Chamber of Manitowoc County, Inc. Upon vote, the motion carried unanimously.

No. 2008/2009 - 93

**RESOLUTION AUTHORIZING LAND LEASE WITH
THE CHAMBER OF MANITOWOC COUNTY, INC.**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County and the Manitowoc-Two Rivers Area Chamber of Commerce
2 entered into a lease in 1993 under which the Chamber leased county-owned land that was adjacent

3 to the Chamber's office on Memorial Drive; and

4
5 WHEREAS, the Chamber asked to be released from the lease in 1999 and the County Board
6 granted the Chamber's request by Resolution No. 1999/2000-15; and

7
8 WHEREAS, the Chamber has changed its name to The Chamber of Manitowoc County, Inc.
9 and is again interested in leasing county-owned land that is adjacent to the Chamber's office on
10 Memorial Drive; and

11
12 WHEREAS, Manitowoc County recognizes and values the services that the Chamber provides
13 to the community and wishes to facilitate the Chamber's operations by entering into a lease with the
14 Chamber for the county-owned land that is adjacent to the Chamber's office on Memorial Drive; and

15
16 WHEREAS, the proposed lease has been reviewed by the Highway Committee and the
17 Corporation Counsel and has been provided to the County Board;

18
19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
20 authorizes the County Executive and the County Clerk to execute the proposed lease with The
21 Chamber of Manitowoc County, Inc.

Dated this 16th of December 2008.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: Nominal rent of \$10, payable in advance, for each ten-year term.

APPROVED: Bob Ziegelbauer, County Executive.

Human Services Board: Supervisor Rappe gave a brief report.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Korinek gave a brief report.

Personnel Committee: Supervisor Vogt gave a brief report.

Supervisor Vogt moved, seconded by Supervisor Markwardt, to adopt Resolution 5 Increasing Nonrepresented Employee Compensation. Upon discussion and vote, the motion failed with 11 ayes and 14 noes. Supervisors Brey, Bundy, Diedrich, Dufek, Janowski, Kozlowski, Markwardt, Mueller, Rappe, Schneider, and Vogt voted aye; all other supervisors voted no.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Konen, to adopt Resolution 6 (2008/2009-94) Authorizing Out-of-State Travel (Joseph Kiel). Upon vote, the motion carried unanimously.

No. 2008/2009 - 94

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Joseph Keil)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, underage drinking prevention and enforcement continue to be an ongoing area
2 of concern for public safety; and
3

4 WHEREAS, the Pacific Institute of Research and Evaluation is sponsoring a seminar
5 Examining the Process of Community Mobilization for Underage Drinking Prevention and
6 Enforcement on January 8-11, 2009 in Washington D.C.; and
7

8 WHEREAS, the seminar will address finding common ground on underage alcohol prevention
9 goals with community organizations; governmental entities; health care professionals; law
10 enforcement; schools; and youth, drug, and alcohol coalitions; and
11

12 WHEREAS, the Wisconsin Area Health Education Center in Manitowoc will fund 100% of
13 the cost of the training, travel, lodging, and meals;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
16 authorizes Deputy Joseph Keil to attend the seminar on Examining the Process of Community
17 Mobilization for Underage Drinking Prevention and Enforcement in Washington D.C. on January
18 8-11, 2009.

Dated this 16th day of December 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Wisconsin Health Education Center will pay approximately \$1,200 for travel, lodging, training, and meals.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Muench, to adopt Resolution 7 (2008/2009-95) Authorizing Application for community Development Block Grant (Emergency Assistance Program). Upon discussion and vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING APPLICATION FOR
COMMUNITY DEVELOPMENT BLOCK GRANT
(Emergency Assistance Program)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Federal monies are available under the Wisconsin Small Cities Community
2 Development Block Grant – Emergency Assistance Program, administered by the Wisconsin
3 Department of Commerce, Bureau of Community Finance, for the purpose of disaster recovery; and
4

5 WHEREAS, after a public hearing and due consideration, the Public Safety Committee
6 recommends that an application be submitted to the State of Wisconsin for a project to assist low-
7 and moderate-income households with flood damage sustained during June 12-13, 2008 in
8 Manitowoc County; and
9

10 WHEREAS, the County Board has reviewed the need for the proposed project and the benefits
11 to be gained from it;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board approves and
14 authorizes the Office of Emergency Management to prepare and file an application to receive funds
15 from the Wisconsin Small Cities Community Development Block Grant – Emergency Assistance
16 Program for a project to assist low- and moderate-income households with flood damage sustained
17 during June 12-13, 2008 in Manitowoc County; and
18

19 BE IT FURTHER RESOLVED that the County Executive and the Emergency Management
20 Director are authorized to sign all necessary documents on behalf of Manitowoc County; and
21

22 BE IT FURTHER RESOLVED the 2009 budget is amended by the amount of the grant funds
23 received and that the Comptroller/Auditor is directed to record such information in the official books
24 of the County for the year ending December 31, 2009 as may be required.

Dated this 16th day of December 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Amends revenues and expenses by equal amounts
received under the grant.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Bauknecht, to adopt Resolution 8 (2008/2009-96) Approving Antidisplacement and Relocation Plan. Upon vote, the motion carried unanimously.

No. 2008/2009 - 96

RESOLUTION APPROVING ANTIDISPLACEMENT AND RELOCATION PLAN

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has authorized the Office of Emergency Management to
2 prepare and file an application to receive funds from the Wisconsin Small Cities Community
3 Development Block Grant – Emergency Assistance Program for a project to assist low- and
4 moderate-income (LMI) households with flood damage sustained during June 12-13, 2008 in
5 Manitowoc County; and

6
7 WHEREAS, Manitowoc County is required to establish a Residential Antidisplacement and
8 Relocation Plan as a condition of the grant; and

9
10 WHEREAS, the Public Safety Committee has reviewed a proposed Residential
11 Antidisplacement and Relocation Plan, has provided a copy of the proposed plan to the County
12 Board, and recommends its adoption;

13
14 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County adopts the proposed
15 Residential Antidisplacement and Relocation Plan.

Dated this 16th day of December 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Muench, to adopt Resolution 9 (2008/2009-97) Regarding Joint Determination of Adequate Staffing Needs of Manitowoc County Jail Pursuant to Wis. Admin. Code § Doc 350.07 (2). Upon vote, the motion carried unanimously.

No. 2008/2009 - 97

**RESOLUTION REGARDING JOINT DETERMINATION
OF ADEQUATE STAFFING NEEDS OF MANITOWOC COUNTY JAIL
PURSUANT TO WIS. ADMIN. CODE § DOC 350.07(2)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Corrections has promulgated Wis. Admin. Code
2 § DOC 350.07 pertaining to double occupancy of cells in county jails; and
3

4 WHEREAS, Wis. Admin. Code § DOC 350.07(2) requires that the county board and sheriff
5 jointly determine the adequate staffing needs required to ensure the health, safety, and security of
6 the jail staff and inmates when using cells for double occupancy, and further requires that county
7 board and sheriff reduce their joint determination to writing and file a copy of that determination,
8 signed by the sheriff and representatives of the county board, with the Wisconsin Department of
9 Corrections; and
10

11 WHEREAS, the Sheriff has advised the Public Safety Committee that the jail staff consists
12 of 52 full-time-equivalent positions (46 full-time jail staff and 7 part-time jail staff working 6 full-
13 time equivalent positions) and 9.2 full-time equivalent other jail support staff; and
14

15 WHEREAS, the Sheriff states that he has determined that the jail staff described above is
16 adequate to ensure the health, safety, and security of the jail staff and inmates when using cells for
17 double occupancy; and
18

19 WHEREAS, the Public Safety Committee has reviewed and concurs with the Sheriff's
20 determination and recommends that the county board enter into the joint written determination
21 required by Wis. Admin. Code § DOC 350.07(2);
22

23 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
24 accepts the recommendation of the Public Safety Committee and, with the Sheriff, jointly determines
25 that the staffing described above provides the adequate staffing required to ensure the health, safety,
26 and security of the jail staff and inmates when using cells for double occupancy; and
27

28 BE IT FURTHER RESOLVED that the County Board Chair and the Sheriff are authorized to
29 countersign this resolution and the County Clerk is directed to file a certified copy of this resolution,
30 countersigned by the County Board Chair and the Sheriff, with the Wisconsin Department of
31 Corrections.

Dated this 16th day of December 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: None.

FISCAL IMPACT: No tax levy impact.

APPROVED: Bob Ziegelbauer, County Executive.

COUNTERSIGNED: James N. Brey, County Board Chair.

COUNTERSIGNED: Robert C. Hermann, Sheriff.

Supervisor Henrickson moved, seconded by Supervisor Tittl, to enact Ordinance 10 (2008/2009-98) Creating Manitowoc County Code Sec. 4.13 (3x) (Retired Officer Concealed Carry Weapon Fee). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 98

**ORDINANCE CREATING MANITOWOC COUNTY CODE SEC. 4.13(3x)
(Retired Officer Concealed Carry Weapon Fee)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Law Enforcement Officers Safety Act of 2004 created 18 U.S.C. § 926C,
2 which authorizes the carrying of concealed firearms by qualified retired law enforcement officers,
3 subject to certain conditions; and
4

5 WHEREAS, the Law Enforcement Officers Safety Act of 2004 provides that the individual
6 seeking to carry a concealed weapon must, at the individual's own expense, meet State standards for
7 training and qualification for an active law enforcement officer to carry a firearm; and
8

9 WHEREAS, the Law Enforcement Officers Safety Act of 2004 imposes certain obligations
10 on the department from which a law enforcement officer has retired to verify that the retired officer
11 is qualified to carry a concealed weapon and to issue appropriate identification; and
12

13 WHEREAS, the Sheriff's Department has developed a policy and procedure for any officer
14 who has retired from the department to apply for and demonstrate that he or she has met the
15 requirements of the Law Enforcement Officers Safety Act of 2004 and is qualified to carry a
16 concealed weapon;
17

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

21 Manitowoc County Code sec. 4.13(3x) is created to read as follows:
22

23 (3x) Retired Officer Concealed Carry Weapon Fee. This ordinance is adopted pursuant to
24 authority granted by 18 U.S.C. § 926C. The Sheriff is authorized to charge an annual, nonrefundable
25 fee of \$75 to process an application form and issue photographic identification to any officer who
26 has retired from the Sheriff's Department and who is qualified to carry a concealed weapon in
27 accordance with 18 U.S.C. § 926C.

Dated this 16th day of December 2008.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable.

COUNTERSIGNED: James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Safety Net Accountability Panel: Supervisor Kozlowski reported that they will meet in March.

Miscellaneous: Supervisor Janowski moved, seconded by Supervisor Kozlowski, to adopt Resolution 11 (2008/2009-99) Approving Town of Newton Zoning Ordinance (Michael Getter). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 99

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE
(Michael Getter)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted a zoning ordinance under Wis. Stat. § 59.69; and

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

5
6 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances are subject to county
7 board approval in counties that have adopted a zoning ordinance under Wis. Stat. § 59.69; and

8
9 WHEREAS, the Town of Newton has submitted its new zoning ordinance to the county board
10 for approval;

11
12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
13 approves the zoning ordinance that was adopted by the Town Board of the Town of Newton for
14 Michael Getter on November 12, 2008.

Dated this 16th day of December 2008.

Respectfully submitted by Joe Janowski, Supervisor.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Other Business: Supervisor Behnke moved, seconded by Supervisor Rappe, to reconsider Resolution 5 Increasing Nonrepresented Employee Compensation. Upon vote, the motion carried by unanimous consent. Discussion followed.

Supervisor Behnke moved, seconded by Supervisor Heyroth, to refer Resolution 5 Increasing Nonrepresented Employee Compensation back to the Personnel Committee. Upon vote, the motion carried by unanimous consent.

Other Business: Chairperson Brey presented a Proclamation Thanking Supervisor Ted Zigmunt. Supervisor Zigmunt thanked everyone for the honor and stated that he looks forward to serving the 2nd Assembly District in Madison.

Supervisor Rappe complimented the Aging and Disability Resource Center for the assistance his wife received regarding Medicare Part D.

Supervisor Bauknecht moved to adjourn, seconded by Supervisor Henrickson, and the motion was adopted by acclamation. The meeting adjourned at 8:48 p.m.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

January 20, 2009

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 20th day of January 2009, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:03 P.M.

Supervisor Gauger gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 21 members present; Bauknecht, Behnke, Brey, Bundy, Diedrich, Dufek, Gauger, Hansen, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Markwardt, Mueller, Muench, Panosh, Schneider, Vogt, and Wagner. Supervisors Maresh, Rappe, and Tittl were excused.

On motion by Supervisor Behnke, the December 16, 2008 meeting minutes were approved by unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Bauknecht moved, seconded by Supervisor Mueller to approve the agenda. Upon vote, the motion carried unanimously.

PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

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

Darlene Wellner, Town of Kossuth, addressed the Board as a representative of the League of Women Voters. She discussed a handout on a Drug Treatment Court Program that offers offenders charged with crimes related to drugs or alcohol the option to enter into the drug court systems. She said that the program has demonstrated excellent results throughout the country resulting in a safer community while reducing jail costs.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed 7:12 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Division of Emergency Services Director Nancy Crowley reported on the Point Beach Nuclear Exercise that was cancelled by the state in December prior to completion of the first day due to a bad weather emergency. The uncompleted second day injection exercise will be incorporated into the Kewaunee Nuclear Exercise in June.

She also spoke in favor of the Resolution Adopting Manitowoc County All Hazards Mitigation Plan and asked the Board to vote in favor of it.

Chairperson Brey presented Certificates of Appreciation to Marilyn Kollross who retired with 20 years of service to Manitowoc County and Judith Tadych who retired with more than 38 years of service. Health Department Director Jim Blaha thanked Judith for her years of dedication. Judith Tadych stated that over 10,000 immunizations were given in 2007 compared to 200 immunizations in 1977 when the Health Department implemented the program.

Chairperson Brey read a Certificate of Appreciation for Mark Anderson who retired from the Sheriff's Department after 30 years of service.

Chairperson Brey presented a Proclamation Thanking Ed Brey for his years of service as Manitowoc County Treasurer. Ed thanked everyone for electing him to serve for 14 years.

APPOINTMENTS BY CHAIRPERSON

Chairperson Brey recommended the appointment of Rick Gerroll for Supervisory District 21. Supervisor Behnke moved, seconded by Supervisor Gauger, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent. The Oath of Office was administered by the County Clerk.

Chairperson Brey recommended the appointment of Supervisor Rick Gerroll to the Public Safety Committee. Supervisor Henrickson moved, seconded by Supervisor Muench, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

Chairperson Brey recommended the appointment of Supervisor Paul Tittl to the Finance Committee. Supervisor Kozlowski moved, seconded by Supervisor Heyroth, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Executive Committee: Chairperson Brey gave brief report and answered supervisors' questions.

Expo Board: Supervisor Behnke gave a brief report.

Finance Committee: Supervisor Kozlowski gave a brief report.

Highway Committee: Supervisor Bundy gave a brief report. They will meet on February 10.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner moved, seconded by Supervisor Muench, to adopt Resolution 1 (2008/2009-100) Accepting Farm Nutrient Management Education Program Grant. Upon vote, the motion carried unanimously.

**RESOLUTION ACCEPTING FARM NUTRIENT
MANAGEMENT EDUCATION PROGRAM GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County's Land and Water Resource Management Plan identifies the
2 proper management of nutrients applied to cropland as a Best Management Practice that will protect
3 public health and safety by reducing or eliminating nutrients in surface and ground water; and
4

5 WHEREAS, the Department of Agriculture, Trade and Consumer Protection; USDA Natural
6 Resources Conservation Service; and the University of Wisconsin Cooperative Extension are willing
7 to provide Manitowoc County with a grant to assist farmers in developing conservation and nutrient
8 management plans;
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
11 authorizes the Soil and Water Conservation Department Director to accept a farm nutrient
12 Management education program grant in an amount not to exceed \$9,450; and
13

14 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in the
15 2009 budget are amended by the amount of the grant funds received and that the Comptroller/Auditor
16 is directed to record such information in the official books of the County for the year ending
17 December 31, 2009 as may be required.

Dated this 20th day of January 2009.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by equal amounts
of up to \$9,450.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Schneider gave a brief report.

Personnel Committee: Supervisor Vogt gave a brief report.

Supervisor Vogt moved, seconded by Supervisor Kozlowski, to adopt Resolution 2 (2008/2009-101)
Increasing Nonrepresented Employee Compensation. Upon discussion and vote, the motion carried
with 15 ayes and 7 noes. Supervisors Gauger, Hansen, Henrickson, Heyroth, Korinek, Muench, and
Wagner voted no; all other supervisors vote aye.

RESOLUTION INCREASING NONREPRESENTED EMPLOYEE COMPENSATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Code § 5.05 states that it is the policy of Manitowoc County
2 to compensate employees who are not represented by labor unions in a fair, equitable, and consistent
3 manner; and

4
5 WHEREAS, internal equity and the integrity of the nonrepresented compensation plan are
6 dependent upon maintaining existing differentials between the compensation of supervisory personnel
7 and supervised employees; and

8
9 WHEREAS, all Manitowoc County employees represented by a labor agreement will receive
10 a 3.0% wage increase effective January 1, 2009, and a 3.0% across-the-board wage increase for
11 nonrepresented employees, along with the associated FICA and WRS costs, has been incorporated
12 into the 2009 budget;

13
14 NOW, THEREFORE, BE IT RESOLVED that the nonrepresented wage schedule is increased
15 across-the-board by 3.0% effective January 1, 2009; and

16
17 BE IT FURTHER RESOLVED that nonrepresented positions listed on the attached sheets will
18 receive the 3.0% across-the-board wage increase effective January 1, 2009; and

19
20 BE IT FURTHER RESOLVED that those employees still serving their probationary period
21 on January 1, 2009 will receive the 3.0% across-the-board wage increase upon the successful
22 completion of their probationary period.

Dated this 20th day of January 2009.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:	Wages	\$172,707
	FICA	\$ 13,212
	<u>WRS</u>	<u>\$ 20,253</u>
	Total Cost	\$206,172

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Muench, to adopt Resolution 3 (2008/2009-102) Adopting Manitowoc County All Hazards Mitigation Plan. Upon vote, the motion carried unanimously.

**RESOLUTION ADOPTING MANITOWOC COUNTY
ALL HAZARDS MITIGATION PLAN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County recognizes the threat that natural hazards pose to people and
2 property and that undertaking hazard mitigation action before a disaster occurs reduces the potential
3 for harm to people and property and saves taxpayer dollars; and
4

5 WHEREAS, adoption of an All Hazards Mitigation Plan is required as a condition of future
6 grant funding for mitigation projects;
7

8 WHEREAS, the Planning and Park Commission recommends the adoption of a Manitowoc
9 County All Hazards Mitigation Plan; and
10

11 WHEREAS, the Bay-Lake Regional Planning Commission will submit the adopted plan to
12 Wisconsin Emergency Management and Federal Emergency Management Agency officials on behalf
13 of Manitowoc County for final review and approval, as required under the Hazard Mitigation Grant
14 Program;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
17 hereby adopts the Manitowoc County All Hazards Mitigation Plan.

Dated this 20th day of January 2009.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller gave a brief report.

Public Safety Committee: Supervisor Henrickson moved, seconded by Supervisor Konen, to adopt Resolution 4 (2008/2009-103) Authorizing Out-of-State Travel (Tom Beilke). Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Tom Beilke)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the United States Department of Homeland Security, Commercial Equipment
2 Direct Assistance Program (CEDAP), has approved the Sheriff's Department's application to receive
3 STEDI-EYE stabilized day/night binoculars; and
4

5 WHEREAS, STEDI-EYE binoculars provide law enforcement with the stabilized and night
6 vision capabilities that are needed during search and rescue and surveillance operations; and
7

8 WHEREAS, CEDAP recognizes the importance of education and training to ensure proper
9 operation and deployment of equipment and will fund hands-on training, including travel, lodging,
10 limited per diem, and an allowance of \$90 for one officer in Washington, D.C.;
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
13 authorizes Sgt. Tom Beilke to attend the CEDAP STEDI-EYE binocular training program in
14 Washington, D.C. on February 8-10, 2009.

Dated this 20th day of January 2009.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. U.S. Department of Homeland Security will directly pay approximately \$1,000 for travel, lodging, and meals. Upon completion of the program, Manitowoc County will receive the STEDI-EYE binoculars valued at \$4,553.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Behnke gave a brief report.

Miscellaneous: Supervisor Behnke suggested that the County Board hold a future County Board Session at the Point Beach Nuclear Plant.

Supervisor Janowski moved to adjourn, seconded by Supervisor Heyroth, and the motion was adopted by acclamation. The meeting adjourned at 8:10 p.m.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

February 24, 2009

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 24th day of February 2009, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:00 P.M.

Supervisor Henrickson gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 22 members present; Bauknecht, Behnke, Brey, Bundy, Dufek, Gauger, Gerroll, Henrickson, Heyroth, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Mueller, Muench, Rappe, Schneider, Tittl, Vogt, and Wagner. Supervisors Diedrich, Hansen, and Panosh were excused.

On motion by Supervisor Behnke, seconded by Supervisor Markwardt, the January 20, 2009 meeting minutes were approved by unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Henrickson moved, seconded by Supervisor Janowski to approve the agenda. Upon vote, the motion carried unanimously.

PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public input open at 7:04 p.m.

Lyle Wilquet, City of Green Bay, addressed the Board in support of the Nativity Scene on Courthouse property.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed 7:05 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey recommended the appointment of Michelle May to the Kiel Public Library Board of Trustees to complete Julia Davis' term expiring July 1, 2009. Supervisor Konen moved, seconded by Supervisor Bauknecht, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

Chairperson Brey recommended the appointments of Gary Shavlik and alternate Lee Stadler to the Local Emergency Planning Committee for two year terms expiring March 2011. Supervisor Tittl moved, seconded by Supervisor Schneider, to approve the appointment. Upon vote, the appointments were confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Aging and & Disability Resource Center Board: Supervisor Wagner gave a brief report.

Board of Health: Supervisor Tittl moved, seconded by Supervisor Korinek, to adopt Resolution 1 (2008/2009-104) Authorizing Out-of-State Travel (Barbara Herrmann). Upon vote, the motion carried unanimously.

No. 2008/2009 - 104

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Barbara Herrmann)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Board of Health and Healthiest Manitowoc County 2010 have identified
2 alcohol and other substance abuse as a health priority; and
3

4 WHEREAS, the Alliance for Substance Abuse Prevention, a Community Health
5 Improvement Committee of Healthiest Manitowoc County 2010, has been actively pursuing means
6 to reduce under age drinking in Manitowoc County; and
7

8 WHEREAS, the Alliance for Substance Abuse Prevention has secured a Drug Free
9 Communities Grant totaling \$600,000 over a five year period; and
10

11 WHEREAS, one of the grant requirements is attendance at the new grantees training held
12 on April 14-16, 2009 in San Diego, California; and
13

14 WHEREAS, the Drug Free Communities Grant will cover all travel and conference costs;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
17 authorizes Barbara Herrmann to travel out-of-state for the purpose of attending the Drug Free
18 Communities new grantees training in San Diego, California.

Dated this 24th day of February 2009.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No tax levy impact. All travel and conference expenses will be paid by the grant.

APPROVED: Bob Ziegelbauer, County Executive.

Their next meeting will be March 19.

Executive Committee: Supervisor Markwardt moved, seconded by Supervisor Gauger, to enact Ordinance 1a (2008/2009-105) Amending Manitowoc County Code § 4.05(5) (Budget Development, Adoption, and Amendment). Upon discussion and vote, the motion carried with 18 ayes and 4 noes. Supervisors Bauknecht, Behnke, Konen, and Mueller voted no; all other supervisors voted aye.

No. 2008/2009 - 105

ORDINANCE AMENDING MANITOWOC COUNTY CODE § 4.05(5)
(Budget Development, Adoption, and Amendment)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Code outlines the procedure for the development,
2 adoption, and amendment of the county's annual budget; and
3

4 WHEREAS, Manitowoc County Code sec. 4.05(5) provides that "The finance committee will
5 review the proposed budget, may conduct additional meetings or hearings, and will make a
6 recommendation to the county board regarding the proposed budget at least 7 days prior to the first
7 scheduled meeting set for deliberation on the proposed budget;" and
8

9 WHEREAS, the Executive Committee recommends that sec. 4.05(5) be amended to clarify
10 the form in which the Finance Committee's recommendations are presented to and considered by
11 the county board;
12

13 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does
14 ordain as follows:
15

16 Manitowoc County Code sec. 4.05(5) is amended to read as follows:
17

18 (5) The finance committee will review the county executive's proposed budget, may conduct
19 additional meetings or hearings, may amend the county executive's proposed budget, and will submit
20 the finance committee's proposed budget, which incorporates any amendments that it makes, to the
21 county board at least 7 days prior to the first scheduled meeting set for deliberation on the proposed
22 budget.
23

24 This ordinance is effective March 9, 2009.

Dated this 24th day of February 2009.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: None.

COUNTERSIGNED: James N. Brey, County Board Chair.

COUNTY EXECUTIVE REVIEW

I respect the prerogative of the members of the Manitowoc County Board of Supervisors to voice their opinions on legislative issues. Therefore, it is my practice to neither approve nor veto a legislative policy resolution that has been enacted by the County Board in order to allow the County Board, acting as the legislative branch of county government, to freely express its sentiment on legislative and public policy issues or to request action by a governmental entity, or both.

Bob Ziegelbauer, County Executive.

Finance Committee: Supervisor Kozlowski moved, seconded by Supervisor Muench to adopt Resolution 2 (2008/2009-106) Denying Claim (Roland Johnson). Upon vote, the motion carried unanimously.

No. 2008/2009 - 106

RESOLUTION DENYING CLAIM (Roland Johnson)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Roland Johnson, by Attorney Daryl W. Laatsch, has filed a claim dated
2 January 6, 2009 against Manitowoc County and Calumet County for damage caused to property
3 allegedly owned by Mr. Johnson during the search of premises occupied by Steven Avery pursuant
4 to search warrants issued in connection with the investigation of the murder of Theresa Halbach; and
5

6 WHEREAS, Manitowoc County has provided a copy of the claim and relevant records to its
7 insurance carrier; and
8

9 WHEREAS, the county's insurance carrier has reviewed the claim and relevant records and
10 recommends that the claim be denied; and
11

12 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the claim
13 and recommend that the claim be denied;
14

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

Dated this 24th day of February 2009.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski moved, seconded by Supervisor Tittl, to enact Ordinance 4 (2008/2009-107) Amending Manitowoc County Code § 2.04(21) (Loan Review Board). Upon vote, the motion carried unanimously.

No. 2008/2009 - 107

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 2.04(21)
(Loan Review Board)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County began a revolving loan fund program in 1999 under
2 Wisconsin's Community Development Block Grant Program for Economic Development; and
3

4 WHEREAS, Manitowoc County entered into an Administrative Services Agreement that
5 provided for the Economic Development Corporation of Manitowoc County (EDC) to administer
6 the revolving loan fund program, but EDC has terminated its participation in the Administrative
7 Services Agreement effective February 1, 2009; and
8

9 WHEREAS, Manitowoc County is now responsible for administration of the revolving loan
10 fund program and needs to provide for a loan review board to oversee the operation of the revolving
11 loan fund program and to provide policy guidance;
12

13 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does
14 ordain as follows:
15

16 Manitowoc County Code sec. 2.04(21) is amended to read as follows:
17

18 (21) Loan Review Board. (a) There is hereby created a loan review board to implement the
19 revolving loan fund program, oversee revolving loan fund activities, and provide policy guidance
20 to the revolving loan fund administrator. The board is responsible for the revolving loan fund
21 program in its entirety and has the authority to review, select, and award loans under the program.
22

23 (b) The board will be comprised of the chair of the finance committee and four members,
24 appointed by the county executive and subject to confirmation by the county board, who have
25 knowledge and experience in one or more of the following fields: banking, business, engineering,
26 law, or municipal government at the city, town, or village level.
27

28 (c) Two of the initial appointments will be for a term ending in April 2011 and two will be
29 for a term ending in April 2012. Subsequent appointments will be for a term of three years. All
30 terms will end on the third Tuesday in April or as soon thereafter as a successor is appointed and
31 qualified.

32 (d) Any person appointed to the board may be reappointed to the board.

33
34 (e) Public notice will be given of any vacancy on the board, and a replacement will be
35 appointed to serve the remainder of the vacant term.

36
37 (f) The board will elect a chair, vice chair, and secretary at its first meeting for a term ending
38 in April 2010. Thereafter, officers will be elected annually and serve for a term of one year.

39
40 (g) The board may adopt its own bylaws and rules, except that no bylaw or rule may conflict
41 with any county board rule, county ordinance, or Wisconsin statute.

42
43 (h) The Comptroller and the Corporation Counsel will provide staff support to the board. The
44 Comptroller will serve as the administrator of the revolving loan fund and will make periodic activity
45 reports to the county board.

46
47 This ordinance is effective upon publication.

Dated this 24th day of February 2009.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. Mileage reimbursement for Board members will be paid from and is subject to the availability of RLF administrative funds.

COUNTERSIGNED: James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Kozlowski moved, seconded by Supervisor Muench, to adopt Resolution 3 (2008/2009-108) Adopting Revolving Loan Fund Manual. Upon vote, the motion carried unanimously.

No. 2008/2009 - 108

**RESOLUTION ADOPTING
REVOLVING LOAN FUND MANUAL**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has operated a revolving loan fund program since 1999
2 under Wisconsin's Community Development Block Grant Program for Economic Development; and
3

4 WHEREAS, Manitowoc County entered into an Administrative Services Agreement in April
5 2006 that provided for the Economic Development Corporation of Manitowoc County (EDC) to
6 administer the county's revolving loan fund program; and

7 WHEREAS, the EDC has given notice that it is terminating its participation in the
8 Administrative Services Agreement effective February 1, 2009; and
9

10 WHEREAS, the Comptroller has revised the Revolving Loan Fund Manual to make changes
11 necessary to allow the issuance of Milk Volume Production Loans pursuant to state guidelines and
12 to reflect that Manitowoc County will again be responsible for administration of the revolving loan
13 fund program; and
14

15 WHEREAS, the Finance Committee recommends that the county board approve the revised
16 Revolving Loan Fund Manual that has been provided to the members of the county board;
17

18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
19 approves and adopts the revised Revolving Loan Fund Manual.

Dated this 24th day of February 2009.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Appointments by the County Executive: Chairperson Brey recommended the appointments of Jim Hammann and Cindy Huhn to the Loan Review Board for two year terms expiring April 2011. Supervisor Behnke moved, seconded by Supervisor Markwardt, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

Chairperson Brey recommended the appointments of David Diedrich and Phil Maples to the Loan Review Board for three year terms expiring April 2012. Supervisor Gauger moved, seconded by Supervisor Maresh, to approve the appointments. Upon vote, the appointments were confirmed by unanimous consent.

Supervisor Kozlowski moved, seconded by Supervisor Henrickson, to enact Ordinance 5 (2008/2009-109) Amending Manitowoc County Code Secs. 4.14 and 4.15 (Bad Check Fee, Overpayment Refund, and Underpayment Waiver). Upon vote, the motion carried unanimously.

No. 2008/2009 - 109

**ORDINANCE AMENDING MANITOWOC COUNTY CODE SECS. 4.14 AND 4.15
(Bad Check Fee, Overpayment Refund, and Underpayment Waiver)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted Manitowoc County Code sec. 4.14 authorizing

2 a \$30 fee to be charged to persons for dishonored checks and demands for payment; and

3
4 WHEREAS, Manitowoc County has adopted Manitowoc County Code sec. 4.15 specifying
5 a \$4 threshold for refunding overpayments and waiving underpayments; and

6
7 WHEREAS, a review of the statutes and related materials has disclosed that the amounts set
8 in Manitowoc County Code secs. 4.14 and 4.15 need to be reduced to conform to statutory
9 requirements;

10
11 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does
12 ordain as follows:

13
14 Manitowoc County Code sec. 4.14 is amended to reduce the fee for dishonored checks and
15 demands for payment from \$30 to \$20; and

16
17 Manitowoc County Code sec. 4.15 is amended to reduce the threshold for refunding
18 overpayments and waiving underpayments from \$4 to \$2.

19
20 This ordinance is effective March 9, 2009.

Dated this 24th day of February 2009.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

COUNTERSIGNED: James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Bundy gave a brief report.

Supervisor Konen gave a brief report on the Wisconsin Counties Highway Association Winter Conference.

Supervisor Markwardt gave a brief report on the Bay Lakes Regional Planning Conference. He answered supervisors' questions.

Human Services Board: Supervisor Bauknecht gave a brief report and answered supervisors' questions.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Maresh gave a brief report.

Personnel Committee: Supervisor Vogt gave a brief report.

Supervisor Vogt moved, seconded by Supervisor Kozlowski, to adopt Resolution 6 Amending Travel Policy (Motorcycle Use). Discussion followed.

Supervisor Heyroth moved, seconded by Supervisor Henrickson, to table Resolution 6 Amending Travel Policy (Motorcycle Use). Upon discussion and vote, the motion failed with 5 ayes and 17 noes. Supervisors Dufek, Gauger, Henrickson, Heyroth, and Wagner voted aye; all other supervisors vote no.

Discussion followed on the main motion. Supervisor Tittl moved, seconded by Supervisor Heyroth, to table Resolution 6 Amending Travel Policy (Motorcycle Use). Upon discussion and vote, the motion carried with 12 ayes and 10 noes. Supervisors Behnke, Dufek, Henrickson, Janowski, Konen, Kozlowski, Markwardt, Rappe, Schneider, and Vogt voted no; all others voted aye.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Muench, to enact Ordinance 7 (2008/2009-110) Amending Zoning Map (Tuschl Septic Systems, Inc.). Upon vote, the motion carried unanimously.

No. 2008/2009 - 110

**ORDINANCE AMENDING ZONING MAP
(Tuschl Septic Systems, Inc.)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on January 26, 2009; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony
5 and an examination of the facts, recommends that the petition be approved for the reasons stated in
6 the attached report;
7

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

11 A parcel of land located in the NE¼, SW¼, Section 1, T19N-R22E, Town of Cato,
12 commencing at the Center of said Section 1 which is the point of real beginning; thence
13 westerly approximately 437 feet; thence southerly approximately 279.11; thence easterly
14 along the north r/w of STH 310 approximately 437 feet; thence northerly approximately
15 280.44 feet to the point of real beginning; said parcel containing approximately 2.25
16 acres of land, shall be and is hereby rezoned from A2 Agriculture to B1 Business.

Dated this 24th day of February 2009.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

COUNTERSIGNED: James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Heyroth, to enact Ordinance 8 (2008/2009-111) Amending Manitowoc County Code Sec. 11.02(3) and 11.04(1) (Airport Height Limitations Ordinance). Upon vote, the motion carried unanimously.

No. 2008/2009 - 111

**ORDINANCE AMENDING MANITOWOC COUNTY CODE SEC. 11.02(3) and 11.04(1)
(Airport Height Limitations Ordinance)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for an ordinance amendment on January 26, 2009; and
3

4 WHEREAS, the Planning and Park Commission, after careful consideration of testimony and
5 an examination of the facts, has revised the airport height limitation zoning map; has provided a copy
6 of the updated map to the county board, and recommends that Manitowoc County Code secs.
7 11.02(3) and 11.04(1) be amended to correctly describe the revised map;
8

9 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does
10 ordain as follows:
11

12 Manitowoc County Code sec. 11.02(3) is amended by changing the name of the airport from
13 “Manitowoc Municipal Airport” to “Manitowoc County Airport” and by replacing the words “dated
14 July, 1974” with the words “as adopted pursuant to this ordinance”; and
15

16 Manitowoc County Code sec. 11.04(1) is amended by replacing the words “July 1974, which
17 is attached hereto and adopted as part of this Ordinance” and replacing them with the words
18 “September 9, 2008, which is adopted, incorporated by reference, and available for inspection at the
19 Planning and Park Department.”

Dated this 24th day of February 2009.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

COUNTERSIGNED: James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson moved, seconded by Supervisor Muench, to adopt Resolution 9 (2008/2009-112) Authorizing Out-of-State Travel (Nancy Crowley). Upon vote, the motion carried unanimously.

No. 2008/2009 - 112

**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 is a
2 member of the National Radiological Emergency Preparedness Conference Steering Committee;
3 serves on the Program, Registration, and Future Sites Sub-Committees of the Steering Committee;
4 and requests authorization to travel out of state to attend the 19th Annual NREP Conference that will
5 be held in Norfolk, Virginia from April 16-25, 2009; and

6
7 WHEREAS, Florida Power & Light Company will reimburse Manitowoc County for all
8 expenses, including airfare, hotel, meals, and surface transportation, for Nancy H. Crowley to attend
9 the conference;

10
11 NOW, THEREFORE, BE IT RESOLVED the Manitowoc County Board of Supervisors
12 authorizes Nancy H. Crowley to attend the National Radiological Emergency Preparedness
13 Conference Steering Committee in Norfolk, Virginia, April 16-25, 2009.

Dated this 24th day of February 2009.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Expense and revenues are included in the 2009 Budget, but reimbursement revenue will be received only if expenses are incurred.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson gave a brief report.

Miscellaneous: Aging and Disability Resource Center Board and Personnel Committee: Supervisor Heyroth moved, seconded by Supervisor Markwardt, to adopt Resolution 10 (2008/2009-113) Authorizing Two Full Time Information and Assistance Specialist Positions. Upon discussion and vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING TWO FULL TIME
INFORMATION AND ASSISTANCE SPECIALIST POSITIONS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Aging and Disability Resource Center provides services that are critically
2 important to the older and disabled adults of Manitowoc County, but the demand for the services
3 provided by Information and Assistance Specialists exceed the available hours of service; and
4

5 WHEREAS, adequate and well trained staff will be critical for a smooth transition to family
6 care in 2010; and
7

8 WHEREAS, the Aging and Disability Resource Center Board recommends the creation of
9 two additional Information and Assistance Specialist positions to meet the present and future demand
10 for services; and
11

12 WHEREAS, adequate state and federal funding exists to pay the total cost for these two
13 additional positions and no County tax levy money is required;
14

15 NOW, THEREFORE, BE IT RESOLVED that the number of authorized positions for the
16 Aging and Disability Resource Center is increased by two full time equivalent Information and
17 Assistance Specialists; and
18

19 BE IT FURTHER RESOLVED that these positions be filled in accordance with the Non-
20 Represented Policy and Procedure Manual; and
21

22 BE IT FURTHER RESOLVED that the 2009 budget is amended accordingly and that the
23 Comptroller/Auditor is directed to record such information in the official books of the County for
24 the year ended December 31, 2009 as may be required.

Dated this 24th day of February 2009.

Respectfully submitted by the Aging and Disability Resource Center Board.

FISCAL IMPACT: No tax levy impact. The positions will be funded without any increase in the
2009 budget. The annual cost of these positions is estimated to be:

Wages	\$ 76,364
FICA	5,841
WRS	7,941
Health Insurance	36,988
Life Insurance	49

Long Term Disability Insurance	221
<u>Workers Compensation</u>	<u>807</u>
TOTAL	\$128,211

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Janowski: Supervisor Janowski moved, seconded by Supervisor Bundy, to adopt Resolution 11 (2008/2009-114) Approving Town of Newton Zoning Ordinance (Robert Schmatz). Upon discussion and vote, the motion carried with 20 ayes and 2 noes. Supervisors Heyroth and Rappe voted no; all other supervisors voted aye.

No. 2008/2009 - 114

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE
(Robert Schmatz)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted a zoning ordinance under Wis. Stat. § 59.69; and

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

5
6 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances are subject to county
7 board approval in counties that have adopted a zoning ordinance under Wis. Stat. § 59.69; and

8
9 WHEREAS, the Town of Newton has submitted its new zoning ordinance to the county board
10 for approval;

11
12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
13 approves the zoning ordinance that was adopted by the Town Board of the Town of Newton for
14 Robert Schmatz on January 14, 2009.

Dated this 24th day of February 2009

Respectfully submitted by Joe Janowski, Supervisor.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Human Services Board and Finance Committee: Supervisor Henrickson moved, seconded by Supervisor Kozolowski, to adopt Resolution 12 (2008/2009-115) Amending 2008 Human Services Budget. Upon vote, the motion carried unanimously.

RESOLUTION AMENDING 2008 HUMAN SERVICES BUDGET

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, the County Board adopts an operating budget each November for the following year; and

WHEREAS, the Human Services Department receives funding from a variety of sources, including the State of Wisconsin, and this funding is subject to change during the course of the calendar year; and

WHEREAS, Human Services Department revenues and expenditures have changed as shown below and the Finance Committee recommends that the County Board amend the Human Services Department budget to reflect the following changes:

ACCOUNT NO.	ACCOUNT NAME	DEBIT	CREDIT	NEW BALANCE
43060.47233.01	CCS MA Revenue		9,000	9,000
45062.47229	CCS MA Revenue	9,000		91,000
43060.47241	Crisis MA Revenue		30,000	50,000
43060.52301	MH Inpatient	30,000		350,000
43060.52313	Adolescent Therapy	110,240		110,240
45066.52313	Adolescent Therapy		110,240	0
43061.46622	IDP Fees		10,400	104,400
43061.52305	AODA CBRF	10,400		323,351
45062.43560.63	Kinship Care Revenue		11,624	187,793
45062.55022	Kinship Care Base Benefits	11,624		173,973
45066.43560.28	Youth Aids Revenue		88,760	660,972
45066.43560.31	Lincoln Hills Escrow	77,181		9,324
45066.46639	Lincoln Hills Reimb.	6,175		825
45066.51200	Wages Represented	4,156		326,321
45066.51490	Accrued Vacation	4,549		4,549
45066.51491	Accrued Comp.	1,159		1,159
45066.51554	Health Insurance	5,425		79,088
45066.52175	Contract Worker OJA	29,078		111,392

39	43060.52313	Adolescent Therapy	38,218		148,458
40	45066.52315	Lincoln Hills Expense		77,181	9,324
41					
42	43070.43560.78	AFH Continuation		17,456	38,456
43	43070.52357	Act 405 Expense	17,456		38,456
44					
45	45067.46636	Foster Home Refunds		129,902	264,707
46	45067.47356	Other County FH		28,875	28,875
47	45067.52317	Foster Home Expense	102,270		551,621
48	45067.52317.10	Foster Home Other	19,499		19,499
49	45067.52381	Admin. Services	37,008		187,208
50					
51	45068.43560.19	Youth Indep. Living		6,564	12,404
52	45068.43560.32	Youth Indep. Living		4,265	31,894
53	45068.52327	Youth Indep. Living II	6,564		12,404
54	45068.52373	Youth Indep. Living II	4,265		31,894
55					
56	43072.43560.66	Brain Injury Waiver		12,370	263,520
57	43072.52371	Brain Injury Waiver	12,370		226,580
58					
59	43075.43560	BIW CA Revenue		19,107	19,107
60	43075.51997	BIW CA Admin.	1,130		1,130
61	43075.52371	BIW CA Services	17,977		17,977
62					
63	43170.43560.37	CIP 1A Revenue		78,180	1,343,673
64	43170.52334	CIP 1A Services	78,180		1,334,659
65					
66	43270.43560.38	CIP 1B Rev.		202,966	3,214,311
67	43575.52334	CIP 1B FF Services	116,683		2,216,132
68	43670.52334	CIP 1B-COP Serv.		93,277	332,974
69	43870.52334	CIP 1B-CA Services	179,560		743,569
70					
71	43479.43560.85	CLTS-MH-CA Rev.		98,619	98,619
72	43479.52334	CLTS-MH-CA Exp.	98,619		98,619
73					
74	43482.43560.85	Autism MH Intens.		28,269	85,965
75	43482.52334	Autism MH Intens. Exp	28,269		74,399
76					
77	43484.43560.85	CLTS DD State Rev.		13,483	13,483
78	43484.52334	CLTS DD State Exp.	13,483		13,483
79					
80	43486.43560.85	CLTS-PD State Rev.		14,468	14,468
81	43486.52334	CLTS-PD State Services	14,468		14,468
82					

83	43570.43560.87	H&CB Waiver/ICF-MR		772,382	3,374,798
84	43570.52333	H&CB Waiver Day Serv.	65,598		169,694
85	43570.52368	H&CB Waiver Other Exp.	310,469		1,208,302
86	43570.53080	H&CB Waiver Room/Bd.	396,315		1,731,506
87					
88	45073.43560.41	CIP II/COP W Rev.	1,087,163		2,622,670
89	45073.51997	CIP II Alloc. Admin.	18,873		159,597
90	45073.51998	CIP II Alloc. CM	106,764		232,496
91	45073.52334	CIP II Services	234,265		1,982,187
92	45073.52347	CIP II Case Mngment		99,818	208,008
93	45073.43560.41	COP W Rev.		1,354,623	1,354,623
94	45173.51998	COP-W Alloc CM	20,432		104,614
95	45173.52334	COP-W Services	51,556		1,018,664
96	45173.52347	COP-W Case Mng.		64,612	123,210
97					
98	45172.47237	Pers. Care MA Rev.		75,000	2,575,000
99	45172.52334	Pers. Care MA Exp.	75,000		1,961,380
100					
101	45273.43560.41	Comm Reloc. Initiative		102,334	529,971
102	45273.51997	Allocated Admin.	6,692		31,817
103	45273.51998	Allocated CM		23,833	44,049
104	45273.52334	Services	45,424		373,694
105	45273.52347	CM	74,051		77,560
106	45373.43560.41	CRI Diversion Rev.		56,397	338,442
107	45373.51997	CRI Allocated Admin.	3,690		20,714
108	45373.51998	Allocated CM		33,180	25,578
109	45373.52334	Services	59,609		258,480
110	45373.52347	CM	26,278		32,242

111

112 NOW, THEREFORE, BE IT RESOLVED that the 2008 Human Services Department budget
113 is amended by the amounts shown above and that the Comptroller/Auditor is directed to record such
114 information in the official books of the County for the year ending December 31, 2008 as may be
115 required.

Dated this 24th day of February 2009.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: Increases net budgeted revenues and expenses by \$1,985,525.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh moved to adjourn, seconded by Supervisor Schneider, and the motion was adopted by acclamation. The meeting adjourned at 8:18 p.m.

Respectfully submitted,
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

March 17, 2009

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc, in the City of Manitowoc, being the 17th day of March 2009, for the purpose of transacting business as a Board of Supervisors.

Chairperson James Brey called the meeting to order at 7:00 P.M.

Supervisor Tittl gave the invocation, which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 22 members present; Bauknecht, Behnke, Brey, Diedrich, Dufek, Gauger, Gerroll, Hansen, Henrickson, Janowski, Konen, Korinek, Kozlowski, Maresh, Markwardt, Panosh, Rappe, Schneider, Tittl, Vogt, and Wagner. Supervisors Bundy, Heyroth, and Muench were excused.

On motion by Supervisor Gauger, seconded by Supervisor Bauknecht, the February 24, 2009 meeting minutes were approved by unanimous vote.

The County Clerk announced changes to the agenda. Supervisor Markwardt moved, seconded by Supervisor Henrickson to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Chairperson Jim Brey presented a Proclamation Commemorating Edward D. Grimm to Ed's daughter, Maggie Delaport and her family. Maggie thanked everyone for the honor bestowed upon her Father and shared an anecdote relating to her father's frugality.

Chairperson Brey read a Proclamation Declaring Child Abuse Prevention Month.

PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public input open at 7:11 p.m.

Katie Mnuk, Project Coordinator of Lakeland Long Term Care District, gave an informational presentation on the reformation of long term care. The new program creates a district that will serve Fond du lac, Manitowoc, and Winnebago Counties and reduce reliance on institutions with more community-based care. She answered supervisors questions.

No one else present wished to speak, subsequently Chairperson Brey declared public input closed 7:36 p.m.

UNFINISHED BUSINESS, INCLUDING ANY MOTIONS TO RECONSIDER ACTIONS TAKEN AT THE LAST MEETING

Supervisor Vogt moved, seconded by Supervisor Kozlowski, to remove from the table and consider

Resolution (2008/2009 - 116) Amending Travel Policy (Motorcycle Use) that was dated February 24, 2009. Upon discussion and vote the motion carried with 20 ayes and 2 noes. Supervisors Gauger and Wagner voted no; all other supervisors vote aye.

No. 2008/2009 - 116

**RESOLUTION AMENDING TRAVEL POLICY
(Motorcycle Use)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted a Travel Policy as part of its Employee Policy
2 and Procedure Manuals, which are designed to ensure the fair and equal treatment of County
3 employees and compliance with Federal and State employment laws; and
4

5 WHEREAS, the Travel Policy presently allows an employee to ride a motorcycle in the
6 course of employment if he or she uses appropriate personal protective equipment, including a safety
7 helmet; and
8

9 WHEREAS Manitowoc County is committed to managing risk and limiting liability
10 whenever possible and can reduce its current and future workers compensation costs by amending
11 its Travel Policy to prohibit the use of motorcycles in the course of travel for County business, with
12 an exception for the use of the Sheriff's Department motorcycle for law enforcement duties; and
13

14 WHEREAS, a copy of the proposed amendment has been provided to the County Board and
15 the Personnel Committee recommends that the amendment be adopted;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Travel Policy is amended to prohibit the
18 use of motorcycles in the course of travel for County business, with the exception of the use of the
19 Sheriff's Department motorcycle to perform law enforcement duties.

Dated this 24th day of February 2009.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Workers compensation costs will be reduced by \$50,000 in 2009.

APPROVED: Bob Ziegelbauer, County Executive.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey recommended the appointment of Mary Haban to the Long Term Support Planning Committee to complete a vacancy expiring April 2011. Supervisor Bauknecht moved, seconded by Supervisor Mueller, to approve the appointment. Upon vote, the appointment was confirmed by unanimous consent.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES, AND FORTHCOMING EVENTS

Aging and & Disability Resource Center Board: Supervisor Wagner moved, seconded by Supervisor Janowski, to adopt Resolution 1 (2008/2009-117) Authorizing Out-of-State Travel (Judith A. Rank). Upon vote, the motion carried unanimously.

No. 2008/2009 - 117

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Judith A. Rank)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Aging & Disability Resource Center administered a Wisconsin Arthritis
2 Prevention and Control Program in 2008; and
3

4 WHEREAS, Aging & Disability Resource Center Director has been invited by the
5 Milwaukee Area Health Education Center, in cooperation with the Wisconsin Arthritis Program and
6 the Wisconsin Department of Health Services, Division of Public Health, to participate in a panel
7 at the third National Conference on Health Communication, Marketing, and Media sponsored by the
8 Center for Disease Control in Atlanta, Georgia on August 11-13, 2009;
9

10 WHEREAS, the conference will provide opportunities to learn about the most recent
11 research findings, innovative health marketing techniques, and new ways to engage health partners;
12 and
13

14 WHEREAS, all expenses, including air travel, hotel, meals, and surface transportation, will
15 be paid by the Wisconsin Arthritis Program;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
18 authorizes Judith A. Rank to travel out of state to the National Conference on Health
19 Communication, Marketing, and Media in Atlanta, Georgia on August 11-13, 2009.

Dated this 17th day of March 2009.

Respectfully submitted by the Aging and Disability Resource Center Board.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Board of Health: Supervisor Janowski reported that their next meeting will be March 19.

Executive Committee: Supervisor Behnke moved, seconded by Supervisor Vogt, to adopt Resolution 2 (2008/2009-118) Allocating Good Government Award. Upon vote, the motion carried unanimously.

RESOLUTION ALLOCATING GOOD GOVERNMENT AWARD

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Good Government Award program was established in 2003 by
2 Foth, a Wisconsin-based consulting engineering firm, in cooperation with the Wisconsin Counties
3 Association, the League of Wisconsin Municipalities, and the Wisconsin Towns Association, to
4 recognize local units of government that engage in cooperative service initiatives, regionalization
5 of services, and other innovative approaches that help governments do more with less; and
6

7 WHEREAS, Manitowoc County was selected as county recipient of the 2008 Good
8 Government Award for its innovative approach to controlling health care costs by combining health
9 savings accounts and a high deductible health plan to create a consumer-driven health plan; and
10

11 NOW, THEREFORE, BE IT RESOLVED the county board directs that the proceeds of the
12 2008 Good Government Award be distributed to the following projects that have been recommended
13 by employees:
14

15 \$250 to the Health Department for reflective sashes for walkers;
16 \$250 to the Human Service Department for the Painting Pathways Clubhouse;
17 \$250 to the Human Services Department for a waiting room for Foster care clients;
18 \$250 to the Personnel Department for the employee wellness program; and
19

20 BE IT FURTHER RESOLVED the 2009 budget is amended by the amounts stated and that
21 the Comptroller/Auditor is directed to record such information in the official books of the County
22 for the year ending December 31, 2009 as may be required.

Dated this 17th day of March 2009.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: No tax levy impact.

APPROVED: Bob Ziegelbauer, County Executive.

Finance Committee: Supervisor Kozlowski gave a brief report.

Highway Committee: Supervisor Markwardt moved, seconded by Supervisor Konen, to adopt
Resolution 3 (2008/2009-119) Authorizing Amendment to Joint Construction Agreement for County
Trunk CR in the City of Manitowoc. Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING AMENDMENT TO JOINT CONSTRUCTION
AGREEMENT FOR COUNTY TRUNK CR IN THE CITY OF MANITOWOC**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County and the City of Manitowoc entered into a Joint Construction
2 Agreement for County Trunk CR in the City of Manitowoc between Viebahn Street and Dewey
3 Street; and

4
5 WHEREAS, the City completed the work and the County transferred jurisdictional control
6 to the City; and

7
8 WHEREAS, the Wisconsin Department of Transportation has suggested to the County and
9 the City that the transfer of jurisdictional control needs to include all of County Trunk CR in the City
10 of Manitowoc between Viebahn Street and State Trunk Highway 151; and

11
12 WHEREAS, the County Board has been provided with a proposed Amendment to Joint
13 Construction Agreement for County Trunk CR in the City of Manitowoc, which has been reviewed
14 by the Corporation Counsel;

15
16 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County Board of Supervisors
17 authorizes the County Executive and County Clerk to execute an Amendment to the Joint
18 Construction Agreement with the City of Manitowoc to include all of County Trunk CR in the City
19 of Manitowoc between Viebahn Street and State Trunk Highway 151 and to take such other action
20 as may be needed to transfer jurisdictional control to the City of Manitowoc.

Dated this 17th day of March 2009.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Markwardt moved, seconded by Supervisor Behnke, to adopt Resolution 3a (2008/2009-120) Petitioning for Airport Improvement Aid. Upon vote, the motion carried unanimously.

**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,
2 establish, 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
5 Airport, located in Manitowoc County, Wisconsin and desires to make a PETITION FOR AIRPORT
6 PROJECT to the Secretary of the Wisconsin Department of Transportation stating that:
7

8 The airport should generally conform to the requirements for a General Aviation type
9 airport as defined by the Federal Aviation Administration;
10

11 The character, extent, and kind of improvements desired under the project are land
12 acquisition to address safety concerns and any necessary related work; and
13

14 The airport project is necessary to meet the existing and future needs of the airport;
15

16 and
17

18 WHEREAS, airport users have been consulted in formulating the proposed improvements;
19 and
20

21 WHEREAS, a public hearing was held prior to the filing of this petition in accordance with
22 Wis. Stat. § 114.33(2), as amended, and a transcript of the hearing is transmitted with the petition;
23 and
24

25 WHEREAS, Manitowoc County is required by Wis. Stat. § 114.32(5) to designate the
26 Secretary of the Wisconsin Department of Transportation as its agent to accept, receive, receipt for,
27 and disburse any funds granted by the United States under the federal Airport and Airway
28 Improvement Act and is authorized by law to designate the Secretary as its agent for other purposes;
29

30 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors
31 that a petition for federal or state aid, or both, in the following form is hereby approved:
32

33 The petitioner, desiring to sponsor an airport development project with federal and state
34 aid or state aid only, in accordance with the applicable state and federal laws,
35 respectfully represents and states:
36

- 37 1. That the airport, which it desires to develop, should generally conform
38 to the requirements for a General Aviation type airport as defined by
39 the Federal Aviation Administration.
40
- 41 2. That the character, extent, and kind of improvements which it desires
42 under the project are as follows: replace/upgrade fuel system and
43 storm water management plan; clear and maintain runway approaches
44 as stated in Transportation Administrative Code Chapter 55; and any
45 necessary related work.

46 3. That the airport project, which your petitioner desires to sponsor, is
47 necessary to meet the existing and future needs of the airport;

48 and

49
50 BE IT FURTHER RESOLVED that it is recognized that the improvements petitioned for as
51 listed will be funded individually or collectively as funds are available, with specific project costs
52 to be approved as work is authorized, the proportionate cost of the airport development projects
53 described above which are to be paid by Manitowoc County to the Secretary of the Wisconsin
54 Department of Transportation (hereinafter referred to as the Secretary) to be held in trust for the
55 purposes of the project; any unneeded and unspent balance after the project is completed is to be
56 returned to Manitowoc County by the Secretary; Manitowoc County will, subject to available
57 appropriations, make available any additional monies that may be found necessary, upon request of
58 the Secretary, to complete the project as described above; the Secretary shall have the right to
59 suspend or discontinue the project at any time additional monies are found to be necessary by the
60 Secretary and Manitowoc County does not provide the same; and

61
62 BE IT FURTHER RESOLVED that the Secretary is hereby designated as Manitowoc County's
63 agent and is requested to agree to act as such in matters relating to the airport development project
64 described above; is hereby authorized as Manitowoc County's agent to make all arrangements for
65 the development and final acceptance of the completed project whether by contract, agreement, force
66 account, or otherwise and particularly to accept, receive, receipt for, and disburse federal monies or
67 other monies, either public or private, for the acquisition, construction, improvement, maintenance
68 and operation of the airport; to acquire property or interests in property by purchase, gift, lease, or
69 eminent domain under Wis. Stat. Ch. 32; to supervise the work of any engineer, appraiser,
70 negotiator, contractor, or other person employed by the Secretary; to execute any assurances or other
71 documents required or requested by any agency of the federal government; and to comply with all
72 federal and state laws, rules, and regulations relating to airport development projects; and

73
74 BE IT FURTHER RESOLVED that Manitowoc County requests that the Secretary provide,
75 pursuant to Wis. Stat. § 114.33(8)(a), that Manitowoc County may acquire certain parts of the
76 required land or interests in land that the Secretary shall find necessary to complete the aforesaid
77 project; and

78
79 BE IT FURTHER RESOLVED that Manitowoc County agrees to maintain and operate the
80 airport in accordance with the conditions established in Wis. Admin. Code Ch. Trans 55 or in
81 accordance with any Airport Owner Assurances enumerated in any Federal Block Grant Agreement
82 necessary to fund the proposed improvements; and

83
84 BE IT FURTHER RESOLVED that the County Executive and the County Clerk are authorized
85 to sign and execute any Agreement and Federal Block Grant Owner Assurances authorized by this
86 Resolution and necessary to fund the proposed improvements.

 Dated this 17th day of March 2009.

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 grant funding for land acquisition and necessary work relating to the proposed improvements. Any necessary budget amendments will be brought to the County Board for approval.

APPROVED: Bob Ziegelbauer, County Executive.

Human Services Board: Supervisor Rappe gave a brief report and answered supervisors' questions. Their next meeting will be March 26.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Schneider gave a brief report.

Personnel Committee: Supervisor Vogt gave a brief report.

Supervisor Vogt moved, seconded by Supervisor Janowski, to adopt Resolution 4 (2008/2009-121) Amending Employee Policy and Procedure Manuals (Family and Medical Leave Act). Upon vote, the motion carried unanimously.

No. 2008/2009 - 121

**RESOLUTION AMENDING EMPLOYEE POLICY AND PROCEDURE MANUALS
(Family and Medical Leave Act)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted Employee Policy and Procedure Manuals to
2 ensure fair and equal treatment of County employees and compliance with Federal and State
3 employment laws; and
4

5 WHEREAS, the Federal government now requires that an employer must include all of the
6 information contained in the Family and Medical Leave Act General Notice in an employee
7 handbook if the employer maintains an employee handbook; and
8

9 WHEREAS the Family and Medical Leave Act was revised to include Military Family Leave
10 Entitlements; and
11

12 WHEREAS, the Personnel Committee has reviewed the proposed amendment, has provided
13 a copy to the County Board; and recommends that the Employee Policy and Procedure Manuals be
14 amended accordingly;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Non-Represented and Represented Policy
17 and Procedure Manuals are amended to include the proposed Family and Medical Leave Act policy.

Dated this 17th day of March 2009.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Janowski, to adopt Resolution 5 (2008/2009-122) Amending Employee Policy and Procedure Manuals (Wellness Policy). Upon discussion and vote, the motion carried unanimously.

No. 2008/2009 - 122

**RESOLUTION AMENDING EMPLOYEE POLICY AND PROCEDURE MANUALS
(Wellness Policy)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted Employee Policy and Procedure Manuals to
2 ensure the fair and equal treatment of County employees and compliance with Federal and State
3 employment laws; and
4

5 WHEREAS, a Wellness Policy was adopted by the Manitowoc County Board of Supervisors
6 in October 2002; and
7

8 WHEREAS, the Wellness Program has evolved over time and continues to be a successful
9 component of our initiative to positively impact employee lifestyles and to assist in controlling health
10 care costs care through education, support, and programming; and
11

12 WHEREAS, the Personnel Committee has reviewed the proposed amendment, has provided
13 a copy to the County Board; and recommends that the Employee Policy and Procedure Manuals be
14 amended accordingly;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Non-Represented and Represented Policy
17 and Procedure Manuals be amended to include the amended Wellness Policy.

Dated this 17th day of March 2009.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission: Supervisor Mueller moved, seconded by Supervisor Gauger, to enact Ordinance 6 (2008/2009-123) Amending Zoning Map (Stephen and Elaine Diedrich). Upon vote, the motion carried unanimously.

No. 2008/2009 - 123

**ORDINANCE AMENDING ZONING MAP
(Stephen and Elaine Diedrich)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on February 23, 2009; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and
5 an examination of the facts, recommends that the petition be approved for the reasons stated in the
6 attached report;
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 SW¼, SE¼, Section 32, T21N-R22E, Town of
12 Cooperstown, commencing at the S¼ corner of said Section 32 which is the point of real
13 beginning; thence easterly approximately 700 feet; thence northerly approximately 900
14 feet; thence westerly approximately 45 feet; thence northerly approximately 353.70 feet;
15 thence easterly approximately 109.56 feet; thence northerly approximately 75 feet;
16 thence westerly approximately 735 feet; thence southerly along the east r/w of Rameker
17 Road approximately 1155 feet; thence continue southerly approximately 180 feet to the
18 point of real beginning; said parcel containing approximately 20.53 acres of land, shall
19 be and is hereby rezoned from A3 Agriculture to NA Natural Area.

Dated this 17th day of March 2009.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

COUNTERSIGNED: James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Bauknecht, to enact Ordinance 7(2008/2009-124) Amending Zoning Map (Delton Duchow). Upon vote, the motion carried with 21 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

**ORDINANCE AMENDING ZONING MAP
(Delton Duchow)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on February 23, 2009; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and
5 an examination of the facts, recommends that the petition be approved for the reasons stated in the
6 attached report;
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 SW¼, SE¼, Section 32, T19N-R21E, Town of Rockland,
12 commencing at the S¼ corner of said Section 32; thence northerly approximately 33 feet
13 to the north r/w of Marsh Road; thence easterly along the north r/w of Marsh Road
14 approximately 170 feet which is the point of real beginning; thence continue easterly
15 along the north r/w of Marsh Road approximately 230 feet; thence northerly
16 approximately 379 feet; thence westerly approximately 230 feet; thence southerly
17 approximately 379 feet to the point of real beginning; said parcel containing
18 approximately 2.0 acres of land, shall be and is hereby rezoned from A3 Agriculture to
19 A1 Agriculture.

Dated this 17th day of March 2009.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

COUNTERSIGNED: James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller moved, seconded by Supervisor Korinek, to enact Ordinance 8(2008/2009-125)
Amending Zoning Map (James and Rose Kocourek). Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING ZONING MAP
(James and Rose Kocourek)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on February 23, 2009; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and
5 an examination of the facts, recommends that the petition be approved for the reasons stated in the
6 attached report;
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 NE¼, NW¼, Section 34, T19N-R21E, Town of
12 Rockland, commencing at the N¼ corner of said Section 34; thence westerly
13 approximately 840 feet which is the point of real beginning; thence continue westerly
14 approximately 448.56 feet to the east r/w of CTH W; thence southerly along the east r/w
15 of CTH W approximately 764.18 feet; thence easterly approximately 351.13 feet; thence
16 northerly approximately 776.77 feet to the point of real beginning; said parcel containing
17 approximately 7.06 acres of land, shall be and is hereby rezoned from A2 Agriculture
18 and A3 Agriculture to A1 Agriculture.

Dated this 17th day of March 2009.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

COUNTERSIGNED: James N. Brey, County Board Chair.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Mueller reported that their next meeting will be March 23.

Public Works: Supervisor Behnke moved, seconded by Supervisor Vogt, to adopt Resolution 9 (2008/2009-126) Approving Policies and Procedures for After Hours Use of Courthouse. Upon vote, the motion carried unanimously.

No. 2008/2009 - 126

**RESOLUTION APPROVING POLICIES AND PROCEDURES
FOR AFTER HOURS USE OF COURTHOUSE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Courthouse serves as the seat of county government; is
2 the repository for the county's official records; houses departments that have confidential civil,
3 criminal, juvenile, legal, medical, mental health, and personnel records; and is on the National
4 Register of Historic Places; and

5
6 WHEREAS, Manitowoc County has received a request from Mainly Manitowoc, Inc. to use
7 the Manitowoc County Courthouse as the venue for a fund-raising event; and

8
9 WHEREAS, Manitowoc County is presently involved in litigation regarding the use of the
10 exterior courthouse grounds, and the Public Works Committee believes that it is in the county's
11 interest to adopt written policies and procedures regarding use of the interior of the courthouse in
12 order to avoid or minimize the potential for future litigation; and

13
14 WHEREAS, the Public Works Committee has reviewed proposed policies and procedures for
15 use of the courthouse, has provided a copy of those policies and procedures to the county board, and
16 recommends that they be adopted;

17
18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
19 adopts the proposed Manitowoc County Courthouse, Policies and Procedures (After Hours Use).

Dated this 17th day of March 2009.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No tax levy impact. Revenues should equal expenses.

APPROVED: Bob Ziegelbauer, County Executive.

Safety Net Accountability Panel: Supervisor Kozlowski gave a brief report.

Transportation Coordinating Committee: Supervisor Mueller reported that their next meeting will be March 18.

Other Business: Supervisor Markwardt requested that county personnel submit resolutions and ordinances in a timely manner so that supervisors have adequate time to review the contents prior to the meeting.

Supervisor Behnke moved to adjourn, seconded by Supervisor Kozlowski and the motion was adopted by acclamation. The meeting adjourned at 8:10 p.m.

Respectfully submitted,
Jamie J. Aulik, County Clerk

COUNTY BOARD PROCEEDINGS INDEX

APPOINTMENTS

May 20, 2008 Session:

- ▶ Local Emergency Planning Committee: Eric Storm and Alternate Brian Helminger.
- ▶ Transportation Coordinating Committee: Frank Hlinak and Sharon Walling.

June 17, 2008 Session:

- ▶ Aging & Disability Resource Center Accountability Board: Irma Gosselin and Howard Kluczinske.
- ▶ Board of Adjustment: Earl Glaeser, Orville Bonde and Alternate Bob Rasmussen.
- ▶ Local Emergency Planning Committee: Robert Ziegelbauer.
- ▶ Northeast Wisconsin Regional Economics Partnership: Dan Pawlitzke and Alternates David Less and Ken Stubbe.
- ▶ Planning and Park Commission: Edward J. Spurney.
- ▶ Manitowoc Public Library Board of Trustees: Christine Kornely.
- ▶ Wisconsin Works Steering Committee: Laurie Gehrke and Kate Hildebrandt.

July 15, 2008 Session:

- ▶ Joint Dispatch Board: Mark Busse and Alternate Bill Manis.

September 16, 2008 Session:

- ▶ Bay-Lake Regional Planning Commission: Don Markwardt.

October 7, 2008 Session:

- ▶ County Board: Art Diedrich.
- ▶ Finance Committee: Art Diedrich.

November 18, 2008 Session:

- ▶ Ethics Board: Tom Musial.
- ▶ Expo Board: Supr Kevin Behnke, Marie Kohlbeck, Dan Newberg, Dan Schaut, Jerome Vetting.
- ▶ Ice Center Board: Mike Jagemann, Kathy Palmer, Dick Pollen.
- ▶ Joint Dispatch Board: Debra Grimm and alternate, Bill Riesterer.

December 16, 2008 Session:

- ▶ Director of Planning and Park: Tim Ryan.
- ▶ Human Services Board: Maura Yost.
- ▶ Wisconsin Works Steering Committee: Paul Blashka, Rebecca Martell, Sheila Schetter
- ▶ Manitowoc-Calumet Library System Board of Trustees: Julie Grinde, Carol Wagner, Kerry Trask, James VandenBoom.

January 20, 2009 Session:

- ▶ County Board: 21st Supervisory District - Rick Gerroll
- ▶ Public Safety Committee: Supr Rick Gerroll.
- ▶ Finance Committee: Supr Paul Tittl.

APPOINTMENTS continued...

February 24, 2009 Session:

- ▶ Kiel Public Library Board of Trustees: Michelle May.
- ▶ Local Emergency Planning Committee: Gary Shavlik and Alternate Lee Stadler.
- ▶ Loan Review Board: Jim Hammann, Cindy Huhn, David Diedrich, Phil Maples.

March 17, 2009 Session:

- ▶ Long Term Support Planning Committee: Mary Haban.

COMMUNICATIONS

April 15, 2008 Session:

1. Vilas County - Resolution Opposing H.R. 2421, the Clean Water Restoration Act of 2007.
2. Langlade County - Resolution Requesting Increased Reimbursement Payments for State Probation and Parole Prisoners Held in the Langlade County Jail.
3. Langlade County - Resolution Opposing Proposal to Utilize Federal Assistance Allocation to Fund a Statewide VHR Digital Trunking System.
4. Langlade County - Resolution Supporting A.B. 509 Reducing Reimbursement by the County for 51.42 Services.
5. Brown County - Resolution Supporting Enactment of Legislation to Reinstate Passport Acceptance Agent Fees to \$30 for Counties.

April 22, 2008 Session:

1. Kewaunee County - Resolution Legislation to Re-Emphasize the Transportation User Fee Concept
thus Segregating Fuel Tax Revenues and Vehicle Registration Fees Specifically for the Transportation Funds.

May 20, 2008 Session:

1. Florence County - Resolution Opposing S. 1870 and H.R. 2421 Relating to the Federal Water Pollution Control Act to Clarify the Jurisdiction of the United States over Waters of the United States.
2. Calumet County - Resolution Opposing the Proposal by the Wisconsin Office of Justice Assistance to Retain Monies from the Public Safety Interoperable Communications Grant Program and Not Pass through 80% of the Funding to Local Agencies.
3. Brown County - Resolution Requesting Placement of Wireless Emergency 911 Surcharges into the Budget Repair Bill.
4. St. Croix County - Resolution Requesting the State of Wisconsin to Increase Reimbursement Payments made by the Department of Corrections for State Probation and parole Prisoners Held in County Jails.

June 17, 2008 Session:

1. Waupaca & Washburn Counties - Resolution Requesting Increased Reimbursement Payments for State Probation and Parole Prisoners Held in Their County Jails.
2. Waupaca & Washburn Counties - Resolution Opposing Proposal to Utilize Federal Assistance Allocation to Fund Statewide VHR Digital Trunking System.
3. Kewaunee County - Resolution Supporting Enactment of Legislation to Reinstate Passport Acceptance Fees to \$30 for Counties.
4. Brown County - Resolution Opposing H.R. 2421 Relating to the Federal Water Pollution Control Act to Clarify the Jurisdiction of the United States Over Waters of the United States.
5. Portage County - Resolution Supporting the Hospital Assessment in the Budget Repair Bill to Capture More Federal Dollars for Wisconsin and Alleviate the Impact of Medicaid Cost-Shifting.
6. Columbia & Portage Counties - Resolution Requesting Legislators to Enact Legislation to Restrict the Transportation User Fee to its Original Intent Thus Segregating Fuel Tax Revenues and Vehicle Registration Fees Specifically for the Transportation Fund.

COMMUNICATIONS continued...

7. Portage County - Resolution Supporting Retention of Local Access to CTH X and I-39 at Mile 165.
8. Oneida County - Resolution Requesting Placement of Wireless Emergency 911 Surcharges in the Budget Repair Bill.
9. Town of Manitowoc Rapids - Letter Regarding the Proposed Rezone Request at the Corner of Highway 310 and Wagon Wheel Road.

July 17, 2008 Session:

1. Florence County, Jackson County and Price County - Resolution Requesting Placement of Wireless Emergency 911 Surcharges in the Budget Repair Bill.
2. Price County - Resolution Requesting Increased Reimbursement Payments for State Probation and Parole Prisoners Held in their County Jails.
3. Jackson County - Resolution Opposing the Retention of Funds from the Public Safety Interoperable Communications Grant Program.
4. Winnebago County - Resolution Requesting Legislation to Re-emphasize the Transportation User Fee Concept Thus Segregating Fuel Tax Revenues and Vehicle Registration Fees Specifically for the Transportation Fund.

August 19, 2008 Session:

1. Sauk County - Resolution Requesting Wisconsin State Legislature to Continue the Wireless Emergency 9-1-1 Surcharge.
2. Trempealeau County - Resolution Requesting the Governor and State Legislators Enact Legislation to Restrict Transportation Fees Specifically for the Transportation Fund.
3. Brown, Juneau, Oconto, Trempealeau and Washara Counties - Resolution Supporting a Change in the Register of Deeds Recording Fee from a "Per Page" to a "Flat" Fee.

September 16, 2008 Session:

1. Oconto County - Resolution Opposing Forest-Wide Travel Management Project Plan in Chequamegon-Nicolet National Forest as Proposed by the United States Forest Service.
2. Juneau County - Resolution Requesting Legislators Re-emphasize the Transportation User Fee Concept thus Segregating Fuel Tax Revenues and Vehicle Registration Fees Specifically for the Transportation Fund.
3. LaCrosse and Portage Counties - Resolution Requesting Wisconsin State Legislature to Continue the Wireless Emergency 9-1-1 Surcharge.

October 7, 2008 Session:

1. Portage County - Resolution Supporting Federal Legislation to Establish a Lower National Speed Limit.
2. Brown County - Resolution Requesting Fee Increase for Street Trade and Minors' Work Permits.
3. Lincoln County - Resolution Initiating Investigation of Food and Drug Administration; Prohibiting Members of Congress or the FDA to Act as Agent for Drug Industry; and Banning Contributions from Drug Companies to Candidates for Public Office.
4. Oconto County - Resolution Requesting Legislature to Continue Wireless Emergency 9-1-1 Surcharge.
5. Kewaunee, Langlade and Walworth Counties - Resolution Supporting Change in Register of Deeds Recording Fees from a "Per Page" to a "Flat" Fee.

COMMUNICATIONS continued...

December 16, 2008 Session:

1. Forest County - Resolution Requesting Legislation to Restrict Transportation Fees Specifically for the Transportation Fund.

January 20, 2009 Session:

1. Dodge County - Resolution Requesting Legislation to Restrict Transportation Fees Specifically for the Transportation Fund.

March 17, 2009 Session:

1. Kewaunee County - Resolution Supporting Standard Enforcement of Seatbelt Law.

PETITIONS

April 22, 2008 Session:

1. James Stadler - Town of Cato
2. Constance Schultz - Town of Gibson
3. Country Horizons Co-op - Town of Manitowoc Rapids
4. Kenneth Lubbert - Town of Schleswig

May 20, 2008 Session:

1. R&R Land Holdings LLC - Town of Manitowoc Rapids

July 15, 2008 Session:

1. Paul and Nancy Rameker - Town of Cooperstown.

August 19, 2008 Session:

1. William Brunner - Town of Manitowoc Rapids
2. Jesse and Jerome Cain - Town of Cooperstown
3. Steve and Kathleen Vogel - Town of Schleswig

October 7, 2008 Session:

1. Manitowoc County Planning and Park Commission - Manitowoc County

October 27, 2008 Session:

1. Manitowoc County Planning and Park Commission - Manitowoc County

December 16, 2008 Session:

1. Town of Cato – Goehring Bridge.
2. Town of Eaton – B-36-0163 Quarry Bridge.
3. Town of Gibson – B-36-162 Melnik Bridge.
4. Town of Liberty – Hove Bridge.
5. Town of Liberty – B-36-170 Pine River Bridge.
6. Town of Manitowoc Rapids – Fischer Bridge.
7. Town of Manitowoc Rapids – Herrmann Bridge.
8. Town of Manitowoc Rapids – Kennedy Bridge.
9. Town of Manitowoc Rapids – B-36-0164 Village Drive Bridge.
10. Town of Manitowoc Rapids – B-36-1069 Michigan Avenue Bridge.
11. Town of Manitowoc Rapids – B-36-0181 Valley Drive Bridge.
12. Town of Manitowoc Rapids – Pfefferkorn Bridge.
13. Town of Manitowoc Rapids – Vogel Bridge.
14. Town of Manitowoc Rapids – Wetenkamp Bridge.
15. Town of Mishicot – Bertler Bridge.
16. Town of Mishicot – Hillcrest Bridge.
17. Town of Rockland – Krepline Bridge.
18. Town of Schleswig – P-36-200 Steinthal Road Bridge.
19. Town of Two Rivers – Jagemann Bridge.
20. Town of Two Rivers – Jansma Bridge.

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January 20, 2009 Session:

1. Manitowoc County Planning and Park Commission – Manitowoc County.
2. Stephen and Elaine Diedrich – Town of Cooperstown.
3. Delton Duchow – Town of Rockland.
4. Tuschl Septic Systems, Inc. – Town of Cato.

February 24, 2009 Session:

1. James and Rose Kocourek – Town of Rockland.
2. Manitowoc County Planning and Park Commission – Manitowoc County.

March 17, 2009 Session:

1. Ron Lese – Town of Gibson.

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